



AGENDA

FOR GOVERNANCE AND COMPLIANCE COMMITTEE MEETING TO BE HELD ON

**20 SEPTEMBER 2021 AT CONCLUSION OF FINANCE AND CORPORATE
SERVICES COMMITTEE**

**IN WITTBER & DR RUBY DAVY ROOMS, SALISBURY COMMUNITY HUB, 34
CHURCH STREET, SALISBURY**

MEMBERS

Cr J Woodman (Chairman)
Mayor G Aldridge (ex officio)
Cr B Brug
Cr A Duncan
Cr K Grenfell
Cr D Proleta
Cr S Reardon (Deputy Chairman)
Cr G Reynolds

REQUIRED STAFF

Chief Executive Officer, Mr J Harry
General Manager Business Excellence, Mr C Mansueto
Manager Governance, Mr R Deco
Team Leader Corporate Governance, Mr B Kahland
Governance Coordinator, Ms J Rowett

APOLOGIES

LEAVE OF ABSENCE

PRESENTATION OF MINUTES

Presentation of the Minutes of the Governance and Compliance Committee Meeting held on 16 August 2021.

REPORTS

Administration

3.0.1	Future Reports for the Governance and Compliance Committee	7
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For Decision

3.1.1	Review of Plaques and Memorials Policy 2021	9
3.1.2	Prescribed Officers	29
3.1.3	Review of Delegations and New Delegations Framework	31
3.1.4	Amendment to Terms of Reference for Council Committees and Sub Committees.....	203
3.1.5	Australia Day Council of South Australia - Election of Board Members.....	205
3.1.6	Review of Elected Members Records Management Policy	215

For Information

3.2.1	Summary of Elected Member Training and Development Expenditure and Outstanding Summary Reports	223
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OTHER BUSINESS

CLOSE



**MINUTES OF GOVERNANCE AND COMPLIANCE COMMITTEE MEETING HELD IN
WITTBER & DR RUBY DAVY ROOMS, SALISBURY COMMUNITY HUB,
34 CHURCH STREET, SALISBURY ON**

16 AUGUST 2021

MEMBERS PRESENT

Cr J Woodman (Chair)
Cr A Duncan
Cr K Grenfell
Cr D Proleta
Cr S Reardon (Deputy Chair)
Cr G Reynolds

OBSERVERS

Nil.

STAFF

General Manager Business Excellence, Mr C Mansueto
Acting General Manager City Development, Mr C Zafiropoulos
Governance Coordinator, Ms J Rowett

The meeting commenced at 8:09 pm

The Chair welcomed the members, staff and the gallery to the meeting.

APOLOGIES

Apologies were received from Mayor G Aldridge and Cr B Brug.

LEAVE OF ABSENCE

Nil

PRESENTATION OF MINUTES

Moved Cr K Grenfell
Seconded Cr S Reardon

The Minutes of the Governance and Compliance Committee Meeting held on 19 July 2021, be taken as read and confirmed.

CARRIED

Moved Cr K Grenfell
Seconded Cr D Proleta

The Minutes of the Confidential Governance and Compliance Committee Meeting held on 19 July 2021, be taken as read and confirmed.

CARRIED

REPORTS

Administration

3.0.1 Future Reports for the Governance and Compliance Committee

Moved Cr K Grenfell
Seconded Cr D Proleta

That Council:

1. Receives and notes the information.

CARRIED

For Decision

3.1.1 Building Fire Safety Committee Appointment

Moved Cr D Proleta
Seconded Cr A Duncan

That Council:

1. Adopts the amended City of Salisbury *Building Fire Safety Committee Terms of Reference* contained in Attachment 1 to this report (Governance and Compliance 16/08/2021, Item No. 3.1.1).
2. Appoints Mr Paul Peters (City of Salisbury staff member) as a member of the City of Salisbury Building Fire Safety Committee for a period to 19 March 2024, being a person who holds the prescribed qualifications in building surveying, to replace Mr Jackson Ryan.

CARRIED

3.1.2 Updated Delegations for Planning, Development and Infrastructure Act 2016

Moved Cr K Grenfell
Seconded Cr G Reynolds

That Council:

1. Revokes its previous delegations to the Chief Executive Officer of those powers and functions contained in Instrument of Delegation A under the *Planning Development and Infrastructure Act 2016*, adopted by Council on 14 December 2020, in accordance with Section 44(4)(c) of the *Local Government Act 1999*.
2. Delegates to the person occupying or acting in the office of Chief Executive Officer of the Council the powers and functions under the *Planning, Development and Infrastructure Act 2016* and statutory instruments made thereunder contained in the proposed Instrument of Delegation A contained in Attachment 1 to this report (Governance and Compliance Committee, 16/08/2021, Item No. 3.1.2) subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation in exercise of the power contained in Section 44 of the *Local Government Act 1999*.
3. Notes that such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the *Local Government Act 1999* as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.

CARRIED

3.1.3 Response to Motion Without Notice: Elected Member Attendance at Council Meetings

Moved Cr K Grenfell
Seconded Cr G Reynolds

That Council:

1. Notes the information.

CARRIED

3.1.4 Review of the Audit Committee Terms of Reference

Moved Cr G Reynolds
Seconded Cr K Grenfell

That Council:

1. Adopts the amended Audit Committee Terms of Reference as contained in Attachment 1 to this report (Governance and Compliance Committee 16/08/2021, Item No. 3.1.4).

CARRIED

OTHER BUSINESS

Nil.

The meeting closed at 8:23 pm.

CHAIR.....

DATE.....

ITEM	3.0.1
	GOVERNANCE AND COMPLIANCE COMMITTEE
DATE	20 September 2021
HEADING	Future Reports for the Governance and Compliance Committee
AUTHOR	Michelle Woods, Projects Officer Governance, CEO and Governance
CITY PLAN LINKS	4.2 We deliver quality outcomes that meet the needs of our community
SUMMARY	This item details reports to be presented to the Governance and Compliance Committee as a result of a previous Council resolution. If reports have been deferred to a subsequent month, this will be indicated, along with a reason for the deferral.

RECOMMENDATIONThat Council:

1. Receives and notes the information.

ATTACHMENTS

There are no attachments to this report.

1. BACKGROUND

- 1.1 Historically, a list of resolutions requiring a future report to Council has been presented to each committee for noting.

2. CONSULTATION / COMMUNICATION**2.1 Internal**

- 2.1.1 Report authors and General Managers.

2.2 External

- 2.2.1 Nil.

3. REPORT

3.1 The following table outlines the reports to be presented to the Governance and Compliance Committee as a result of a Council resolution:

Meeting Item	- Heading and Resolution	Officer
26/07/2021 3.0.2	Review of Procurement Policy 2. Administration bring back a further report with further explanation regarding two additional dot points. - Additional dot point on page 5 of the Policy – “Supporting the circular economy through working collaboratively with NAWMA and other relevant organisations to identify opportunities for the use of recycled materials.” - Amend the dot point on Page 5 of the Policy “Supporting the economic development of the Northern Region” to “Supporting the economic development of the City of Salisbury and the broader Northern Adelaide region”. 3. Further advice and consideration of further amendments with the aim to increase local procurement practices to increase local content and job creation in the City of Salisbury. Due: October 2021	Ben Kempster
26/07/2021 MWON12.1	Motion Without Notice: Improvement of Video Capability in the Council Chamber 1. That staff bring back a report on options and costs by no later than December on improving video capability in Chambers for the purpose of online meeting participation with the intent to make the speaker clearly visible via the video camera. Due: December 2021	Rudi Deco

4. CONCLUSION / PROPOSAL

4.1 Future reports for the Governance and Compliance Committee have been reviewed and are presented to Council for noting.

CO-ORDINATION

Officer:	Executive Group	GMBE	MG
	13/09/2021	06/09/2021	06/09/2021

ITEM	3.1.1
	GOVERNANCE AND COMPLIANCE COMMITTEE
DATE	20 September 2021
HEADING	Review of Plaques and Memorials Policy 2021
AUTHOR	Chelsee Crawford, Community Planner: Sport & Recreation, Community Development
CITY PLAN LINKS	4.2 We deliver quality outcomes that meet the needs of our community
SUMMARY	This report presents the Plaques and Memorials Policy to Council for consideration and endorsement. General amendments have been made to ensure consistency of responsibilities for implementation of the policy.

RECOMMENDATION

That Council:

1. Adopts the Plaques and Memorials Policy as set out in Attachment 1 to this report (Governance and Compliance Committee 20/09/2021, Item No. 3.1.1) noting the following general amendments;
 - a. Grammatical and formatting alterations with updated Council role titles
 - b. Clear definition within Appendix A ‘Application & Approvals Process’ of roles and responsibilities of administration where it pertains to the Community Planning Division and Infrastructure Management Divisions, respectively.

ATTACHMENTS

This document should be read in conjunction with the following attachments:

1. Plaques and Memorials Policy Review 2021

1. BACKGROUND

- 1.1 Council’s Policy Framework provides for Council Policies to be reviewed within 12 months of a general election and thereafter every two years.
- 1.2 This Policy was last reviewed and endorsed by Council in May 2019 and is now due again for review.

2. CONSULTATION / COMMUNICATION

- 2.1 Internal
 - 2.1.1 Team Leader Urban Built Assets, Infrastructure Management
 - 2.1.2 Team Leader Natural Assets, Infrastructure Management
 - 2.1.3 Manager Field Services, Field Services.
- 2.2 External

2.2.1 Nil

3. REPORT

- 3.1 The Plaques and Memorials Policy has been reviewed by the Policy Owner.
- 3.2 Minor grammatical and formatting amendments have been made to the Policy, detailed via tracked changes in Attachment 1.
- 3.3 Further, amendments have been made across the Policy to elaborate on definitions and clarify roles and responsibilities. These include;
- 3.3.1 Within Background, the following has been included to elaborate on the definition of ‘saturation point’:
- ...where the number of memorials in a specific area undermine the impact of the memorial or aesthetic/form of a location...*
- 3.3.2 The definition of ‘Plaque’ has been broadened to include ‘metal or other suitable material’
- 3.3.3 The approval section has been altered to define the responsible party for approvals as the ‘Plaques and Memorials Panel’
- 3.3.4 Appendix “A” – Application & Approval Process has been amended to better define the roles and responsibilities for implementation of the Policy. Primarily, it clarifies that the Customer Service role will be delivered through the Community Planning Division whilst the Infrastructure Delivery function will be delivered through the Infrastructure Management Division.
- 3.3.5 As a result of the amendments to Appendix “A”, the Terms of Reference of the Plaques and Memorials Panel as espoused in Appendix “C” have been altered to suit, stating:
- It is the responsibility of the Community Planning Division to serve as the community facing customer service function, and the responsibility of the Infrastructure Management Division to implement the installation of any such infrastructure that is approved as the result of the Plaques and Memorials Policy.*

4. CONCLUSION / PROPOSAL

- 4.1 The Plaques and Memorials Policy as contained within Attachment 1 is recommended to Council for endorsement.

CO-ORDINATION

Officer: Executive Group
Date: 13/09/2021



City of Salisbury Values: Respectful, Accountable, Collaborative, Helpful

TITLE: Plaques and Memorials Policy

Approved by:	Council
Responsible Division:	Community Planning
First Issued/Approved:	26 September 2005
Last Reviewed:	17 August 2021
Next Review Date:	17 August 2023

1. Introduction/Purpose

- 1.1. This policy will serve as a guide to the City of Salisbury for any memorials or plaques it may wish to place in parks or public areas within its jurisdiction.
- 1.2. While appropriate memorials can enrich public open space, it is important that memorials and plaques are carefully considered to ensure that they do not have a negative impact on the amenity of public open space.
- 1.3. It is recognized that a particular location may reach a saturation point (i.e. where the number of memorials in a specific area undermines the impact of the memorial or amenity/form of a location) and it would then be appropriate to consider limitations or a moratorium of future memorial installations at a particular location or area.

- 1.4. The City of Salisbury is committed to the provision of high quality open spaces whilst also ensuring there are opportunities for appropriately designed memorials, and plaques that honour an individual, organization or event that is considered to be of benefit to the broader community.

2. Scope

- 2.1. This policy is applicable to all proposed memorials and plaques to be placed in any public open space within the City of Salisbury. All such memorials and plaques will be required to conform to this policy.
- 2.2. This policy replaces any previous approval or process in regard to the installation of memorials and plaques within the City of Salisbury.
- 2.3. Any alterations to or replacement of an existing memorial or plaque must comply with this policy.
- 2.4. This policy clearly identifies the types of works that will be accepted for memorials and plaques.
- 2.5. This policy does not prevent maintenance or conservation of any previous memorials and plaques that do not comply with this policy.
- 2.6. This policy is not applicable to privately owned property. It also does not apply to roads under the care and control of other groups. Cemeteries within the City of Salisbury are also exempt in relation to process and implementation of plaques.
- 2.7. This policy does not cover signage, display boards or banners.

3. Legislative Requirements and Corporate Policy Context

- 3.1. Councils have authority to act in relation to temporary roadside memorials pursuant to the provisions of the *Local Government Act 1999*. In particular:
 - Chapter 2, The System of Local Government (Sections 6, 7 and 8 in respect to the principal roles, functions and objectives of a Council); and
 - Chapter 11, Part 2, Division 6, Control of Works on Roads (Sections 221, 229, 234 and 235 in respect to management of roads).

3.2. Section 221 (Alteration of Road) states that 'a person (other than the Council or a person acting under some other statutory authority) must not make an alteration to a public road unless authorised to do so by the Council'. Maximum penalty \$5,000.

3.2.1. A person makes an alteration to a public road if the person:

- alters the construction or arrangement of the road to permit or facilitate access from an adjacent property; or
- erects or installs a structure (including pipes, wires, cables, fixtures, fittings and other objects) in, on, across, under or over the road; or
- changes or interferes with the construction, arrangement or materials of the road; or
- changes, interferes with or removes a structure (including pipes, wires, cables, fixtures, fittings and other objects) associated with the road; or
- plants a tree or other vegetation on the road, interferes with the vegetation on the road, or removes vegetation from the road.

4. Interpretation/Definitions

- 4.1. Memorial/Monument: for the purposes of this policy these will be considered as one and the same and are defined as an object that is designed to preserve the memory of a person, group, association, event or occasion.
- 4.2. Park/Reserve: is a green public open space and includes parks, reserves and formal gardens.
- 4.3. Plaque: a flat tablet of metal that includes text and/or images that commemorate a person, an event and/or provide historical text or information relevant to its location. This could then be affixed to an object, building or pavement.
- 4.4. Proponent: the person or group who put forward a proposal for a memorial or plaque.
- 4.5. Public Art: Works of art in any media that have been planned and executed with the specific intention of being sited or staged in the physical public domain and accessible to the public.

- 4.6. Public Open Space: includes community land, road reserve and operational land owned by Council and any other land in Council's care, control or management.
- 4.7. Sculpture: including but not limited to representational, non-objective, contemporary and abstract pieces in a wide variety of artistic mediums such as metal, glass, bronze, ceramic, wood, etc. that meet the City of Salisbury's criteria for public art. It is preferable that artworks be integrated into a placement or setting.
- 4.8. Temporary memorial: Those memorials that are installed on an ad hoc basis in various locations within the city) and without prior approval.

5. Policy Statements

5.1. General

5.1.1. The City of Salisbury will consider all applications for plaques and memorials that comply to the following criteria:

- a. An individual or Association that has contributed significantly to the cultural, political or social aspects of the City's development;
- b. An individual or Association strongly linked to the City and its history;
- c. A significant anniversary of an event unique to the City's history and development; or
- d. historical or other information relevant to the site/location of the plaque.

5.1.2. A proponent can make a formal request that consideration be given for the placement of a memorial or plaque that does not meet the above stated criteria. These applications will be considered on an individual basis and will be submitted to the Plaques & Memorials Panel (the Panel) for consideration.

5.1.3. No new memorial or plaque will be considered which commemorates a person, event or occasion already memorialised in the City of Salisbury unless there are exceptional circumstances. Special anniversaries may be acknowledged.

5.1.4. The City of Salisbury has final approval of appropriate site/s and will determine the exact location of any plaque or memorial.

- 5.1.5. All applications must comply with the process outlined in Appendix “A” of this policy.

5.2. Costs

- 5.2.1. Unless otherwise agreed, the proponents of the proposed memorial or plaque are required to pay for design, manufacture, installation, maintenance and repair to ensure adequate quality of care.
- 5.2.2. The City of Salisbury may consider contributing funds to a community memorial only when the memorial is for a broad community purpose that marks an individual, organisation or event that has broadly impacted the community.
- 5.2.3. Where the City of Salisbury installs or contributes to a community memorial, consideration will be given to an ongoing maintenance budget to ensure adequate quality of care.

5.3. Sites

- 5.3.1. All proposed plaques or memorials must relate to and support their proposed site and/or community. The City of Salisbury has identified designated areas for the placement of plaques or memorials within its city boundaries which complement the landscape. These are listed in Appendix “B”.
- 5.3.2. The placement of memorials will take into account the number of existing memorials, artworks or other objects in the vicinity of the proposed new memorial or plaque.
- 5.3.3. Approval for a particular site will only be granted if it is consistent with Council’s strategic development framework for that site and the proposed plaque or memorial being relevant to the site.

5.4. Approval

- 5.4.1. Approval must be sought and granted through the Panel prior to installation of plaque or memorial.
- 5.4.2. Any existing plaque or memorial cannot be taken as a precedent for future approvals.

5.4.3. The Panel will be established comprising nominated representatives of following departments as required – Community Development, City Infrastructure and City Development. Terms of Reference for this panel are attached in Appendix “C”.

5.4.4. The Panel will consider:

- all applications received for new plaques and memorials;
- requests to replace existing plaques or memorials damaged or otherwise degraded or require alterations; and
- removal, relocation and re-accession of existing plaques and memorials.

5.4.5. The Panel will respond in writing to all applications within 30 days of receipt. Additional time may be required to process applications that are of a complex or sensitive nature.

5.5. Right of Refusal

5.5.1. The City of Salisbury has the right of Refusal.

5.5.2. A plaque/memorial will not be approved where there is a religious or political affiliation and the proponent cannot prove to the Panel’s satisfaction that the person, event or occasion commemorated has contributed significantly to the Salisbury community.

5.5.3. If in the opinion of the Panel the proposed plaque/memorial is considered offensive or has the potential to offend the application will not be approved.

5.5.4. No new memorial or plaque will be permitted which commemorates a person, event or occasion already memorialised in the City of Salisbury unless there are exceptional circumstances.

5.6. Appeal Process

5.6.1. Any appeal made in relation to the outcomes of the approval process for plaques and memorials must be in writing and addressed to the Chief Executive Officer.

5.6.2. The Panel will respond in writing to all appeals within 30 days of receipt. Additional time may be required to process appeals that are of a complex or sensitive nature.

5.7. Community Consultation

5.7.1. The Panel during its deliberations regarding an application may request that a period of community consultation be undertaken by the proponent or on behalf of the proponent.

5.8. Design

Plaques

5.8.1. To signify or commemorate an individual, organisation, historic or civic occasion, or to provide interpretative material relevant to a nearby artwork, or feature. The specification of plaques is outlined in Appendix "D" of this policy.

Memorials

5.8.2. Memorials that have a significant financial burden for the City of Salisbury will be referred to Council for consideration.

5.8.3. Memorials should have timeless qualities and make a statement of significance to future generations. The specification of memorials is outlined in Appendix "D" of this policy.

5.8.4. The location under consideration for the memorial must:

- be an appropriate setting;
- convey specific geographic justification for the memorial's placement;
- contribute to the setting from a functional or design standpoint;
- not interfere with the underlying purpose of the area; and
- not obstruct (hinder) existing and proposed circulation and use patterns.

5.9. Temporary Memorials

5.9.1. It is not the intent of the City of Salisbury to prevent the installation of these memorials as they often arise spontaneously as a result of tragic circumstances; however controls do need to be put in place.

5.9.2. It is recognised that due to the circumstances from which these memorials arise the application of the de-accession procedures as outlined in Appendix "E" will be undertaken in a sensitive manner.

5.10. Register

- 5.10.1. The City Infrastructure department will keep a register of plaques and memorials as part of infrastructure management.

5.11. Ownership

- 5.11.1. All memorials, or plaques placed in/or erected in open space by the City of Salisbury should be deemed to be under the unconditional control of the City of Salisbury and managed in accordance with a signed agreement or a lease between the proponent and the City of Salisbury.
- 5.11.2. If the memorial is a work of art accepted by the City of Salisbury, then it becomes part of the City of Salisbury's public art collection and maintained as part of this collection.

5.12. Removal, Relocation & De-accession

- 5.12.1. All memorials or plaques installed on City of Salisbury land after the endorsement date of this policy that have not obtained the necessary approvals will be removed.
- 5.12.2. City of Salisbury will apply the de-accession procedures as outlined in Appendix "E" of this policy.

6. Related Policies and Procedures

- 6.1. Other City of Salisbury policies and guidelines that must be considered in association with this policy include but are not limited to:

- Cultural Strategy
- Corporate Signage Policy & Guidelines; and
- Specifications for Salisbury Memorial Park

7. Approval and Change History

Version	Approval Date	Approval By	Change
	October 2005	Council	
	March 2011	Council	
	May 2013	Council	
	March 2015	Council	
	April 2017	Council	
	May 2019	Council	

8. Availability

- 8.1 The Policy is available to be downloaded, free of charge, from Council's website www.salisbury.sa.gov.au
- 8.2 The Policy will be available for inspection without charge at the Civic Centre during ordinary business hours and a copy may be purchased at a fee as set annually by Council.

City of Salisbury Community Hub
34 Church Street, Salisbury SA 5108
Telephone: 84068222
Email: city@salisbury.sa.gov.au

9. Review

This Policy will be reviewed:

- If a new Policy - within 12 months of a Council election and thereafter as necessary; or
- The frequency dictated in legislation; or
- Earlier in the event of changes to legislation or related Policies and Procedures; or
- If deemed necessary by Council.

Further Information

For further information on this Policy please contact:

Responsible Officer: Manager, Community Planning

Address: 34 Church Street, Salisbury SA 5108
Telephone: 8406 8222
Email: city@salisbury.sa.gov.au

Appendix “A”

Application & Approval Process

- Applications must be made in writing to the Community Planning Division, City of Salisbury. No application will be considered outside this process.
- Applications for new plaques and memorials should include all relevant details including:
 - i. the type of plaque or memorial;
 - ii. Site/location for their project;
 - iii. explanation of the significance and relationship to each site;
 - iv. proposed text or images to be included; and
 - v. any other pertinent information.
- Applications for the replacement existing plaques or memorials are required to conform to current design specifications and guidelines.
- All applications will be assessed by the Plaques and Memorials Panel (the Panel) in relation to the policy and procedures outlined in this document.
- Applications will be forwarded by the Community Planning Division to the Panel members and any other relevant parties prior to the Panel meeting for comment. From that point on, a member of the Community Planning Division will liaise with the proponent of the memorial/plaque.
- During consideration of the nominated sites the Panel will consider the number of existing plaques and memorials, artworks, and other objects in the vicinity of the proposed new plaque or memorial.
- Approvals for applications that comply to the criteria will be made by the Panel. Approvals will be on the basis of majority agreement of the Panel.
- Requests for plaques/memorial that fall outside the criteria will be referred to the Chief Executive Officer for approval.
- Decisions will be confirmed in writing to the proponent and delivered through the Community Planning Division.
- An agreement in regards to payment, maintenance and damage will be developed following confirmation to the proponent, and in line with this Policy.
-

Appendix “B”

Designated Areas for the Placement of Plaques

(a) Salisbury Memorial Park

1. Situated on the corner of Spains Road and York Terrace, Salisbury the park has been designed to comprise open space, multiple rose gardens and green lawns so that it is perpetual record of the past and it showcases a history of hard working, community-minded people.
2. Memorials in the form of statues or monuments commemorating deceased individuals are encouraged to be located within the Salisbury Memorial Park, as the City’s parks and open space should not duplicate the commemorative function of the Park.

(b) Parks and Reserves

3. The following are the parks and reserves identified as being the most appropriate location of memorials and plaques within the City of Salisbury, however, where appropriate consideration will be given to other major Council reserves.

(i) Pitman Park

4. The Volunteer Garden is a section of Pitman Park considered the most desirable and is a suitable location to acknowledge contributions made by a resident(s) or organisations that have contributed to the Salisbury Community via voluntary works. The Rose Garden will be excluded as this is a venue used for weddings and it is desirable that this area not contain any additional plaques or monuments.

(ii) Pioneer Park

5. The section of the park considered to be appropriate is the area surrounding the existing waterwheel museum and is a suitable location to acknowledge contributions made by early settlers (and their families).

(iii) Unity Park & Paddocks Wetlands

6. Suitable locations for the installation of plaques and memorials at these sites will be determined by City Infrastructure department, City of Salisbury.

(c) Historical Sites

These will be site specific and will provide interpretive information about the site or facility. These will be of an interpretive nature and design works will be developed for this type of signage appropriate to each location. Memorials can be developed that reflect or provide information about the significance of this site..

Appendix “C”

Terms of Reference Plaques and Memorials Panel

7.

- The Plaques and Memorials Panel (the Panel) will meet as required.
- Approvals for applications that comply with the criteria will be considered by the Panel. Approvals will be on the basis of majority agreement of the Panel.
- Reports will be submitted to the Executive detailing applications received and approvals for endorsement as required.
- The Panel will report and make recommendations to the Chief Executive Officer, regarding applications received that do not fit within the guidelines as per the appeals process detailed within this Policy.
- A report will be prepared outlining the decommissioning of plaques and memorials to the Urban Services Committee for endorsement as required.

8.

Appendix “D”

Specifications for Plaques & Memorials

(a) Metal plaques

9. Plaques are to be installed flush with adjacent surfaces in parks, streets or flat on masonry surfaces.
10. Text should be brief and in a language accessible to the public and should avoid use of jargon or acronyms.

(i) Plaque Development

- Text should be written following research from a wide range of authoritative sources and be verified by a qualified historian, Elder or Cultural Leader when in relation to a location or past facility.
- Proofing and checking will be undertaken by the City of Salisbury. If a graphic image is utilised the amount of text will be reduced.
- Any sponsorship recognition will be through use of approved wording or logo should take up no more than 10% of the overall plaque design.
- The proponent must meet all costs associated with design, manufacture and installation of the plaque or memorial. In some instances a contribution toward maintenance will also be a condition of approval.
- The City of Salisbury will manage the design, manufacture and installation of the plaque and costs incurred by proponent.
- Payment in full will be required prior to the commencement of work.

(ii) Design and installation specifications

- 250 mm maximum wide.
- Acid etched black paint fill.
- Four pins on back for installation or other methods of anchoring plaque.
- No varnish.
- A border of clear space of at least 30 mm should be left around edge of plaque.
- A small amount of text, and it should be centred. Consideration can be given to justified left text if there is a lot of text.
- Small logos may be used if appropriate.
- Maximum text of 120 words and should be in a language that is accessible to the public.

- If the content of the text is historical the text should be researched and written from a wide range of sources and checked by a qualified historian, Elder or Cultural Leader. Proofing and checking is required to be undertaken by the proponent.
- Installation to be flush with pavement, masonry or grass. Preference is given to installation into a hard surface for maintenance purposes. Installation into grassed area the plaque has to be inserted with a minimum 50 mm wide skirt of concrete.

(b) Memorials

- The memorial should be designed by a qualified professional in the field appropriate to the size scale and complexity of the proposal.

If the memorial is a work of art (as defined by Public Art) and the City of Salisbury has contributed funding then it becomes a part of the Council art collection, and maintained as part of the collection. In this case the City of Salisbury will assume responsibility for commissioning documentation and construction contracts, and managing the construction or the commissioning of artworks. ▪ The development of significant memorial will request community consultation to be undertaken and the format of the consultation must comply with the City of Salisbury community consultation strategy. The cost of the consultation will be borne by the proponent.

(c) Use of Infrastructure for Memorials

- The use of sections of pathway, tables, chairs can be used for the purposes of memorials within parks, reserves or open spaces within Salisbury however these will need to comply with the specifications set by Council.
- Use of barbecues, buildings, shade covers, picnic shelters, retaining walls, will not be considered for the purposes of memorials within parks, reserves or open spaces within Salisbury.
- The use of tree(s) for memorials will not be considered, however tree(s) planted as part of the memorial may be considered.
- Seating, and moss rocks are available only at the Salisbury Memorial Park.

(d) Salisbury Memorial Park Infrastructure

(i) Seating with Plaque



(ii) Moss Rock with Memorial Plaque

(iii) Wall of life and memories

(e) Historical Markers

- Application for historical markers will be assessed on a case by case basis. Public art guidelines may also need to apply in relation to these markers.

Appendix “E”

De-accessioning Procedures

(f) Long term memorials

- Memorials and plaques do have a finite life and, while every reasonable effort will be made to extend the life of these structures, the City of Salisbury cannot guarantee that a memorial or plaque will remain at the designated site indefinitely.
- A memorial or plaque will be guaranteed to be located at the designated site for a period of not less than five (5) years from the time of installation with the following exceptions the:
 - area in which the item is sited is to be redeveloped;

- use of the area in which the item is sited changes significantly in character and the item is not deemed suitable for the site; or
 - structure or support on which the item is located is to be removed or permanently altered.
- Existing memorials or plaques may have fallen into disrepair or the site may no longer be suitable and de-accessioning may be required. This will be based on the following:
 - condition of the installation;
 - cost of maintenance;
 - cost of repair; or
 - site no longer suitable.
- Prior to de-accessioning every responsible attempt will be made by the Council to contact the proponent. Options will be provided to the proponent which will include:
 - repair of the work to be borne by the proponent;
 - relocation of the work to an appropriate alternate site, costs of relocation will need to be negotiated;
 - negotiation of maintenance payment and development of modified maintenance schedule; and
 - lastly, removal and disposal of work.

(g) Temporary memorials

- Can be displayed for a maximum of 3 months, after which time the memorial will be removed.
- Where possible, the next of kin will be contacted by Council Staff and advised of the intention to clear the site and provide the opportunity for the installation of a small memorial plaque.
- Permanent memorials need to be referred to the Cemetery in the first instance.
- Whilst the plaque is located at the site of the accident on the anniversary of the death an application can be made to enable fresh flowers to be located near the plaque. Removal of flowers will be done between 7 to 10 days after the anniversary date.

ITEM	3.1.2
	GOVERNANCE AND COMPLIANCE COMMITTEE
DATE	20 September 2021
HEADING	Prescribed Officers
AUTHOR	June Lowes, Acting Manager People, Business Excellence
CITY PLAN LINKS	4.2 We deliver quality outcomes that meet the needs of our community

SUMMARY A Council resolution is required in relation to officers or officers of a class to be declared to be subject to the Register of Interest obligations under the *Local Government Act 1999 (SA)*.

RECOMMENDATION

That Council:

1. Approves the Chief Executive Officer be delegated the authority to determine the officers or officers of a class within Council Administration which will be subject to the operation of Chapter 7, Part 4, Division 2 of the *Local Government Act 1999 (SA)* on Register of Interest.

ATTACHMENTS

There are no attachments to this report.

1. BACKGROUND

- 1.1 Section 111(b) of the *Local Government Act 1999 (SA)* states that the application of the Register of Interests under Chapter 7, Part 4, Division 2, applies to any other officer, or any other officer of a class, declared by a council to be subject to the operation of this Division. These employees referred to in section 111(b) are interpreted as “Prescribed Officers” under section 112.

2. CONSULTATION / COMMUNICATION

- 2.1 Internal
 - 2.1.1 Governance
 - 2.1.2 Senior Leadership

3. REPORT

- 3.1 It is proposed that the determination on the application of this Division is delegated to the CEO. For relevant senior positions as determined by the CEO there will be a requirement to complete the prescribed primary and ordinary return forms.
- 3.2 The CEO is responsible for maintaining the confidential Register of Interests for nominated Prescribed Officers and pursuant to section 118 of the Act, at the

request of a Member of Council, the CEO can permit a Member to inspect this Register. The People Division has delegated authority to maintain the Register of Interests and update the information on an annual basis. All information is recorded in a confidential Register of Interest folder in the Record Management System

4. CONCLUSION / PROPOSAL

- 4.1 A Council resolution is required in relation to officers or officers of a class to be declared to be subject to the Register of Interest obligations and it is recommended that the Chief Executive Officer have the delegated authority to determine the officers or officers of a class within Council which will be subject to the operation of Chapter 7, Part 4, Division 2 of the *Local Government Act 1999 (SA)* on Register of Interest.

CO-ORDINATION

Officer: Executive Group
Date: 13/09/2021

ITEM	3.1.3
	GOVERNANCE AND COMPLIANCE COMMITTEE
DATE	20 September 2021
HEADING	Review of Delegations and New Delegations Framework
AUTHOR	Joy Rowett, Governance Coordinator, CEO and Governance
CITY PLAN LINKS	4.2 We deliver quality outcomes that meet the needs of our community
SUMMARY	This report provides information with respect to the review of delegations and seeks Council's approval of the reviewed delegations.

RECOMMENDATIONThat Council:

1. Revokes its previous delegations to the Chief Executive Officer, effective from 30 September 2021, of those powers and functions under:
 - Burial and Cremation Act 2013
 - Burial and Cremation Regulations 2014
 - Community Titles Act 1996
 - Dog and Cat Management Act 1995
 - Electricity Act 1996
 - Electricity (Principles of Vegetation Clearance) Regulations 2010
 - Electronic Conveyancing National Law (SA) Act 2013
 - Environment Protection Act 1993
 - Environment Protection (Waste to Resources) Policy 2010
 - Expiation of Offences Act 1996
 - Fences Act 1975
 - Fines Enforcement and Debt Recovery Act 2017
 - Fire and Emergency Services Act 2005
 - Fire and Emergency Services Regulations 2021
 - Food Act 2001
 - Food Regulations 2017
 - Freedom of Information Act 1991
 - Freedom of Information (Fees and Charges) Regulations 2018
 - Gas Act 1997
 - Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)
 - Land and Business (Sale and Conveyancing) Act 1994
 - Land Acquisition Act 1969 and Regulations 2004
 - Landscape South Australia Act 2019
 - Landscape South Australia (General) Regulations 2020
 - Landscape South Australia (Water Management) Regulations 2020

- Liquor Licensing Act 1997
 - Local Government Act 1999
 - Local Nuisance and Litter Control Act 2016
 - Local Nuisance and Litter Control Regulations 2017
 - Mining Act 1971
 - Mining Regulations 2020
 - Real Property Act 1886
 - Roads (Opening and Closing) Act 1991
 - Road Traffic Act 1961
 - Road Traffic (Miscellaneous) Regulations 2014
 - Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014
 - Safe Drinking Water Act 2011
 - South Australian Public Health Act 2011
 - South Australia Public Health (General) Regulations 2013
 - South Australia Public Health (Legionella) Regulations 2013
 - South Australia Public Health (Wastewater) Regulations 2013
 - State Records Act 1997
 - Strata Titles Act 1988
 - Supported Residential Facilities Act 1992
 - Supported Residential Facilities Regulations 2009
 - Water Industry Act 2012
 - Water Industry Regulations 2012
 - Council ByLaw No 1 – Permits and Penalties ByLaw
2. Delegates, in exercise of the power contained in section 44 of the *Local Government Act 1999* the powers and functions under the following Acts and specified in the proposed Instruments of Delegation contained in Attachment 2 of this report (Governance and Compliance 20/09/2021, Item No. 3.1.3) from 1 October 2021 to the person occupying the position of Chief Executive Officer except where otherwise indicated in the Attachment, subject to the conditions and/or limitations specified herein or in the Schedule of Conditions in each proposed Instrument of Delegation:
- Burial and Cremation Act 2013
 - Burial and Cremation Regulations 2014
 - Community Titles Act 1996
 - Cost of Living Concessions Act 1986
 - Crown Land Management Act 2009
 - Disability Inclusion Act 2018
 - Disability Inclusion Regulations 2019
 - Dog and Cat Management Act 1995
 - Dog and Cat Management Regulations 2017
 - Electricity Act 1996
 - Electricity (Principles of Vegetation Clearance) Regulations 2010
 - Environment Protection Act 1993
 - Environment Protection Regulations 2009
 - Environment Protection (Air Quality) Policy 2016
 - Environment Protection (Noise) Policy 2008

- Environment Protection (Used Packaging Materials) Policy 2012
- Environment Protection (Waste to Resources) Policy 2010
- Expiation of Offences Act 1996
- Fines Enforcement and Debt Recovery Act 2017
- Fire and Emergency Services Act 2005
- Fire and Emergency Services Regulations 2021
- Food Act 2001
- Food Regulations 2017
- Freedom of Information Act 1991
- Freedom of Information (Fees and Charges) Regulations 2018
- Gas Act 1997
- Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)
- Heavy Vehicle (Mass, Dimension and Loading) National Regulation(NSW)
- Independent Commissioner Against Corruption Act 2012
- Labour Hire Licensing Act 2017
- Land and Business (Sale and Conveyancing) Act 1994
- Land Acquisition Act 1969 and Regulations 2004
- Landscape South Australia Act 2019
- Landscape South Australia (General) Regulations 2020
- Landscape South Australia (Water Management) Regulations 2020
- Liquor Licensing Act 1997
- Local Government Act 1999
- Local Government (Building Upgrade Agreements) Regulations 2017
- Local Government (Financial Management) Regulations 2011
- Local Government (General) Regulations 2013
- Local Government (Members Allowances and Benefits) Regulations 2010
- Local Government (Procedures at Meetings) Regulations 2013
- Local Government (Elections) Act 1999
- Local Nuisance and Litter Control Act 2016
- Local Nuisance and Litter Control Regulations 2017
- Magistrates Court Rules 1992
- Mining Act 1971
- Mining Regulations 2020
- Ombudsman Act 1972
- Private Parking Areas Act 1986
- Real Property Act 1886
- Roads (Opening and Closing) Act 1991
- Road Traffic Act 1961
- Road Traffic (Miscellaneous) Regulations 2014
- Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014
- Safe Drinking Water Act 2011
- Safe Drinking Water Regulations 2012

- South Australian Public Health Act 2011
 - South Australia Public Health (General) Regulations 2013
 - South Australia Public Health (Legionella) Regulations 2013
 - South Australia Public Health (Wastewater) Regulations 2013
 - State Records Act 1997
 - Strata Titles Act 1988
 - Supported Residential Facilities Act 1992
 - Supported Residential Facilities Regulations 2009
 - Water Industry Act 2012
 - Water Industry Regulations 2012
 - Council ByLaw No 1 – Permits and Penalties ByLaw
3. Notes that such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the *Local Government Act 1999* as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in each such proposed Instrument of Delegation.

Delegations Made under the *Food Act 2001*

4. Delegates, in exercise of the powers contained in Section 91 of the *Food Act 2001*, the powers and functions under the *Food Act 2001* specified in the proposed Instrument of Delegation contained in Attachment 2 are hereby delegated from 1 October 2021 to the person occupying the office of Chief Executive Officer (“the head of the enforcement agency” for the purposes of the *Food Act 2001*), subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Food Act 2001*.
5. Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Food Act 2001*.

Delegations under Supported *Residential Facilities Act 1992*

6. In exercise of the power contained in Section 9 of the *Supported Residential Facilities Act 1992*, the powers and functions under the *Supported Residential Facilities Act 1992* and *Supported Residential Facilities Regulations 2009* specified in the proposed Instrument of Delegation contained in Attachment 2 are hereby delegated from 1 October 2021 to the person occupying the office of Chief Executive Officer, subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Supported Residential Facilities Act 1992*.
7. Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Supported Residential Facilities Act 1992*.

Delegations, Sub Delegations and Authorisations under the *Road Traffic Act 1961*

8. Approves the sub delegation and authorisation of power under Section 17 and 20 of the *Road Traffic Act 1962* as provided for in Attachment 3 to this report (Governance and Compliance 20/09/2021, Item No.3.1.3).

9. Delegates, in accordance with the Instrument of General Approval and Delegation to Council dated 22 August 2013 from the Minister for Transport and Infrastructure (the 'instrument'), to the person occupying the office of Chief Executive Officer, the powers and functions under section 33(1) of the *Road Traffic Act 1961* as provided in Attachment 4 to this report (Governance and Compliance 20/09/2021, Item No. 3.1.3).

Delegations under *Safe Drinking Water Act 2011* (of enforcement agency)

10. Delegates, in exercise of the power contained in Section 43 of the *Safe Drinking Water Act 2011* the powers and functions of the Council as a relevant authority under the *Safe Drinking Water Act 2011* contained in the Delegations Register specified in the proposed Instrument of Delegation contained in Attachment 2, from 1 October 2021 to the person occupying the office of Chief Executive Officer, subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Safe Drinking Water Act 2011*.
11. Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Safe Drinking Water Act 2011*.

Delegations under *Fire and Emergency Services Act 2005* to a Fire Prevention Officer

12. Delegates, in exercise of the power contained in Section 93 of the *Fire and Emergency Services Act 2005* the powers and functions under the *Fire and Emergency Services Act 2005* specified in the proposed Instrument of Delegation contained in Attachment 2 are hereby delegated from 1 October 2021 to the person appointed Fire Prevention Officer of the Council under the *Fire and Emergency Services Act 2005* subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Fire and Emergency Services Act 2005*.
13. Such powers and functions may be further delegated by the Fire Prevention Officer as the Fire Prevention Officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Fire and Emergency Services Act 2005*.

Delegations under the *Heavy Vehicle National Law (South Australia) Act 2013*

14. Delegates, in exercise of the power contained in Section 44 of the *Local Government Act 1999* and Section 22B of the *Heavy Vehicle National Law (South Australia) Act 2013* (as relevant) the powers and functions under the *Heavy Vehicle National Law (South Australia) Act 2013* specified in the proposed Instrument of Delegation contained in Attachment 2, from 1 October 2021 to the person occupying the office of Chief Executive Officer, subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Heavy Vehicle National Law (South Australia) Act 2013*.
15. Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the *Heavy Vehicle National Law (South Australia) Act 2013*.

ATTACHMENTS

This document should be read in conjunction with the following attachments:

1. Powers to Remain With Council
2. New Delegations Framework - Powers and Functions Table and Delegations
3. Instrument of Authorisation for the Purposes of the Instrument of General Approval and Delegation to Council (22 August 2013) under Sections 17 and 20 of the Road Traffic Act 1961
4. Instrument of Sub Delegation for the Purposes of the Instrument of General Approval and Delegation to Council (22 August 2013) under Section 33 of the Road Traffic Act 1961

1. BACKGROUND

- 1.1 Section 44 of the *Local Government Act 1999* provides Council may delegate a power or function vested or conferred upon by the *Local Government Act 1999* or another Act. Such powers and functions may be further delegated by the person occupying the office of Chief Executive Officer in accordance with Sections 44 and 101 of the *Local Government Act 1999* as the Chief Executive Officer sees fit. A delegation made pursuant to Section 44 of the *Local Government Act 1999* is revocable at will and does not prevent the Council from acting in a matter.
- 1.2 Councils have certain duties which they must perform, and certain powers which they may exercise, pursuant to the *Local Government Act 1999* (the Act), as well as a range of other Acts. In most cases the relevant Acts grant those obligations and powers directly on the Council as a body.
- 1.3 Delegations are the way in which Council enables other people/bodies (usually Council Officers) to undertake these duties or exercise these powers on its behalf. Delegations enhance decision-making processes and allow nominated routine matters to be resolved efficiently and effectively without the need for submission to Council. However, in order to do this, Council must take formal steps to delegate to such people and bodies, the authority to make decisions, or undertake activities on its behalf. It is usual for Council to make delegations to the Chief Executive Officer who will then make sub-delegations to the appropriate Council Officers.
- 1.4 Council retains the powers set out in Attachment 1 titled “Powers to Remain with Council”.
- 1.5 Under the Act, a full review of Delegations is usually to be conducted within 12 months of a Council election. Council last undertook its annual review of delegations in June 2019.
- 1.6 The Local Government Association regularly provides updates required as a result of legislative amendments and, in 2020, undertook a comprehensive review of all the delegation templates and revised its approach to this service offered to councils.

- 1.7 In addition, Council Administration has recently implemented a new Delegations Management System and has taken the opportunity to review the delegations as part of the transition.
- 1.8 The new Delegations Framework established provides a simpler and contemporary approach that will improve ease of use, reduce legal risk and enhance flexibility for member councils.
- 1.9 The major changes from the current approach are:
- removal of the unnecessary numbering
 - not replicating the entire section of the Act and simplifying the language used, and
 - categorising powers and functions to assist councils identify the ones they need.
- 1.10 The aim of this new approach is to reduce the risk of error significantly and simplify the process for updating delegations. It will require the delegators and delegates to inform themselves regarding the lawful exercise of the function or power, which is believed to be safer than relying on a transposed section of an Act that is not read in context.
- 1.11 Each power and function is now a short description only. This framework also expands the number of Acts available that were not previously offered as part of the delegation templates.
- 1.12 Other Acts also contain specific provisions for the delegation of powers and functions to councils, such as the *Food Act 2001* and the *Supported Residential Facilities Act 1999*. Delegations under these Acts form separate recommendations in this report.

Summary of the Key Changes

Focus on powers and functions vested in councils

- 1.13 The statutory power of delegation under section 44 of the *Local Government Act 1999* enables the delegation of the statutory powers and functions vested or conferred on a council. Other statutory delegation powers permit delegation of powers or functions vested in a council in a particular capacity (eg a ‘relevant authority’ under the *Safe Drinking Water Act 2011* or an ‘enforcement agency’ under the *Food Act 2001*). A column providing for the capacity in which the council is acting is included in the tables Council Meeting - 25 May 2021 Page 70 Item 13.4 of delegable statutory powers and functions. This is to assist Governance Officers identify the powers and functions which are relevant to the council and which the council wants to delegate. It will also assist councils in ensuring the correct powers of delegation are referenced in the instrument of delegation.

Succinct descriptions of powers and functions

- 1.14 The powers and functions which can be delegated by a council under an Act are identified in the delegable powers and functions tables (Attachment 1) by reference to the section or regulation number and a succinct description of the power or function. This replaces the historic approach which replicated or

substantially replicated the text of the legislation. Risks are potentially created by including the text of legislation (or a translation of this text) in an instrument of delegation or sub-delegation. These risks may lead to invalidity or the unlawful exercise of delegated powers or functions.

Reducing compliance risks

1.15 The LGA's existing delegations' templates and the new Delegations Framework are not intended to provide a compliance manual for delegates exercising statutory functions and powers. Providing guidance as to the legal requirements for the valid exercise of that delegated power or function is not the purpose of an instrument of delegation or sub-delegation. The purpose is to record formally the delegation of statutory functions or powers. The delegate or sub-delegate is responsible for exercising the delegated power or function lawfully. This requires compliance with:

- any conditions or limitations on the delegation; any statutory requirements which apply to the exercise of the power or function; and
- relevant principles of administrative law.

1.16 Providing comprehensively for the exercise of each delegated power or function within the instrument of delegation or sub-delegation is impracticable and inappropriate.

1.17 The LGA are of the view that providing for only some elements of the lawful exercise of delegated powers or functions is arbitrary and creates risk of unlawful exercise of powers or functions if the delegate relies only on the partial guidance. To remove this risk, the new Delegation Framework templates do not replicate the text of legislation, but instead identify the power or function being delegated by reference to the section or regulation number and a succinct statement as to the power or function exercisable by the council. It is the responsibility of the delegate to ensure that they exercise the delegated function or power in accordance with relevant legislative requirements and relevant policies and guidelines adopted by the council.

Overview of Delegable Powers and Functions Tables (Attachment 2)

1.18 The table provided in Attachment 2 contains the following information:

- The capacity in which council is acting in, in relation to the relevant delegation;
- The legislative powers of delegation, detailing the relevant section of the Act or regulation;
- A brief description of the power / function (which replaces the part replicated section of the Act in user friendly language);
- Instruments of delegation (nominated delegates) for each piece of legislation and associated schedule of conditions (where relevant);
- Powers delegated to the Chief Executive Officer which are not to be sub-delegated.

1.19 Attachment 2 does not include delegations and sub-delegations:

- Direct from the CEO;
- for Councils Assessment Panel (CAP);
- for the *Planning, Development and Infrastructure Act 2016*, as this was previously considered by Council on 23 August 2021;
- for some authorisations under the *Road Traffic Act 1961* in accordance with the Instrument dated 22 August 2013 from the Minister.

2. CONSULTATION / COMMUNICATION

2.1 Internal

2.1.1 General and Divisional Managers.

2.2 External

2.2.1 Local Government Association via website information.

3. REPORT

Financial

3.1 The review of delegations will assist in improving financial management and general efficient use of Council's resources and strengthen internal controls. The establishment of the new Delegations Framework was funded by the LGA and provided free of charge to councils as part of council membership. The review of delegations has no impact on Council's budget.

Legal

3.2 The delegations being considered have been recommended by the LGA's lawyers as being correctly set out with appropriate terminology, recognising that it is a Council decision as to whether or not it delegates any specific power under any legislation.

Risk

3.3 Risk mitigation is provided through effective management of delegations, authorisation processes and ensuring staff are aware of their responsibilities.

3.4 This report also addresses the risk of having ineffective or invalid delegations, as the delegations being considered have been recommended by the LGA's lawyers who have ensured they are correctly set out with appropriate terminology. It is imperative that delegations are valid as the consequences of ineffective or invalid delegations include:

- 3.4.1 The exercise of power may fail – that is, the decision made may be liable to being overturned by the Courts;
- 3.4.2 The cost of a successful challenge to a decision made without lawful delegation will likely be borne by Council;
- 3.4.3 Where the unlawful exercise of the power has caused loss or damage, Council may be liable for such loss or damage.

- 3.5 It is Council's decision as to whether or not it delegates any specific power under any legislation, except where otherwise directed. Section 44(3) of the *Local Government Act 1999* also specifies Council decisions that cannot be delegated.
- 3.6 The recommendations presented to Council seek to delegate these powers to the Chief Executive Officer. It is common practice where powers have been delegated, for the Chief Executive to then sub-delegate relevant powers to those officers/positions that are responsible for the day to day operations of these areas (unless it has been indicated otherwise).

Authorisations and sub-delegation under the *Road Traffic Act 1961*

- 3.7 The Minister for Transport and Infrastructure granted delegations to the Council under the Instrument of General Approval and Delegation (dated 22 August 2013) (General Approval). The General Approval permits the Council to:
- 3.7.1 sub-delegate the powers under section 33(1) of the *Road Traffic Act 1961*; and
 - 3.7.2 authorise employees of the Council to exercise the powers under sections 17 and 20 of the *Road Traffic Act 1961*.
- 3.8 An instrument of sub-delegation and an instrument of authorisation are attached as Attachment 3 and 4.

The General Approval requires that the Council's decision to grant an authorisation be recorded in a written instrument signed by the Chief Executive Officer on behalf of the Council. For this reason, the instrument of authorisation includes an execution block for the Chief Executive Officer

Process to be followed

- 3.9 In order for the statements contained in the instruments of delegation to come into effect, Council must first resolve to revoke the existing delegations. Council then resolves to adopt the new delegations contained in the instruments of delegations.
- 3.10 If required, position titles will be updated within the delegations register to reflect changes as a result of implementation of any recent changes to titles or organisation structure. It is important to note, there is likely to be very few instances where this is required as Council's delegation decisions primarily relate to the delegation of powers/functions to the Chief Executive Officer.
- 3.11 Any sub-delegations that have been made in relation to the existing delegations become void as soon as the 'head' delegation is revoked. In order to ensure that Council Officers have the necessary powers to continue their duties, the resolution is worded so that revocation of the existing delegations does not come into force until such time as the sub-delegations are ready to be approved by the Chief Executive Officer. The new delegations will take effect immediately prior to the Chief Executive Officer approval of the sub-delegations.
- 3.12 The exercise of powers and functions delegated by Council shall be undertaken in accordance with existing Council policies. Even though Council may delegate its powers, functions and duties, this does not prevent the Council from acting in the same matters at any time should the need arise.

Delegations Register

- 3.13 The Delegations Register is available on the City of Salisbury website and will be updated following consideration of this matter by Council.

4. CONCLUSION / PROPOSAL

- 4.1 A review of Council delegations has been conducted and is presented to Council for its adoption.

CO-ORDINATION

Officer:	Executive	MG
	Group	
Date:	13/09/2021	31/08/2021

Attachment 1 - Powers to Remain With Council

LOCAL GOVERNMENT ACT 1999

Instrument of Sub Delegation

In exercise of the power contained in Sections 44 (4) and 101 of the Local Government Act 1999, I hereby sub-delegate to the To remain with Council and any person appointed to act in that position, the following powers and functions which have been delegated to me by Council pursuant to Section 44 of the Act.

DEVELOPMENT ACT 1993**Council to Establish Development Assessment Panels**

The duty pursuant to Section 56A(3) of the Act to appoint a presiding member to the council development assessment panel in accordance with the requirements set out in Section 56A(3)(b) of the Act. LIMITATIONS:

The duty pursuant to Section 56A(3) of the Act to appoint the remaining members of the council development assessment panel in accordance with the requirements set out in Section 56A(3)(c) of the Act. LIMITATIONS:

The duty pursuant to section 56A(3)(d) of the Act to ensure that, unless granted an exemption by the Minister, at least 1 member of the panel is a woman and at least 1 is a man and to ensure that insofar as is reasonably practicable, the panel consists of equal numbers of men and women. LIMITATIONS:

The duty pursuant to Section 56A(3)(e) to determine the term of office for a member of the council development assessment panel, which period cannot exceed 2 years. LIMITATIONS:

The duty pursuant to Section 56A(3)(f) of the Act to determine any other conditions of appointment of the members of the council development assessment panel. LIMITATIONS:

The power pursuant to Section 56A(3)(g) of the Act to remove a member of the council development assessment panel from office for:

- 36.6.1 breach of, or failure to comply with, the conditions of appointment; or
- 36.6.2 misconduct; or
- 36.6.3 neglect of duty; or
- 36.6.4 incapacity to carry out satisfactorily the duty of his or her office; or
- 36.6.5 failure to carry out satisfactorily the duty of his or her office; or
- 36.6.6 failure to comply with a requirement under Section 34(6) or (7) of the Act or a breach of, or failure to comply with, a code of conduct under Section 21A of the Act. LIMITATIONS:

Attachment 1 - Powers to Remain With Council

LOCAL GOVERNMENT ACT 1999**Committees**

The power pursuant to Section 41(1) and (2) of the Act to establish committees. LIMITATIONS:

The power pursuant to Section 41(3) of the Act to determine the membership of a committee. LIMITATIONS:

The power pursuant to Section 41(4) of the Act to appoint a person as a presiding member of a committee, or to make provision for the appointment of a presiding member. LIMITATIONS:

The power pursuant to Section 41(6) of the Act to appoint the principal member of the Council as an ex officio member of a committee. LIMITATIONS:

The power and duty pursuant to Section 41(8) of the Act, to, when establishing a committee, determine the reporting and other accountability requirements that are to apply in relation to the committee. LIMITATIONS:

Principal Office

The duty pursuant to Section 45(1) of the Act to nominate a place as the principal office of the Council for the purposes of the Act. LIMITATIONS:

The power and duty pursuant to Section 45(2) of the Act to determine the hours the principal office of the Council will be open to the public for the transaction of business and the duty to keep the principal office of Council open to the public for the transaction of business during hours determined by the Delegate or the Council. LIMITATIONS:

Commercial Activities

Subject to the Act, the power pursuant to Section 46(1) of the Act to, in the performance of the Council's functions, engage in a commercial activity or enterprise ('a commercial project'). LIMITATIONS:

The power pursuant to Section 46 (2) of the Act, to, in connection with a commercial project:

12.2.1 establish a business;

12.2.2 participate in a joint venture, trust, partnership or other similar body. LIMITATIONS:

Meetings to be Held in Public Except in Special Circumstances

The power pursuant to Section 90(8a)(a) of the Act to adopt a policy on the holding of informal gatherings or discussions subject to Section 90(8b) of the Act. LIMITATIONS:

The power pursuant to Section 90(8c) of the Act, to, from time to time, alter the Council's policy or substitute a new policy. LIMITATIONS:

The duty pursuant to Section 90(7) of the Act to make a note in the minutes of the making of an order under Section 90(2) of the Act and the grounds on which it was made. LIMITATIONS:

Attachment 1 - Powers to Remain With Council

Obstructing of Meetings

The power pursuant to Section 95 of the Act to take proceedings under the Act against a person who intentionally obstructs or hinders proceedings at a meeting of the Council or a Council committee or at a meeting of electors. LIMITATIONS:

Audit Committee

The power and duty pursuant to Section 126(1) of the Act to appoint an audit committee in accordance with Section 126(2) of the Act. LIMITATIONS:

If an audit committee is appointed by the Delegate or the Council, the power to determine the membership of any audit committee in accordance with Section 126(2) of the Act. LIMITATIONS:

The Auditor

The power and duty pursuant to and in accordance with Section 128(2), (3) (4), (4a), (5), (6), (7) and (8) of the Act to appoint an auditor on the recommendation of the Council's audit committee. LIMITATIONS:

The duty pursuant to Section 128(8) of the Act to comply with any requirements prescribed by the Regulations with respect to providing for the independence of the auditor. LIMITATIONS:

Preliminary

The power pursuant to Section 159(3) to grant a rebate of rates if satisfied that it is appropriate to do so (whether on application or on the Delegate's own initiative). LIMITATIONS:

The power pursuant to Section 159(4) of the Act to increase the rebate on the Delegate's initiative, if a rebate specifically fixed by Division 5 Chapter 10 of the Act is less than 100%. LIMITATIONS:

Rebate of Rates - Community Services

The power pursuant to Section 161(1) and (3) of the Act to grant a rebate of more than 75% of the rates on land being predominantly used for service delivery or administration (or both) by a community service organisation, where that organisation:

- 61.1.1 is incorporated on a not-for-profit basis for the benefit of the public; and
- 61.1.2 provides community services without charge or for charge that is below the cost to the body of providing their services; and
- 61.1.3 does not restrict its services to persons who are members of the body. LIMITATIONS:

Rebate of Rates - Educational Services

The power pursuant to Section 165(1) and (2) of the Act to grant a rebate of rates at more than 75% on land:

- 62.1.1 occupied by a Government school under a lease or license and being used for educational purposes; or
- 62.1.2 occupied by non-Government school registered under the Education and Early Childhood Services (Registration and Standards) Act 2011 and being used for educational purposes; or
- 62.1.3 land being used by University or University College to provide accommodation and other forms of support for students on a not-for-profit basis. LIMITATIONS:

Discretionary Rebates of Rates

Printed as at 24/07/2017

Page 3 of 9

Attachment 1 - Powers to Remain With Council

The duty pursuant to Section 166(1a) of the Act to take into account, in deciding an application for a rebate under Section 166(1)(d), (e), (f), (g), (h), (i) or (j):

63.1.1 the nature and extent of the Council's services provided in respect of the land for which the rebate is sought in comparison to similar services provided elsewhere in its area; and

63.1.2 the community need that is being met by activities being carried out on the land for which the rebate is sought; and

63.1.3 the extent to which activities carried out on the land for which the rebate is sought provides assistance or relief to disadvantaged persons;

63.1.4 any other matter considered relevant by the Council or the Delegate. LIMITATIONS:

The power pursuant to Section 166(1), (2) and (4) of the Act and taking into account Section 166(1a) of the Act and in accordance with Section 166(3b) of the Act to grant a rebate of rates or service charges on such conditions as the Delegate sees fit and such rebate may be up to and including 100% of the relevant rates or service charge, in the following cases:

63.2.1 where the rebate is desirable for the purpose of securing the proper development of the area or part of the area;

63.2.2 where the rebate is desirable for the purpose of assisting or supporting a business in the area;

63.2.3 where the rebate will be conducive to the preservation of buildings or places of historic significance;

63.2.4 where the land is being used for educational purposes;

63.2.5 where the land is being used for agricultural, horticultural or floricultural exhibitions;

63.2.6 where the land is being used for a hospital or health centre;

63.2.7 where the land is being used to provide facilities or services for children or young persons;

63.2.8 where the land is being used to provide accommodation for the aged or disabled; LIMITATIONS:

The power pursuant to Section 166(3) of the Act to grant a rebate of rates or charges for a period exceeding 1 year but not exceeding 10 years in the following cases:

63.3.1 where the rebate is desirable for the purpose of securing a proper development of the area or part of the area; or

63.3.2 where the rebate is desirable for the purpose of assisting or supporting a business in the area; or

63.3.3 where the rebate relates to common property or land vested in a community corporation under the Community Titles Act 1996 over which the public has a free and unrestricted right of access and enjoyment. LIMITATIONS:

The power pursuant to Section 166(3a) of the Act to grant a rebate of rates or charges under Section 166(1)(l) of the Act for a period exceeding 1 year but not exceeding 3 years. LIMITATIONS:

Valuation of Land for the Purpose of Rating

Attachment 1 - Powers to Remain With Council

The power pursuant to Section 167(1) of the Act to adopt valuations that are to apply to land within the Council's area, for rating purposes for a particular financial year. LIMITATIONS:

For the purpose of adopting a valuation of land for rating, the duty pursuant to Section 167(2) of the Act and in accordance with Section 167(3), (4) and (5) of the Act, to adopt:

64.2.1 valuations made, or caused to be made, by the Valuer-General; or

64.2.2 valuations made by a valuer employed or engaged by the Council, or by a firm or consortium of valuers engaged by the Council;

or a combination of both. LIMITATIONS:

Payment of Rates - General Principles

The power pursuant to Section 181(11) of the Act to grant discounts or other incentives in order to encourage:

73.7.1 the payment of instalments of rates in advance; or

73.7.2 prompt payment of rates. LIMITATIONS:

The power pursuant to Section 181(12)(b) of the Act to impose a surcharge or administrative levy not exceeding 1% of the rates payable in a particular financial year with respect to the payment of rates by instalments under Section 181(4)(b) of the Act. LIMITATIONS:

The power pursuant to Section 181(15) of the Act to decide that rates of a particular kind will be payable in more than 4 instalments in a particular financial year and in such case:

73.10.1 the instalments must be payable on a regular basis (or essentially a regular basis) over the whole of the financial year, or the remainder of the financial year depending on when the rates are declared; and

73.10.2 the Delegate must give at least 30 days notice before an instalment falls due. LIMITATIONS:

Remission and Postponement of Payment

The power pursuant to Section 182(3) of the Act to grant other or additional postponements of rates:

74.3.1 to assist or support a business in the Council's area; or

74.3.2 to alleviate the effects of anomalies that have occurred in valuations under the Act. LIMITATIONS:

The power pursuant to Section 182(4) of the Act to grant other or additional remissions of rates on the same basis as applies under the Rates and Land Tax Remission Act 1986, (such remissions will be in addition to the remissions that are available under that Act). LIMITATIONS:

The power pursuant to Section 182(6) of the Act to revoke a determination under Section 182(4) of the Act at any time (but the revocation will not effect an entitlement to remission in relation to rates declared before the revocation takes effect). LIMITATIONS:

The power pursuant to Section 182(1) of the Act to decide on the application of a ratepayer that payment of rates in accordance with the Act would cause hardship and, if so, to:

74.1.2 remit the rates in whole or in part. LIMITATIONS:

Sale of Land for Non-Payment of Rates

Attachment 1 - Powers to Remain With Council

The power pursuant to Section 184(1) of the Act to sell land, if an amount payable by way of rates in respect of the land, has been in arrears for 3 years or more. LIMITATIONS:

Acquisition of Land by Agreement

The power pursuant to Section 190 of the Act to acquire land by agreement. LIMITATIONS:

Alienation of Community Land by Lease or Licence

The power and duty pursuant to Section 202(4) of the Act and subject to Section 202(4a) and Section 202(7) of the Act to grant or renew a lease or a licence for a term (not exceeding 42 years) and to extend the term of the lease or licence but not so that the term extends beyond a total of 42 years. LIMITATIONS:

Special Jurisdiction

The power pursuant to Section 276(1) and (2) of the Act to commence, defend or participate in the following proceedings before the District Court, on behalf of the Council:

- 137.1.1 proceedings to try the title of a member to an office;
- 137.1.2 proceedings to try the right of a person to be admitted or restored to an office;
- 137.1.3 proceedings to compel restoration or admission;
- 137.1.4 proceedings to compel the Council to proceed to an election, poll or appointment;
- 137.1.5 proceedings to try the validity of a rate or service charge;
- 137.1.6 proceedings to try the validity of a by-law;
- 137.1.7 proceedings to compel the production or delivery of any books, voting papers, or other documents or papers to the production or possession of which the Council or person is entitled under this Act. LIMITATIONS:

ROAD TRAFFIC (ROAD RULES - ANCILLARY AND MISCELLANEOUS PROVISIONS) REGULATIONS 1999

Permit Zones

The power pursuant to Regulation 14(2) of the Road Traffic (Road Rules - Ancillary and Miscellaneous Provisions) Regulations 1999 to determine-

- 7.1.1 the class of permits required for vehicles to stop in a permit zone established by the Council;
- 7.1.2 the persons entitled to such permits;
- 7.1.3 any fees to be paid for such permits;
- 7.1.4 the conditions to which the permits will be subject (which may include conditions as to the period for which such permits remain in force and conditions as to the display of permits in vehicles).

and to vary any such determination. LIMITATIONS:

Delegations framework	
Tables of delegable powers and functions	
Legislation index	
Burial and Cremation Act 2013	4
Burial and Cremation Regulations 2014	11
Community Titles Act 1996	13
Cost of Living Concessions Act 1986	13
Crown Land Management Act 2009	13
Disability Inclusion Act 2018	14
Disability Inclusion Regulations 2019	15
Dog and Cat Management Act 1995	15
Dog and Cat Management Regulations 2017	19
Electricity Act 1996	19
Electricity (Principles of Vegetation Clearance) Regulations 2010	21
Environment Protection Act 1993	21
Environment Protection Regulations 2009	26
Environment Protection (Air Quality) Policy 2016	26
Environment Protection (Noise) Policy 2008	27
Environment Protection (Used Packaging Materials) Policy 2012	27
Environment Protection (Waste to Resources) Policy 2010	27
Expiation of Offences Act 1996	28
Fines Enforcement and Debt Recovery Act 2017	29
Fire and Emergency Services Act 2005	29
Fire and Emergency Services Regulations 2021	33
Food Act 2001	34
Food Regulations 2017	36
Freedom of Information Act 1991	36
Freedom of Information (Fees and Charges) Regulations 2018	42
Gas Act 1997	42
Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)	42
Heavy Vehicle (Mass, Dimension and Loading) National Regulation (NSW)	44
Independent Commissioner Against Corruption Act 2012	45

Labour Hire Licensing Act 2017.....	46
Land and Business (Sale and Conveyancing) Act 1994	47
Landscape South Australia Act 2019.....	47
Landscape South Australia (General) Regulations 2020.....	50
Landscape South Australia (Water Management) Regulations 2020.....	50
Liquor Licensing Act 1997	51
Local Government Act 1999.....	52
Local Government (Building Upgrade Agreements) Regulations 2017	89
Local Government (Financial Management) Regulations 2011.....	89
Local Government (General) Regulations 2013.....	90
Local Government (Members Allowances and Benefits) Regulations 2010	90
Local Government (Procedures at Meetings) Regulations 2013	90
Local Government (Elections) Act 1999.....	90
Local Nuisance and Litter Control Act 2016.....	92
Local Nuisance and Litter Control Regulations 2017	95
Magistrates Court Rules 1992.....	96
Mining Act 1971	96
Mining Regulations 2020	97
Ombudsman Act 1972	97
Private Parking Areas Act 1986.....	97
Real Property Act 1886	97
Roads (Opening and Closing) Act 1991	98
Road Traffic Act 1961.....	102
Road Traffic (Miscellaneous) Regulations 2014.....	105
Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014.....	105
Safe Drinking Water Act 2011.....	106
Safe Drinking Water Regulations 2012	109
South Australian Public Health Act 2011	109
South Australia Public Health (General) Regulations 2013	113
South Australia Public Health (Legionella) Regulations 2013.....	114
South Australia Public Health (Wastewater) Regulations 2013	116
State Records Act 1997	119
Strata Titles Act 1988.....	120

Supported Residential Facilities Act 1992.....	120
Supported Residential Facilities Regulations 2009	125
Water Industry Act 2012	125
Water Industry Regulations 2012	136
Land Acquisition Act	138
Land Acquisition Regulations 2004	145
Council ByLaw No 1 – Permits and Penalties Bylaw	145

Tables of delegable powers and functions

Burial and Cremation Act 2013			
Capacity of council	Statutory provision	Power/function	Delegate
Council	section 8(2)	Approve the interment of bodily remains	Chief Executive Officer
relevant authority for cemetery or crematorium	section 13(4)	Inter additional bodily remains	Chief Executive Officer
relevant authority for cemetery or crematorium	section 13(6)	Be consulted by the Attorney-General regarding the opening of an interment site, exhumation or removal of bodily remains or re-interment of bodily remains	Chief Executive Officer
relevant authority for cemetery or crematorium	section 18(1)	Ensure that cremated remains are only released to an authorised person	Chief Executive Officer
relevant authority for cemetery or crematorium	section 18(2)	Dispose of cremated remains	Chief Executive Officer
Council	section 19	Establish a cemetery, natural burial ground or crematorium	Chief Executive Officer
Council	section 20	Establish and manage a public mortuary	Chief Executive Officer
relevant authority for cemetery or crematorium	section 21	Establish a mausoleum	Chief Executive Officer
relevant authority for cemetery or crematorium	section 22	Provide part of a cemetery as a natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	section 23	Set apart part of a cemetery or natural burial ground for a particular religion	Chief Executive Officer
relevant authority for cemetery or crematorium	section 24(1)	Close a cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	section 24(2)	Provide notice of proposed closure of a cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	section 24(5)	Provide details of representations or submissions to the Minister regarding the proposed closure of a cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	section 24(8)(a)	Discharge unexercised interment rights and provide a refund by agreement with the interment holder on closure of a cemetery or natural burial ground	Chief Executive Officer

Burial and Cremation Act 2013			
Capacity of council	Statutory provision	Power/function	Delegate
relevant authority for cemetery or crematorium	section 24(8)(b)	Discharge unexercised interment rights and issue a new interment right by agreement with the interment holder on closure of a cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	section 24(9)(a)	Discharge interment rights and issue a new interment right with the interment holder on closure of a cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	section 24(9)(b)	Remove and re-inter human remains by agreement with the interment holder on closure of a cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	section 24(9)(c)	Remove and reposition a memorial by agreement with the interment holder on closure of a cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	section 24(10)	Referral of matter for mediation if agreement cannot be reached on the discharge of an interment right on closure of a cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	section 24(11)	Pay for mediation with respect to the discharge of an interment right on closure of a cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	section 24(12)(a)	Offer land as a gift on closure of a cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	section 24(12)(b)	Demolish, remove, relocate or replace a grave on closure of a cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	section 24(14)	Prepare an inventory prior to closure of a cemetery or natural burial ground identifying all graves and memorial, a record of all inscriptions and other particulars on memorials and a photograph of each memorial	Chief Executive Officer
relevant authority for cemetery or crematorium	section 24(15)	Make the inventory of graves and memorials available to the publicly	Chief Executive Officer
Council	section 25(1)	Petition the Minister to have trust on which land is held by council which was formerly a cemetery or natural burial ground determined and the land dedicated as park lands	Chief Executive Officer
Council	section 25(5)	Pay costs of advertising or inquiry related to the determination of a trust and dedication of land as park lands	Chief Executive Officer
relevant authority for cemetery or crematorium	section 25(4)(a)	Remove memorials if a closed cemetery is dedicated as park lands	Chief Executive Officer

Burial and Cremation Act 2013			
Capacity of council	Statutory provision	Power/function	Delegate
relevant authority for cemetery or crematorium	section 25(4)(b)	Relocate memorials if a closed cemetery is dedicated as park lands	Chief Executive Officer
relevant authority for cemetery or crematorium	section 25(4)(c)	Replace memorials if a closed cemetery is dedicated as park lands	Chief Executive Officer
relevant authority for cemetery or crematorium	section 26(2)	Convert a closed cemetery which is not on land held on trust by the council or that includes land under the care, control and management of a council into a public park or garden*	Chief Executive Officer
relevant authority for cemetery or crematorium	section 26(3)	Give notice of intention to convert a cemetery into a public park where the cemetery is not on land held on trust by the council or that includes land under the care, control and management of a council	Chief Executive Officer
relevant authority for cemetery or crematorium	section 26(6)(a)	Remove memorials from a closed cemetery which is not on land held on trust by the council or that includes land under the care, control and management of a council	Chief Executive Officer
relevant authority for cemetery or crematorium	section 26(6)(b)	Relocate memorials from a closed cemetery which is not on land held on trust by the council or that includes land under the care, control and management of a council	Chief Executive Officer
relevant authority for cemetery or crematorium	section 26(6)(c)	Replace memorials a closed cemetery which is not on land held on trust by the council or that includes land under the care, control and management of a council	Chief Executive Officer
relevant authority for cemetery or crematorium	section 27(1)(a)	Construct roads and pathways for purpose of converting closed cemetery into a public park or garden	Chief Executive Officer
relevant authority for cemetery or crematorium	section 27(1)(b)	Erect or construct buildings for purpose of converting closed cemetery into a public park or garden	Chief Executive Officer
relevant authority for cemetery or crematorium	section 27(1)(c)	Construct a vault or other repository for human remains for purpose of converting closed cemetery into a public park or garden	Chief Executive Officer
relevant authority for cemetery or crematorium	section 27(1)(d)	Erect lighting, seating or other infrastructure or public amenity for purpose of converting closed cemetery into a public park or garden	Chief Executive Officer
relevant authority for cemetery or crematorium	section 27(1)(e)	Take such other act ion for laying out land as parklands or a public place or garden for purpose of converting closed cemetery into a public park or garden	Chief Executive Officer
relevant authority for cemetery or crematorium	section 28(1)	Provide notice of cemetery or natural burial ground closure to the Registrar	Chief Executive Officer
relevant authority	section 28(2)	Provide notice of crematorium closure to the Registrar	Chief Executive

Burial and Cremation Act 2013			
Capacity of council	Statutory provision	Power/function	Delegate
for cemetery or crematorium		or the Environment Protection Authority	Officer
relevant authority for cemetery or crematorium	section 28(3)	Forward records of closed cemetery, natural burial ground or crematorium to the Libraries Board of South Australia	Chief Executive Officer
relevant authority for cemetery or crematorium	section 30(1)	Agree to the interment of human remains	Chief Executive Officer
relevant authority for cemetery or crematorium	section 30(1)	Issue an interment right	Chief Executive Officer
relevant authority for cemetery or crematorium	section 30(2)	Provide statement in plain English setting out rights and responsibilities in regard to an interment right to person applying for an interment right	Chief Executive Officer
relevant authority for cemetery or crematorium	section 30(3)	Determine capacity of interment site	Chief Executive Officer
relevant authority for cemetery or crematorium	section 30(5)	Carry out a lift and deepen procedure	Chief Executive Officer
relevant authority for cemetery or crematorium	section 32(1)	Renew interment right	Chief Executive Officer
relevant authority for cemetery or crematorium	section 32(1)	Fix renewal fee	Chief Executive Officer
relevant authority for cemetery or crematorium	section 32(2)	Provide notice of interment right expiry	Chief Executive Officer
relevant authority for cemetery or crematorium	section 32(3)	Provide statement in plain English setting out rights and responsibilities in regard to an interment right to person renewing interment right	Chief Executive Officer
relevant authority for cemetery or crematorium	section 33(1)	Transfer an interment right	Chief Executive Officer
relevant authority for cemetery or crematorium	section 33(1)(a)	Determine consideration for transfer of interment right	Chief Executive Officer
relevant authority for cemetery or crematorium	section 33(3)	Record interment right transfer in register	Chief Executive Officer
relevant authority	section 34(1)	Receive surrendered interment right	Chief Executive

Burial and Cremation Act 2013			
Capacity of council	Statutory provision	Power/function	Delegate
for cemetery or crematorium			Officer
relevant authority for cemetery or crematorium	section 34(2)	Provide a refund on the surrender of an unexercised interment right	Chief Executive Officer
relevant authority for cemetery or crematorium	section 37(1)	Keep a register of interment rights	Chief Executive Officer
relevant authority for cemetery or crematorium	section 37(2)	Record information in the interment rights register	Chief Executive Officer
relevant authority for cemetery or crematorium	section 38(1)(a)	Reuse an interment site on expiry of an interment right	Chief Executive Officer
relevant authority for cemetery or crematorium	section 38(1)(b)	Remove a memorial on expiry of an interment right	Chief Executive Officer
relevant authority for cemetery or crematorium	section 38(2)(a)	Give notice of intention to reuse an interment site by public advertisement	Chief Executive Officer
relevant authority for cemetery or crematorium	section 38(2)(b)	Give notice of intention to reuse an interment site by notice to the personal representative of the deceased	Chief Executive Officer
relevant authority for cemetery or crematorium	section 39(2)	Deal with and dispose of a memorial in accordance with the Burial and Cremation Act	Chief Executive Officer
relevant authority for cemetery or crematorium	section 40	Enter into an agreement with an interment right holder to maintain memorial	Chief Executive Officer
relevant authority for cemetery or crematorium	section 41(1)	Provide notice requiring repair, removal or reinstatement of memorial	Chief Executive Officer
relevant authority for cemetery or crematorium	section 41(2)	Carry out repair, removal or reinstatement work	Chief Executive Officer
relevant authority for cemetery or crematorium	section 41(2)	Recover costs of work repairing, removing or reinstating a memorial	Chief Executive Officer
relevant authority for cemetery or crematorium	section 41(3)	Carry out repair, removal or reinstatement work	Chief Executive Officer
relevant authority	section 41(3)	Recover costs of work repairing, removing or reinstating	Chief Executive

Burial and Cremation Act 2013			
Capacity of council	Statutory provision	Power/function	Delegate
for cemetery or crematorium		a memorial	Officer
relevant authority for cemetery or crematorium	section 42(1)	Remove and dispose of memorial where interment right has expired	Chief Executive Officer
relevant authority for cemetery or crematorium	section 42(1)(c)	Give notice of intention to remove and dispose of a memorial on expired interment site by public advertisement and notice affixed to the memorial	Chief Executive Officer
relevant authority for cemetery or crematorium	section 42(1)(d)	Give notice of intention to remove and dispose of a memorial on expired interment site by public notice to owner of memorial	Chief Executive Officer
relevant authority for cemetery or crematorium	section 42(2)	Keep prescribed records of disposed memorials	Chief Executive Officer
relevant authority for cemetery or crematorium	section 43(a)	Enlarge a cemetery, natural burial ground or crematorium	Chief Executive Officer
relevant authority for cemetery or crematorium	section 43(b)	Improve or embellish a cemetery, natural burial ground or crematorium	Chief Executive Officer
relevant authority for cemetery or crematorium	section 43(c)	Restrict interments in any part of a cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	section 43(d)	Take action for proper management and maintenance of a cemetery, natural burial ground or crematorium	Chief Executive Officer
relevant authority for cemetery or crematorium	section 45	Restrict interments in any part of a cemetery or natural burial ground	Chief Executive Officer
Council	section 46(1)	Issue notice that cemetery or natural burial ground is in a neglected condition or fails to comply with the Burial and Cremation Act	Chief Executive Officer
relevant authority for cemetery or crematorium	section 46(1)	Respond to notice from the Minister that cemetery or natural burial ground is in a neglected condition or fails to comply with the Burial and Cremation Act	Chief Executive Officer
Council	section 46(3)	Cause work to be undertaken to satisfy notice that cemetery or natural burial ground is in a neglected condition or fails to comply with the Burial and Cremation Act	Chief Executive Officer
council	section 46(4)	Cause work to be undertaken to satisfy notice that cemetery or natural burial ground is in a neglected condition or fails to comply with the Burial and	Chief Executive Officer

Burial and Cremation Act 2013			
Capacity of council	Statutory provision	Power/function	Delegate
		Cremation Act	
Council	section 46(5)	Recover costs of work to be undertaken to satisfy notice that cemetery or natural burial ground is in a neglected condition or fails to comply with the Burial and Cremation Act	Chief Executive Officer
relevant authority for cemetery or crematorium	section 47(1)	Apply for review of decision requiring work to be undertaken to satisfy notice that cemetery or natural burial ground is in a neglected condition or fails to comply with the Burial and Cremation Act	Chief Executive Officer
Council	section 47(1)	Make submissions on a review of decision requiring work to be undertaken to satisfy notice that cemetery or natural burial ground is in a neglected condition	Chief Executive Officer
Council	section 48(1)	Receive land used as a cemetery or natural burial ground on trust	Chief Executive Officer
Council	section 49(1)	Assume administration of cemetery or natural burial ground	Chief Executive Officer
Council	section 49(1)(c)	Agree to transfer administration of cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	section 50(1)	Allow access to of cemetery, natural burial ground or crematorium	Chief Executive Officer
relevant authority for cemetery or crematorium	section 50(2)	Require person to leave cemetery, natural burial ground or crematorium	Chief Executive Officer
relevant authority for cemetery or crematorium	section 51(1)	Deal with land used as a cemetery or natural burial ground in ordinary course of commerce	Chief Executive Officer
relevant authority for cemetery or crematorium	section 51(2)	Discharge interment rights prior to dealing with land used as a cemetery or natural burial ground in ordinary course of commerce	Chief Executive Officer
relevant authority for cemetery or crematorium	section 51(2)(a)	Provide refund to holder of an interment right on the discharge of that right in order to deal with land used as a cemetery or natural burial ground in ordinary course of commerce	Chief Executive Officer
relevant authority for cemetery or crematorium	section 51(2)(b)	Issue new interment right to holder of an interment right on the discharge of that right in order to deal with land used as a cemetery or natural burial ground in ordinary course of commerce	Chief Executive Officer
Council	section 52	Deal with land which was a cemetery or natural burial ground closed in accordance with the Burial and Cremation Act in ordinary course of commerce	Chief Executive Officer
relevant authority	section 53(1)	Keep registers and plan prescribed by Burial and	Chief Executive

Burial and Cremation Act 2013			
Capacity of council	Statutory provision	Power/function	Delegate
for cemetery or crematorium		Cremation Act	Officer
relevant authority for cemetery or crematorium	section 53(3)	Keep records prescribed by Burial and Cremation Act	Chief Executive Officer
relevant authority for cemetery or crematorium	section 53(4)	Make registers prescribed by Burial and Cremation Act publicly available	Chief Executive Officer
relevant authority for cemetery or crematorium	section 53(5)	Produce a register prescribed by Burial and Cremation Act for inspection	Chief Executive Officer
relevant authority for cemetery or crematorium	section 56(1)	Request Public Trustee to act for interment right holder	Chief Executive Officer
Council	section 58(2)	Appoint authorised officers	Chief Executive Officer
Council	section 58(3)	Impose conditions on appointment of an authorised officer	Chief Executive Officer
Council	section 58(4)	Issue identity card to an authorised officer	Chief Executive Officer
Council	section 58(7)	Vary or revoke appointment or impose further conditions on an authorised officer	Chief Executive Officer
Burial and Cremation Regulations 2014			
Capacity of council	Statutory provision	Power/function	Delegate
relevant authority for cemetery or crematorium	regulation 12(1)	Ensure remains are placed in labelled container and stored in ossuary	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 12(2)	Provide notice to the Attorney-General and Registrar of removal of remains to ossuary	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 16	Fill interment site to level of natural surface	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 17(2)	Approve manner of marking name plate attached to coffin or bodily remains	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 18(1)(a)	Approve construction material for mausoleum or vault	Chief Executive Officer

Burial and Cremation Regulations 2014			
Capacity of council	Statutory provision	Power/function	Delegate
relevant authority for cemetery or crematorium	regulation 18(5)	Be satisfied that mausoleum or vault is sealed	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 19(1)	Open and inspect mausoleum or vault	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 19(2)	Give notice to take remedial action if mausoleum or vault does not comply with the Burial and Cremation Regulations or offensive odours or noxious gases or fluids have escaped or are escalating from the mausoleum or vault	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 19(3)	Cause work to be undertaken if person fails to comply with notice provided under regulation 19(2)	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 19(3)	Recover costs of undertaking work if person fails to comply with notice provided under regulation 19(2)	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 21(1)	Dispose of name plate, metal or plastic fitting, any other object removed from the exterior of coffin or any other thing in possession due to cremation	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 21(3)	Ensure nameplate is provided to person holding the relevant cremation permit or a person authorised by that person	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 22	Fence the cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 24(1)	Issue direction to person in charge of a motor vehicle within a cemetery or natural burial ground as to the driving of the vehicle	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 24(2)	Issue direction to person in charge of a motor vehicle within a cemetery or natural burial ground as to the parking of the vehicle	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 25	Authorise removal, damage, defacement or interference of fixtures, structure or grounds within the cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 26(a)	Cause removal of unattached ornament, empty flower container, broken masonry, decayed or broken wreath or dead flowers from the cemetery or natural burial ground	Chief Executive Officer
relevant authority for cemetery or crematorium	regulation 26(b)	Cause pruning, cutting down or removal of plants within the cemetery or natural burial ground	Chief Executive Officer

<i>Burial and Cremation Regulations 2014</i>			
Capacity of council	Statutory provision	Power/function	Delegate
relevant authority for cemetery or crematorium	regulation 27	Require a person to leave the cemetery or natural burial ground	Chief Executive Officer
<i>Community Titles Act 1996</i>			
Capacity of council	Statutory provision	Power/function	Delegate
relevant development authority	section 3(11)	Endorse scheme description	Chief Executive Officer
council (as holder of a statutory encumbrance)	section 15A(b)(i)	Certify compliance with the requirements of the Act under which the encumbrance was entered into, or is in force, as to the variation or termination	Chief Executive Officer
council	section 27(1)(b)(i)	Consent to encroachment over land vested in, or under the control, of the council	Chief Executive Officer
relevant development authority	section 30(4)	Require modification to a scheme description prior to endorsing the scheme description	Chief Executive Officer
relevant development authority	section 31(3)	Endorse a certified copy of an amended scheme description	Chief Executive Officer
council (as holder of a statutory encumbrance)	section 53A(b)(i)	Certify compliance with the requirements of the Act under which the encumbrance was entered into, or is in force, as to the variation or termination	Chief Executive Officer
relevant development authority	section 70(3)	Approve the retention of a primary or secondary lot	Chief Executive Officer
<i>Cost of Living Concessions Act 1986</i>			
Capacity of council	Statutory provision	Power/function	Delegate
rating authority	section 6(1)	Apply to the Treasurer for the amount of rates remitted under the Cost of Living Concessions Act to be paid to the rating authority	Chief Executive Officer
<i>Crown Land Management Act 2009</i>			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 18A(1)	Seek the consent of the Minister to the exclusion of dedicated land from classification as community land	Chief Executive Officer
Adelaide City	section 27(2)	Request the Minister to exercise power or functions	Not required

Crown Land Management Act 2009			
Capacity of council	Statutory provision	Power/function	Delegate
Council		under Division 4, Part 3 of the Crown Land Management Act in respect of the Adelaide Park Lands under the care, control and management of the council (other than land in relation to which a power to grant easements otherwise exists under the Act or the <i>Real Property Act 1886</i>).	

Disability Inclusion Act 2018			
Capacity of council	Statutory provision	Power/function	Delegate
State authority	section 16(2)	Prepare a disability access and inclusion plan	Not delegated
State authority	section 16(4)(b)	Consult with people with disability and person or bodies representing the interests of people with disability and other persons or bodies in preparing a disability access and inclusion plan	Chief Executive Officer
State authority	section 16(4)(c)	Call for submissions from members of the public	Chief Executive Officer
council	section 16(5)	Seek the approval of the Minister to prepare a single disability access and inclusion plan for the council and one or more other councils	Not delegated
State authority	section 16(6)	Vary a disability access and inclusion plan	Not delegated
State authority	section 16(7)	Publish a disability access and inclusion plan, and any variation to a plan, on a website	Chief Executive Officer
State authority	section 17(1)	Report annually to the Chief Executive Officer on the operation of the disability access and inclusion plan	Chief Executive Officer
State authority	section 18(1)	Review the disability access and inclusion plan at least once in every 4 year period and prepare a report of the review	Not delegated
State authority	section 18(2)	Provide a copy of the report prepared under section 18(1) of the Disability Inclusion Act to the Minister	Chief Executive Officer
State authority	section 26(1)	Prepare and provide a report to the Chief Executive Officer of the administrative unit of the public service that is responsible for assisting a Minister in the administration of this Act	Chief Executive Officer
State authority	section 26(2)	Prepare and provide a report to the Chief Executive Officer of the administrative unit of the public service that is responsible for assisting a Minister in the administration of this Act	Chief Executive Officer
State authority	section 27(2)	Provide information or documents prescribed by section 27 of the Disability Inclusion Act to another	Chief Executive Officer

Disability Inclusion Act 2018			
Capacity of council	Statutory provision	Power/function	Delegate
		person or body	
Disability Inclusion Regulations 2019			
Capacity of council	Statutory provision	Power/function	Delegate
State authority	regulation 9(2)	Determine the manner and form and time period for the calling of public submissions under section 16(4)(c) of the Disability Inclusion Act	Not delegated
State authority	regulation 9(3)	Publish the disability access and inclusion plan on a website	Chief Executive Officer
State authority	regulation 9(4)	Prepare and provide a report to the Chief Executive Officer of the administrative unit of the public service that is responsible for assisting a Minister in the administration of this Act	Chief Executive Officer
council	regulation 10	Keep residents informed of the preparation by the council of a single disability access and inclusion plan which is for more than one council	Chief Executive Officer
State authority	regulation 11(1)	Comply with the steps under regulation 9 in regard to the variation of a disability access and inclusion plan as if the variation were the plan	Chief Executive Officer
State authority	regulation 11(2)	Vary a disability access and inclusion plan	Not delegated
State authority	regulation 11(3)	Provide public notice of a variation to a disability access and inclusion plan	Chief Executive Officer
Dog and Cat Management Act 1995			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 25A(1)	Appoint authorised persons	Chief Executive Officer – Not to be sub delegated
council	section 25A(2)	Impose conditions on appointment of an authorised person	Chief Executive Officer – Not to be sub delegated
council	section 25A(3)	Revoke appointment or revoke or vary conditions of an authorised person	Chief Executive Officer – Not to be sub delegated
council	section 25B(1)	Issue identity card to an authorised person	Chief Executive

<i>Dog and Cat Management Act 1995</i>			
Capacity of council	Statutory provision	Power/function	Delegate
			Officer – Not to be sub delegated
council	section 25C(c)	Enter into an arrangement with another council in relation to the exercise of authorised officer powers	Chief Executive Officer – Not to be sub delegated
council	section 26(1)(a)	Maintain a register of dogs	Chief Executive Officer
council	section 26(1)(ab)	Provide information to the Dog and Cat Management Board	Chief Executive Officer
council	section 26(1)(ac)	Maintain other registers	Chief Executive Officer
council	section 26(1)(ad)	Make registers publicly available	Chief Executive Officer
council	section 26(1)(ae)	Limit inspection of register	Chief Executive Officer
council	section 26(1)(b)	Appoint a Registrar	Chief Executive Officer
council	section 26(1)(c)	Make arrangements for the issue and replace certificates of registration and registration discs	Chief Executive Officer
council	section 26(1)(d)	Make arrangements for the exercise of functions and powers of an authorised person	Chief Executive Officer
council	section 26(1)(e)	Make arrangements for the detention of dogs and cats	Chief Executive Officer
council	section 26(1)(f)	Make arrangements for fulfilling other obligations under the Dog and Cat Management Act	Chief Executive Officer
council	section 26(3)	Expend money in the administration or enforcement of the Dog and Cat Management Act	Chief Executive Officer
council	section 26(4)	Keep separate account of moneys received and expended under the Dog and Cat Management Act	Chief Executive Officer
council	section 26(5)	Pay moneys into the Dog and Cat Management Fund	Chief Executive Officer
council	section 26(6)(a)	Charge fees for the provision of register extracts	Chief Executive Officer
council	section 26(6)(ab)	Charge fees for receipt and management of information	Chief Executive Officer
council	section 26(b)(i)	Charge fees for registration of dogs or businesses	Chief Executive Officer

<i>Dog and Cat Management Act 1995</i>			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 26(b)(ii)	Charge fees for late payment of registration	Chief Executive Officer
council	section 26(b)(iii)	Charge fees for meeting requirements under the Dog and Cat Management Act	Chief Executive Officer
council	section 26(7)	Provide a percentage rebate as provided for by the Dog and Cat Management Act	Chief Executive Officer
council	section 26A(1)	Prepare a dog and cat management plan	Chief Executive Officer
council	section 26A(3)	Present dog and cat management plan to Dog and Cat Management Board	Chief Executive Officer
council	section 26A(5)	Amend dog and cat management plan	Chief Executive Officer
council	section 33(4)(c)	Approve boarding kennel	Not delegated
council	section 39	Rectify the register	Chief Executive Officer
council	section 41(1)(c)	Fix fee for application under Part 4, Dog and Cat Management Act	Not delegated
council	section 47(5)	Recover cost of giving effect to order if an order has been contravened and authorised person takes steps to effect the order	Chief Executive Officer
council	section 50(1)(a)	Make a Destruction Order	Chief Executive Officer
council	section 50(1)(b)	Make a Control (Dangerous Dog) Order	Chief Executive Officer
council	section 50(1)(c)	Make a Control (Menacing Dog) Order	Chief Executive Officer
council	section 50(1)(d)	Make a Control (Nuisance Dog) Order	Chief Executive Officer
council	section 50(1)(e)	Make a Control (Barking Dog) Order	Chief Executive Officer
council	section 50(2)(b)	Approve a place to detain dogs	Chief Executive Officer
council	section 52(a1)	Determine manner and form of application for the council to make an order under Division 3, Part 5, Dog and Cat Management Act	Chief Executive Officer
council	section 52(1)(a)	Ascertain owners or persons responsible for a dog	Chief Executive Officer
council	section 52(1)(b)	Provide notice of proposed order to each owner or	Chief Executive

<i>Dog and Cat Management Act 1995</i>			
Capacity of council	Statutory provision	Power/function	Delegate
		person responsible for a dog	Officer
council	section 52(2)(b)	Note order in register	Chief Executive Officer
council	section 52(3)	Provide notice of order to each owner or person responsible for a dog	Chief Executive Officer
council	section 52(4)	Revoke order	Chief Executive Officer
council	section 52(5)	Note revocation of order in register	Chief Executive Officer
council	section 52(6)	Note order made by Dog and Cat Management Board in register	Chief Executive Officer
council	section 53(1)	Issue directions to each owner or person responsible for a dog regarding complying with order	Chief Executive Officer
council	section 56(1)	Receive prescribed information from an owner or person responsible for a dog subject to an order	Chief Executive Officer
council	section 56(2)	Receive information from an owner or person responsible for a dog subject to an order regarding moving the dog into or out of the council area	Chief Executive Officer
council	section 59A(1)	Make a Prohibition Order	Chief Executive Officer
council	section 59A(2)	Approve place to detain dog	Chief Executive Officer
council	section 59A(5)(b)	Record a Prohibition Order	Chief Executive Officer
council	section 59A(6)	Revoke a Prohibition Order	Chief Executive Officer
council	section 59A(7)	Note revocation of a Prohibition Order in register	Chief Executive Officer
council	section 59A(8)(c)	Note order made by Dog and Cat Management Board in register	Chief Executive Officer
council	section 61(4)	Consider making an order if a dog is seized in order to prevent it attacking, harassing or chasing a person, animal or bird or because it is unduly dangerous	Chief Executive Officer
council	section 61(4)	Consider applying to Magistrates Court for an order if a dog is seized in order to prevent it attacking, harassing or chasing a person, animal or bird or because it is unduly dangerous	Chief Executive Officer
council	section 61(6)	Recover cost of microchipping or desexing dog	Chief Executive Officer

<i>Dog and Cat Management Act 1995</i>			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 64(2)(c)	Nominate facility for the detention of cats	Chief Executive Officer
council	section 64B(1)	Cause a detained dog or cat to be microchipped or desexed	Chief Executive Officer
council	section 64B(2)	Recover cost of microchipping or desexing a dog or cat	Chief Executive Officer
council	section 64D(1)(b)(ii)	Receive notice of destruction, injury, seizure or detention of dog or identified cat	Chief Executive Officer
council	section 72	Responding to South Australian Civil and Administrative Tribunal review of council decision	Chief Executive Officer
council	section 88A(4)	Receive a statutory declaration from the owner of a vehicle who has received an expiation notice or an expiation reminder given under the <i>Expiation of Offences Act 1996</i>	Chief Executive Officer
council	section 89	Lay a complaint regarding offence under Dog and Cat Management Act	Chief Executive Officer
<i>Dog and Cat Management Regulations 2017</i>			
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 6(3)(b)	Apply payment received under regulation 6(2) to furthering the objects of the Dog and Cat Management Act	Chief Executive Officer
council	regulation 20(1)(a)	Receive notification of prescribed information regarding the keeping of guard dogs on premises	Chief Executive Officer
<i>Electricity Act 1996</i>			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 4(1)	Authorise a person to exercise powers conferred on a council officer under the Electricity Act	Chief Executive Officer
council	section 47(3)	Agree with an electricity entity to the carrying out of work on public land	Chief Executive Officer
council	section 47(7)	Refer a dispute with an electricity entity regarding whether work should be permitted on public land or the conditions applying to such work to the Minister	Chief Executive Officer
council	section 47(9)(a)	Make representations to the Minister in relation to a dispute with an electricity entity regarding whether work should be permitted on public land or the conditions applying to such work to the Minister	Chief Executive Officer

	<i>Electricity Act 1996</i>		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 47(9)(b)	Agree to settle a dispute with an electricity entity regarding whether work should be permitted on public land or the conditions applying to such work	Chief Executive Officer
council	section 55(1a)	Comply with the requirements of a vegetation clearance scheme	Chief Executive Officer
council	section 55(3)	Carry out vegetation clearance work in relation to vegetation planted or nurtured contrary to the principles of vegetation clearance.	Chief Executive Officer
council	section 55(3)	Recover the cost of carrying out vegetation clearance work under section 55(3) from a person who planted or nurtured the vegetation	Chief Executive Officer
council	section 55A(1)	Agree a vegetation clearance scheme with an electricity entity	Chief Executive Officer
council	section 55A(4)	Modify a vegetation clearance scheme by written agreement with the electricity entity	Chief Executive Officer
council	section 55B(2)	Ask the Technical Regulator to determine a vegetation clearance scheme dispute under Division 2, Part 5	Chief Executive Officer
council	section 55C(2)(c)	Apply to the Technical Regulator for a decision not to determine a vegetation clearance scheme dispute under Division 2, Part 5	Chief Executive Officer
council	section 55D(2)(a)	Consent to the Technical Regulator conferring on the council the duty to keep vegetation clear of public powerlines	Chief Executive Officer
council	section 55M	Enforce a vegetation clearance scheme with an electricity entity as a contract	Chief Executive Officer
council	section 56(1)	Make an arrangement with an electricity entity conferring on the council a specified role in relation to vegetation clearance around public powerlines outside of prescribed areas	Chief Executive Officer
council	section 58A(2)	Agree to contribute to the cost of undergrounding powerlines in the council area on the basis determined by the Minister	Chief Executive Officer
council	section 58A(5)	Participate in consultation with, and provide proposals to, the Minister in respect of the undergrounding of powerlines	Chief Executive Officer
council	section 58A(8)	Participate in consultation with the Minister in respect of a variation of the program for undergrounding of powerlines	Chief Executive Officer

<i>Electricity (Principles of Vegetation Clearance) Regulations 2010</i>			
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 4(1)	Take reasonable steps to keep vegetation clear of powerlines	Chief Executive Officer
council	regulation 4(2)	Inspect overhead powerlines and clear vegetation	Chief Executive Officer
council	regulation 4(4)	Seek approval of the technical Regulator to keep vegetation clear of powerlines in accordance with the principles set out in regulation 4(2)(b)(ii)	Chief Executive Officer
council	regulation 7(3)	Make submissions to the Technical Regulator regarding an exemption application	Chief Executive Officer
council	regulation 8(2)	Agree a vegetation scheme with an electricity entity governing the way in which the entity will carry out its duty to clear vegetation in the council area or part of the council area	Not delegated
council	regulation 8(5)(b)	Agree with the electricity entity to vary or revoke a vegetation scheme	Not delegated
council	regulation 8(6)	Enforce a vegetation clearance scheme with an electricity entity as a contract	Chief Executive Officer
council	regulation 10(5)(c)	Agree with an objector as to how an objection regarding the council's intention to enter land is to be resolved	Chief Executive Officer
council	regulation 10(8)	Give notice of intention to enter private land to carry out work under Part 5 of the Act, including a statement of rights of the owner or occupier to lodge an objection under regulation 10	Chief Executive Officer
<i>Environment Protection Act 1993</i>			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 14(c)	Approve the use by the Environment Protection Authority of the services of council officers or employees	Chief Executive Officer
council	section 18A(2)	Request the Minister to declare the council as an administering agency under the Environment Protection Act	Not delegated
council	section 18A(3)	Participate in consultation with the Minister as to whether the council will cease to be an administering agency under the Environment Protection Act	Not delegated
council	section 18A(3)	Request the Minister to declare that the council will cease to be an administering agency under the Environment Protection Act	Not delegated
administering agency	section 18B(1)	Administering and enforcing the Environment Protection Act in the council area	Chief Executive Officer

	<i>Environment Protection Act 1993</i>		
Capacity of council	Statutory provision	Power/function	Delegate
administering agency	section 18C(1)	Delegate a function conferred on the administering agency under Division 1A, Part 3	Chief Executive Officer
administering agency	section 18D	Report to the Environment Protection Authority on performance of functions under Division 1A, Part 3	Chief Executive Officer
public authority	section 59(1)	Enter into an environment performance agreement with the Minister	Chief Executive Officer
council	section 59(4)	Approve provision for the remission of rates or taxed payable to the council in an environment performance agreement	Not delegated
council	section 85(3)	Appoint authorised officers	Chief Executive Officer – Not to be sub delegated
council	section 85(4)	Impose conditions on the appointment of an authorised officer	Chief Executive Officer – Not to be sub delegated
council	section 85(5)	Revoke the appointment of an authorised officer	Chief Executive Officer – Not to be sub delegated
council	section 85(5)	Vary or revoke the conditions applying to the appointment of an authorised officer	Chief Executive Officer – Not to be sub delegated
council	section 87(8)(b)	Agree with another council that an authorised officer may exercise power in the other council's area	Chief Executive Officer – Not to be sub delegated
council	section 87(9)	Make good any damage caused by an authorised officer exercising powers under section 87	Chief Executive Officer – Not to be sub delegated
administering agency	section 93(1)	Issue an environment protection order	Chief Executive Officer
administering agency	section 93(2a)	Provide notice to the authority under the <i>Natural Resource Management Act 2004</i>	Chief Executive Officer
administering agency	section 93(5)	Confirm an emergency environment protection order by issuing and serving a written environment protection order	Chief Executive Officer
administering agency	section 93(7)	Revoke or vary an environment protection order	Chief Executive Officer

	Environment Protection Act 1993		
Capacity of council	Statutory provision	Power/function	Delegate
administering agency	section 94(1)	Apply to the Registrar General for registration of an environment protection order as a charge on land	Chief Executive Officer
administering agency	section 94(4a)	Notify the owners and occupiers of land to which a charge has been registered by the Registrar General of the charge and obligations of the owners and occupiers	Chief Executive Officer
administering agency	section 94(6)	Apply to the Registrar General to cancel the registration of an environment protection order as a charge on land	Chief Executive Officer
administering agency	section 95(1)	Take action required by an environment protection order which has not been undertaken by the recipient of that order	Chief Executive Officer
administering agency	section 95(2)	Authorise a person to take action on behalf of the council under section 95(1)	Chief Executive Officer
administering agency	section 95(3)(a)	Issue an instrument of authority to a person authorised under section 95(2) who is not an authorised officer	Chief Executive Officer
administering agency	section 95(4)	Recover the reasonable costs and expenses incurred by the council taking action under section 95 as a debt from the person who failed to comply with the environment protection order	Chief Executive Officer
administering agency	section 95(4a)	Recover from the person to whom an environment protection order was issued an amount prescribed by regulation as being recoverable in respect to the registration of an order as a charge on land or the cancellation of such registration	Chief Executive Officer
administering agency	section 95(5)(a)	Fix a period by notice within which an amount recoverable by the council under section 95 must be paid	Chief Executive Officer
administering agency	section 96(1)	Issue an information discovery order	Chief Executive Officer
administering agency	section 96(4)	Vary or revoke an information discovery order	Chief Executive Officer
administering agency	section 97(1)	Take action to obtain information required by an information discovery order or a condition of an environment authorisation if person to whom order was issued or condition applies fails to do so	Chief Executive Officer
administering agency	section 97(2)	Authorise a person to take action on behalf of the council under section 97(1)	Chief Executive Officer
administering agency	section 97(3)(a)	Issue an instrument of authority to a person authorised under section 97(2) who is not an authorised officer	Chief Executive Officer
administering agency	section 97(4)	Recover the reasonable costs and expenses incurred by the council taking action under section 97 as a debt from the person who failed to provide the information	Chief Executive Officer

	Environment Protection Act 1993		
Capacity of council	Statutory provision	Power/function	Delegate
administering agency	section 99(1)	Issue a clean-up order	Chief Executive Officer
administering agency	section 99(2a)	Give notice to the relevant authority under the <i>Natural Resources Management Act 2004</i> of proposed issuing or variation of a clean-up order	Chief Executive Officer
administering agency	section 99(5)	Confirm an emergency clean-up order by issuing a written clean-up order	Chief Executive Officer
administering agency	section 99(7)	Vary or revoke a clean-up order	Chief Executive Officer
administering agency	section 101(1)	Apply to the Registrar General for registration of a clean-up order as a charge on land	Chief Executive Officer
administering agency	section 101(5a)	Notify the owners and occupiers of land to which a charge has been registered by the Registrar General of the charge and obligations of the owners and occupiers	Chief Executive Officer
administering agency	section 101(8)	Apply to the Registrar General to cancel the registration of an environment protection order as a charge on land	Chief Executive Officer
administering agency	section 102(1)	Take action required by a clean-up order if the person to whom the order was issued fails to do so	Chief Executive Officer
administering agency	section 102(2)	Authorise a person to take action on behalf of the council under section 102(1)	Chief Executive Officer
administering agency	section 102(3)(a)	Issue an instrument of authority to a person authorised under section 102(2)	Chief Executive Officer
administering agency	section 103(1)	Recover reasonable costs and expenses incurred in council taking action on non-compliance with a clean-up order	Chief Executive Officer
administering agency	section 103(2a)	Recover an amount prescribed by regulation in respect of a registration of a clean-up order on land or the cancellation of that registration	Chief Executive Officer
administering agency	section 103(3)(a)	Fix a period by notice within which an amount recoverable by the council under section 103 must be paid	Chief Executive Officer
public authority	section 104(1)(d)	Application for an order from the Environment, Resources and Development Court against a person who committed a contravention of the Environment Protection Act or a repealed environment law for payment of the reasonable costs and expenses of the council in taking action to prevent or mitigate environmental harm	Chief Executive Officer
administering agency	section 104(7)(a)	Apply for an order under section 104	Chief Executive Officer
council	section 104(7)(b)	Apply for an order under section 104	Chief Executive

	Environment Protection Act 1993		
Capacity of council	Statutory provision	Power/function	Delegate
			Officer
administering agency	section 109(3a)	Provide details of actions taken by the council which must be included in the register to the Authority	Chief Executive Officer
administering agency	section 116(a)	Waive the payment of the whole or part of a fee or levy or refund the whole or part of a fee or levy	Chief Executive Officer
administering agency	section 116(b)	Allow the payment a fee or levy by instalments	Chief Executive Officer
administering agency	section 120	Require the verification of information by statutory declaration	Chief Executive Officer
administering agency	section 120A	Apply to the court for an order that a convicted person pay to the council the reasonable costs and expenses incurred in carrying out an investigation or taking action as a result of a false or misleading report	Chief Executive Officer
administering agency	section 130	Advise a person who submits a report to the council of the action which the council has taken or proposes to take in respect of the allegation	Chief Executive Officer
administering agency	section 135(1)	Issue a notice requiring a person who has contravened the Environment Protection Act to pay a fee fixed by, or calculated in accordance with, the regulations or the reasonable costs and expenses incurred by the council in taking action to ensure that the person has complied with requirements imposed as a consequence of the contravention or in taking sample or conducting tests, examination or analyses	Chief Executive Officer
administering agency	section 135(2)	Fix the period for payment of an amount under section 135	Chief Executive Officer
administering agency	section 135(3)(a)	Extend the period for payment of an amount under section 135	Chief Executive Officer
administering agency	section 135(3)(b)	Waive or reduce the amount for payment of an amount under section 135	Chief Executive Officer
administering agency	section 135(8)	Recover an unpaid amount under section 135 as a debt	Chief Executive Officer
administering agency	section 138(1)	Exercise the powers of a mortgagee under the <i>Real Property Act 1886</i> in regard to a default on the payment of money secured by the mortgage in the event that there is a default in the payment of an amount subject to a charge on land in favour of the council	Chief Executive Officer
administering agency	section 139(1)(a)	Execute a certificate certifying as to a matter relating to an environmental authorisation of other authorisation under the Environment Protection Act	Chief Executive Officer
administering agency	section 139(1)(b)	Execute a certificate certifying as to a matter relating to the appointment of non-appointment of a person as an	Chief Executive Officer

Environment Protection Act 1993			
Capacity of council	Statutory provision	Power/function	Delegate
		authorised officer or analyst or otherwise under the Environment Protection Act	
administering agency	section 139(1)(c)	Execute a certificate certifying as to a matter relating to a delegation or authority under the Environment Protection Act	Chief Executive Officer
administering agency	section 139(1)(d)	Execute a certificate certifying as to a matter relating to a notice, order, requirement or direction under the Environment Protection Act	Chief Executive Officer
administering agency	section 139(1)(e)	Execute a certificate certifying as to a matter relating to any other decision of the council	Chief Executive Officer
administering agency	section 139(1)(f)	Execute a certificate certifying as to a matter relating to the receipt or non-receipt of a notification or information required to be given to the Environment Protection Authority or Minister under the Environment Protection Act	Chief Executive Officer
public authority	section 139(2)	Execute a certificate detailing the costs and expenses incurred by the council and the purpose for which the costs and expenses were incurred	Chief Executive Officer
administering agency	section 140(3a)(b)	Certify a code, standard or other document for the purposes of legal proceedings	Chief Executive Officer
Environment Protection Regulations 2009			
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 75(2)	Elect by written notice to the Environment Protection Authority not to comply with regulation 71 in respect of solid waste and to take the solid mass of waste to be as calculated in accordance with the formula in regulations 75(2)(b)	Not delegated
Environment Protection (Air Quality) Policy 2016			
Capacity of council	Statutory provision	Power/function	Delegate
administering agency (as the relevant council delegate)	clause 6(1)	Issue a burning permit	Chief Executive Officer
administering agency (as the relevant council delegate)	clause 6(2)	Determine the manner and form for applying for a burning permit	Chief Executive Officer
administering	clause 16(1)	Fix a testing point in remises to evaluate emissions from	Chief Executive

<i>Environment Protection (Air Quality) Policy 2016</i>			
Capacity of council	Statutory provision	Power/function	Delegate
agency		the premises	Officer
<i>Environment Protection (Noise) Policy 2008</i>			
Capacity of council	Statutory provision	Power/function	Delegate
council	clause 4(2)	Participate in consultation with the Environment Protection Authority regarding what land uses are principally promoted by relevant development Plan provisions	Chief Executive Officer
council	clause 4(4)	Participate in consultation with the Environment Protection Authority regarding in what land use category a land use principally promoted by relevant Development Plan provisions falls	Chief Executive Officer
<i>Environment Protection (Used Packaging Materials) Policy 2012</i>			
Capacity of council	Statutory provision	Power/function	Delegate
council	clause 9	Provide prescribed information to the Environment Protection Authority	Chief Executive Officer
<i>Environment Protection (Waste to Resources) Policy 2010</i>			
Capacity of council	Statutory provision	Power/function	Delegate
council	clause 10(1)(b)	Provide a receptacle or waste collection service for the kerbside collection of waste	Chief Executive Officer
council	clause 10(2)	Provide a weekly general kerbside waste collection service (other than for recyclable waste or vegetative matter) to residential premises in the council area	Chief Executive Officer
council	clause 15(2)(a)	Provide a receptacle or waste collection service for the kerbside collection of listed waste	Chief Executive Officer
council	clause 16(1)(a)	Collect medical waste produced in the course of prescribed activity	Chief Executive Officer
council	clause 17(2)	Comply with prescribed requirements in respect of medical waste received by the council	Chief Executive Officer
council	clause 18(1)(a)	Provide a receptacle or service for the collection of sharps by a kerbside waste collection service	Chief Executive Officer

<i>Expiation of Offences Act 1996</i>			
Capacity of council	Statutory provision	Power/function	Delegate
issuing authority	section 5(1)	Give an expiation notice to an alleged offender	Chief Executive Officer
issuing authority	section 5(3)(a)	Provide that an offence against a regulation or by-law for which the Council may impose a penalty may be expiated	Chief Executive Officer
issuing authority	section 5(3)(b)	Fix an expiation fee for an offence against a regulation or by-law for which the Council may impose a penalty may be expiated	Not delegated
issuing authority	section 8(1)	Receive notice from alleged offender electing to be prosecuted for an offence	Chief Executive Officer
issuing authority	section 8A(1)	Receive application from person in receipt of an expiation notice seeking review on grounds that offence is trifling	Chief Executive Officer
issuing authority	section 8A(2)	Require applicant to provide further information	Chief Executive Officer
issuing authority	section 8A(3)	Require application to be verified by a statutory declaration	Chief Executive Officer
issuing authority	section 8A(4)	Determine application	Chief Executive Officer
issuing authority	section 8A(5)	Withdraw expiation notice if satisfied that the offence is trifling	Chief Executive Officer
issuing authority	section 11(1)	Issue an expiation reminder notice to alleged offender	Chief Executive Officer
issuing authority	section 11A(1)	Issue an expiation enforcement warning notice	Chief Executive Officer
issuing authority	section 11A(2)	Assess acceptability of statutory declaration or other document provided by alleged offender	Chief Executive Officer
issuing authority	section 12	Accept a later payment of amount due under an expiation notice	Chief Executive Officer
issuing authority	section 16(1)	Withdraw an expiation notice in prescribed circumstances	Chief Executive Officer
issuing authority	section 16(2)	Refund expiation fee or instalment paid if expiation notice is withdrawn	Chief Executive Officer
issuing authority	section 16(5)	Prosecute offence following withdrawal of expiation notice	Chief Executive Officer
issuing authority	section 16(6)	Withdraw expiation notice if alleged offender has not received notice during expiation period due to error of issuing authority, postal service or email	Chief Executive Officer
issuing authority	section 16(11)	Inform Chief Recovery Officer of the withdrawal of an	Chief Executive

Expiation of Offences Act 1996			
Capacity of council	Statutory provision	Power/function	Delegate
		expiation notice	Officer
issuing authority	section 17(3)	Pay half of expiation fee for offence reported by the police or another officer of the Crown into the Consolidated Account	Chief Executive Officer
issuing authority	section 18(1)	Enter an agreement with the Chief Recovery Officer in relation to the exchange of information	Chief Executive Officer
Fines Enforcement and Debt Recovery Act 2017			
Capacity of council	Statutory provision	Power/function	Delegate
issuing authority	section 9(2)	Pay prescribed fee to Chief Recovery officer for a determination under section 9	Chief Executive Officer
issuing authority	section 20(4)	Receive notice of an arrangement between the Chief Recovery Officer and an alleged offender	Chief Executive Officer
issuing authority	section 20(18)	Receive notice from the Chief Recovery Officer of the termination or an arrangement with an alleged offender	Chief Executive Officer
issuing authority	section 20(20)(c)	Receive notice from the Chief Recovery Officer of the reinstatement of an arrangement with an alleged offender	Chief Executive Officer
issuing authority	section 22(1)	Provide to the Chief Recovery Officer prescribed particulars to enable enforcement of an expiation notice against an alleged offender	Chief Executive Officer
issuing authority	section 22(2)	Pay prescribed fee to Chief Recovery Officer for enforcement of an expiation notice	Chief Executive Officer
issuing authority	section 22(16)	Receive notice from the Chief Recovery Officer of an enforcement determination	Chief Executive Officer
issuing authority	section 23(3)	Participate in proceedings reviewing an enforcement determination of the Chief Recovery Officer	Chief Executive Officer
Fire and Emergency Services Act 2005			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 4A(3)	Participate in consultation with the South Australian Fires and Emergency Services Commission (SAFES Commission) regarding designation of an area of urban bushfire risk within council area	Chief Executive Officer
council	section 71C	Enter an arrangement with the State Bushfire Coordination Committee for the use of council staff, equipment or facilities	Chief Executive Officer
council	section 72D	Enter an arrangement with a bushfire management	Chief Executive

	<i>Fire and Emergency Services Act 2005</i>		
Capacity of council	Statutory provision	Power/function	Delegate
		committee for the use of council staff, equipment or facilities	Officer
council	section 73A(7)(b)(iv)	Participate in consultation with a bushfire management committee regarding creation or amendment of a bushfire management area plan which includes the council area	Chief Executive Officer
rural council councils with a designated urban bushfire risk area	section 81(13a)	Appoint a person to be an authorised officer to issue permits under section 81 of the <i>Fire and Emergency Services Act 2005</i>	Fire prevention officer (appointed under Division 2, Part 4A, <i>Fire and Emergency Services Act 2005</i>)
rural council councils with a designated urban bushfire risk area	section 81(13b)	Apply to the Chief Officer of the South Australian Country Fire Service (SACFS Chief Officer) for an exemption from the requirement to appoint a person to be an authorised officer to issue permits under section 81 of the <i>Fire and Emergency Services Act 2005</i>	Fire prevention officer (appointed under Division 2, Part 4A, <i>Fire and Emergency Services Act 2005</i>)
rural council councils with a designated urban bushfire risk area	section 87(1)	Require a person to remove flammable debris on or in the vicinity of, a road as a result of work carried on by that person	Fire prevention officer (appointed under Division 2, Part 4A, <i>Fire and Emergency Services Act 2005</i>)
rural council councils with a designated urban bushfire risk area	section 87(2)(a)	Burn or remove flammable debris left on road in contravention of a requirement under section 87(1)	Fire prevention officer (appointed under Division 2, Part 4A, <i>Fire and Emergency Services Act 2005</i>)
rural council councils with a designated urban bushfire risk area	section 87(2)(b)	Recover costs of burning or removing flammable debris left on road in contravention of a requirement under section 87(1)	Fire prevention officer (appointed under Division 2, Part 4A, <i>Fire and Emergency Services Act</i>

	Fire and Emergency Services Act 2005		
Capacity of council	Statutory provision	Power/function	Delegate
			2005)
rural council councils with a designated urban bushfire risk area	section 94(3)	Participate in consultation with the SACFS Chief Officer with respect to a proposed withdrawal of council functions and powers	Fire prevention officer (appointed under Division 2, Part 4A, <i>Fire and Emergency Services Act 2005</i>)
rural council councils with a designated urban bushfire risk area	section 94(4)(a)	Make a written submission to the Minister in relation to a recommendation of the SACFS Chief Officer to withdraw council function and powers	Fire prevention officer (appointed under Division 2, Part 4A, <i>Fire and Emergency Services Act 2005</i>)
rural council councils with a designated urban bushfire risk area	section 94(4)(b)	Request and undertake a delegation to the Minister to discuss a recommendation of the SACFS Chief Officer to withdraw council function and powers	Fire prevention officer (appointed under Division 2, Part 4A, <i>Fire and Emergency Services Act 2005</i>)
rural council councils with a designated urban bushfire risk area	section 94(6)	Receive written reasons for a decision of the Minister to withdraw the powers and functions of the council	Fire prevention officer (appointed under Division 2, Part 4A, <i>Fire and Emergency Services Act 2005</i>)
council	section 103(1)	Request the SACFS Chief Officer to appoint a person as a fire control officer	Chief Executive Officer – Not to be sub delegated
council	section 103(2)	Participate in consultation with the SACFS Chief Officer regarding proposed appointment of a fire control officer for a designated area of the State which includes the council area	Chief Executive Officer – Not to be sub delegated
council	section 105	Pay any fine recovered for a summary offence under Part 4A committed in the council area where the complaint has been laid by the council into the general revenue of the council	Chief Executive Officer – Not to be sub delegated
council	section 105A	Appoint an authorised person for the purposes of Part	Chief Executive

	<i>Fire and Emergency Services Act 2005</i>		
Capacity of council	Statutory provision	Power/function	Delegate
		4A of the Fire and Emergency Services Act	Officer – Not to be sub delegated
council	section 105B(1)	Appoint a fire prevention officer by a rural council with a designated urban bushfire risk area	Chief Executive Officer – Not to be sub delegated
council	section 105B(4)	Apply to a Chief Officer (appointed under the Fire and Emergency Services Act) for an exemption from requirement to appoint a fire prevention officer	Chief Executive Officer – Not to be sub delegated
council	section 105D(1)(c)	Approve the delegation by a fire prevention officer of a power or function under the Act to another person or body	Chief Executive Officer – Not to be sub delegated
council	section 105D(4)	Receive report from a fire prevention officer regarding delegation of a power or function under the Act to another person or body	Chief Executive Officer
council	section 105E	Provide report regarding the exercise or discharge of the functions, power or responsibilities of a fire prevention officer for the council area to the SAFES Commission, the State Bushfire Coordination Committee or a bushfire management committee for the council area	Chief Executive Officer
authorised person	section 105F(5)	Issue notice to owner of land who has failed to take reasonable steps to prevent or inhibit the outbreak or spread of fire, protect property on the land from fire and minimise the threat to human life from fire on the land to remedy the default or protect the land or property	Chief Executive Officer
authorised person	section 105F(9)(c)	Publish notice to owner of land who has failed to comply with section 105F(1) to remedy the default or protect the land or property on website or a newspaper and leaving a copy of notice on land	Chief Executive Officer
authorised person	section 105F(10)	Vary or revoke a notice to owner of land who has failed to comply with section 105F(1) to remedy the default or protect the land or property	Chief Executive Officer
council	section 105G(1)	Take reasonable steps in regard to land under the care, control or management of the council which is situated in the country or in a designated urban bushfire risk area to prevent or inhibit the outbreak or spread of fire, protect property on the land from fire and minimise the threat to human life from fire on the land	Chief Executive Officer
council	section 105G(5)	Participate in consultation with the Minister regarding a referral from the SACFS Chief Officer alleging a failure of	Chief Executive

Fire and Emergency Services Act 2005			
Capacity of council	Statutory provision	Power/function	Delegate
		the council to comply with section 105G(1)	Officer
council	section 105G(6)	Receive notice of requirements from the Minister	Chief Executive Officer
council	section 105G(7)	Comply with requirements of a notice issued to the council by the Minister under section 105G(6)	Chief Executive Officer
authorised person	section 105J(1)(a)	Give notice of intended entry of land to the owner of land	Chief Executive Officer
authorised person	section 105J(1)(b)	Use reasonable force to break into or open any part of, or anything on, the land with the authority of a warrant issued by a magistrate or if immediate action is required	Chief Executive Officer
authorised person	section 105J(3)	Apply to a magistrate for a warrant to use reasonable force to break into or open any part of, or anything on, the land	Chief Executive Officer
authorised person	section 105J(4)(a)	Give directions with respect to stopping, securing or movement of a vehicle, plant, equipment or other thing	Chief Executive Officer
authorised person	section 105J(4)(b)	Take photographs, films, audio, video or other recordings	Chief Executive Officer
authorised person	section 105J(4)(a)	Give directions reasonably required in connection with the exercise of a power under Part 4A	Chief Executive Officer
authorised person	section 105J(5)	Select assistants to accompany authorised person in exercise of power under Part 4A	Chief Executive Officer
authorised person	section 105J(6)	Carry out requirements of a notice under section 105F(5) if the owner of land fails to comply	Chief Executive Officer
council	section 105J(7)	Carry out requirements of a notice under section 105F(5) on behalf of an authorised person if the owner of land fails to comply	Chief Executive Officer
authorised person	section 105J(8)	Recover the reasonable costs and expenses incurred in taking action under section 105J(6)	Chief Executive Officer
council	section 129	Erect a siren for the purpose of giving warning of the outbreak or threat of fire or an emergency	Chief Executive Officer
Fire and Emergency Services Regulations 2021			
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 30(4)	Participate in consultation with the South Australian Country Fire Service Chief Officer in regard to a notice prohibiting or restricting the lighting or maintaining of a fire	Chief Executive Officer
council	regulation 32(3)	Declare by notice in the <i>Gazette</i> that part of the council area is an area in which a person may operate a gas or	Chief Executive Officer

	<i>Fire and Emergency Services Regulations 2021</i>		
Capacity of council	Statutory provision	Power/function	Delegate
		electric element for cooking purposes in the open air contrary to the terms of a total fire ban	
council	regulation 32(4)(d)	Determine conditions to apply to a notice published under regulation 32(3)	Chief Executive Officer
council	regulation 32(5)	Provide a copy of a notice published under regulation 32 to the South Australian Country Fire Service Chief Officer	Chief Executive Officer
council	regulation 48(2)	Issue a certificate of identity to a fire prevention officer or assistant fire prevention officer	Chief Executive Officer
council	regulation 48(4)	Accept the surrender of a certificate of identity on person ceasing to be a fire prevention officer or assistant fire prevention officer	Chief Executive Officer
responsible authority	regulation 49(1)(a)	Light a fire on a road or on the verge of a road	Chief Executive Officer
responsible authority	regulation 49(1)(b)	Direct or regulate the movement of persons, vehicles or animals along a road where a fire lit by the council under regulation 49(1)(a) is burning	Chief Executive Officer
council	regulation 64(b)	Make representations in relation to a fire or other emergency to the South Australian Fire and Emergency Services Commission or an emergency services organisation	Chief Executive Officer – Not to be sub delegated

	<i>Food Act 2001</i>		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 29	Elect to charge a person with a summary offence	Chief Executive Officer
enforcement agency	section 42(2)	Approve the removal or interference with a thing to which a seizure order relates	Chief Executive Officer
enforcement agency	section 42(3)(a)(i)	Authorise the release of a thing seized under a seizure order	Chief Executive Officer
enforcement agency	section 42(3)(a)(ii)	Order that food or any other perishable thing be forfeited to the enforcement agency	Chief Executive Officer
enforcement agency	section 42(3)(a)(iii)	Receive food or any other perishable thing being forfeited to the enforcement agency by order of the enforcement agency	Chief Executive Officer
enforcement agency	section 42(3)(b)(i)	Receive food or any other perishable thing being forfeited to the enforcement agency by court order	Chief Executive Officer
enforcement	section 42(3)(d)	Deal with food or any other perishable thing in	Chief Executive

	Food Act 2001		
Capacity of council	Statutory provision	Power/function	Delegate
agency		accordance with a determination of the Minister	Officer
enforcement agency	section 42(3)(e)	Dispose of a thing forfeited to the enforcement agency under pursuant to section 42	Chief Executive Officer
enforcement agency	section 52(2)	Pay compensation if there were no grounds for the council's Chief Executive Officer to make a prohibition order under section 46	Chief Executive Officer
enforcement agency	section 52(3)	Send written notification of determination as to the payment of compensation to each applicant for compensation	Chief Executive Officer
enforcement agency	section 79(1)(a)	Determine the priority classification of individual food businesses in its council area for the application of any requirements of the regulations relating to food safety programs	Chief Executive Officer
enforcement agency	section 79(1)(b)	Determine the frequency of auditing of any food safety programs required by the regulations in relation to food businesses in the council area	Chief Executive Officer
enforcement agency	section 79(3)	Provide written notification to the proprietor of a food business in the council area of the priority classification of its business, the food safety audit frequency and the date by which a food safety program required by the regulations must be implemented	Chief Executive Officer
enforcement agency	section 79(4)	Change the priority classification of a food business in the council area	Chief Executive Officer
enforcement agency	section 79(5)	Provide written notification to the proprietor of a change to the priority classification of the proprietor's food business	Chief Executive Officer
enforcement agency	section 81(1)	Receive a report from a food safety auditor of the results of any audit or assessment carried out by the food auditor for the purposes of the Act	Chief Executive Officer
enforcement agency	section 81(6)	Receive a report from a food safety auditor recommending that the priority classification of a food business be changed	Chief Executive Officer
enforcement agency	section 81(7)	Provide a copy of any report received from a food safety auditor of the results of any audit or assessment carried out by the food auditor to the proprietor of the food business audited or assessed	Chief Executive Officer
enforcement agency	section 86(1)	Receive written notice of information specified in the Food Safety Standards from a food business proposed to be conducted in the council area	Chief Executive Officer
enforcement agency	section 86(2)	Receive written notice of information specified in the Food Safety Standards from a food business conducted in the council area	Chief Executive Officer

	<i>Food Act 2001</i>		
Capacity of council	Statutory provision	Power/function	Delegate
enforcement agency	section 86(3)	Receive written notice of transferred ownership or a change in name or address of a food business conducted in the council area	Chief Executive Officer
enforcement agency	section 88(5)	Consent in writing to the delegation of a power of the relevant authority to the enforcement agency	Chief Executive Officer – Not to be sub delegated
enforcement agency	section 89	Undertake the functions in relation to the administration of the Act conferred or imposed upon the enforcement agency by the Act or by delegation	Chief Executive Officer
enforcement agency	section 90	Participate in consultation with the relevant authority in regard to proposed conditions or limitation on the exercise of functions of the enforcement agency under the Act	Chief Executive Officer
enforcement agency	section 94(1)	Appoint persons with appropriate qualification or experience to be authorised officers	Chief Executive Officer – Not to be sub delegated
enforcement agency	section 94(2)	Prepare and maintain a list of authorised officers	Chief Executive Officer
enforcement agency	section 95(1)	Provide each authorised officer with a certificate of authority	Chief Executive Officer
enforcement agency	section 95(2)	Limit the authority of an authorised officer	Chief Executive Officer
enforcement agency	section 104(1)	Send samples retained under the Act to an independent analyst in accordance with court order	Chief Executive Officer
	<i>Food Regulations 2017</i>		
Capacity of council	Statutory provision	Power/function	Delegate
enforcement agency	regulation 13(a)	Impose a fee for the carrying out of an inspection of food premises or food transport vehicles	Chief Executive Officer
enforcement agency	regulation 13(b)	Recover a fee imposed under regulation 13(a) from the occupier of the premises or owner or operator of the vehicle	Chief Executive Officer
	<i>Freedom of Information Act 1991</i>		
Capacity of council	Statutory provision	Power/function	Delegate
agency	section 9(1a)	Publish an up-to-date information statement containing the information listed in section 9(2) in the manner	Chief Executive Officer

Freedom of Information Act 1991			
Capacity of council	Statutory provision	Power/function	Delegate
		prescribed by the regulations	
agency	section 10(1)	Cause copies of the most recent information statement and each policy document to be available for inspection and purchase by members of the public	Chief Executive Officer
agency	section 15	Take reasonably practicable steps to assist the applicant to provide information to enable the document to which the application related be identified	Chief Executive Officer
agency	section 16(1)	Transfer an application for access to a document to another agency	Chief Executive Officer
agency	section 16(3)	Notify the applicant of the transfer of the application for access to a document to another agency	Chief Executive Officer
agency	section 17(1)	Request the applicant to pay a reasonable amount by way of advance deposit if the cost of dealing with an application is likely to exceed the application fee	Chief Executive Officer
agency	section 17(2)	Request the applicant to pay a reasonable amount by way of further advance deposit if the cost of dealing with an application is likely to exceed the application fee and advance deposit already paid	Chief Executive Officer
agency	section 18(1)	Refuse to deal with an application if the work involved in dealing with the application would substantially and unreasonably divert the council's resources from their use by the council in exercise of its functions.	Chief Executive Officer
agency	section 18(2)	Assist an applicant to amend the application so that the work involved in dealing with the application would not substantially and unreasonably divert the council's resources from their use by the council in exercise of its functions.	Chief Executive Officer
agency	section 18(2a)	Refuse to deal with an application if the application is part of a pattern of conduct that amounts to an abuse of the right of access or is made for a purpose other than to obtain access to information	Chief Executive Officer
agency	section 18(3)	Refuse to deal with an application if the council has requested payment of an advance deposit and payment of the deposit has not been made within the period specified in the request	Chief Executive Officer
agency	section 18(4)	Refund any amount of advance deposit which exceeds the council's costs of dealing with the application, if the council refuses to deal with the application	Chief Executive Officer
agency	section 18(5)	Provide notice to the applicant that the council is refusing to deal with the application	Chief Executive Officer
agency	section 19(1)	Determine: (a) whether access to a document is to be given,	Chief Executive Officer

	<i>Freedom of Information Act 1991</i>		
Capacity of council	Statutory provision	Power/function	Delegate
		deferred or refused; (b) any charge payable in respect of giving access; and (c) any charge payable for dealing with the application	
agency	section 20(1)	Refuse access to a document	Chief Executive Officer
agency	section 21(1)	Defer access to a document	Chief Executive Officer
agency	section 22(1)	Determine the form of access to a document	Chief Executive Officer
agency	section 22(2)	Determine to provide access to a document in a form other than that requested by the applicant	Chief Executive Officer
agency	section 22(4)	Agreeing with an applicant the form of access to a document	Chief Executive Officer
agency	section 22(5)	Refuse to give access to a document if a charge payable in respect of the application, or giving access to the document, has not been paid	Chief Executive Officer
agency	section 23(1)	Notify an applicant to the agency's determination or, if relevant, that the agency does not hold the document	Chief Executive Officer
agency	section 25(2)	Obtain the views of the government of the Commonwealth or of another State or a council (including a council constituted under the law of another State) as to whether a document is an exempt document	Chief Executive Officer
council	section 25(2)	Provide view as to whether a document is an exempt document	Chief Executive Officer
agency	section 25(3)	Notify the relevant government or council (a) that the agency has determined to provide access to the document; (b) of the rights of review conferred by the Freedom of Information Act in relation to that determination; and (c) the procedures to be followed to exercise those rights of review	Chief Executive Officer
council	section 25(3)(d)	Apply for a review of a decision to provide access to a document under section 25(3)	Chief Executive Officer
agency	section 26(2)	Notify a person that access to a document containing information concerning his or her personal affairs is being sought under the Freedom of Information Act and seek that person's views on whether the document is an exempt document	Chief Executive Officer

	<i>Freedom of Information Act 1991</i>		
Capacity of council	Statutory provision	Power/function	Delegate
agency	section 26(3)	Notify the relevant person: (a) that the agency has determined to provide access to the document; (b) of the rights of review conferred by the Freedom of Information Act in relation to that determination; and (c) the procedures to be followed to exercise those rights of review	Chief Executive Officer
agency	section 26(4)(c)	Form the opinion that disclosure of information may have an adverse effect on the physical or mental health, or emotional state, of the applicant	Chief Executive Officer
agency	section 27(2)	Notify a person that access to a document concerning trade secrets, of a commercial value or concerning the business, professional, commercial or financial affairs of the person is being sought under the Freedom of Information Act and seek that person's views on whether the document is an exempt document	Chief Executive Officer
agency	section 27(3)	Notify the relevant person: (a) that the agency has determined to provide access to the document; (b) of the rights of review conferred by the Freedom of Information Act in relation to that determination; and (c) the procedures to be followed to exercise those rights of review	Chief Executive Officer
agency	section 28(2)	Notify a person that access to a document containing information concerning research that is being, or is intended to be, carried out by or on behalf of the person is being sought under the Freedom of Information Act and seek that person's views on whether the document is an exempt document	Chief Executive Officer
agency	section 28(3)	Notify the relevant person: (a) that the agency has determined to provide access to the document; (b) of the rights of review conferred by the Freedom of Information Act in relation to that determination; and (c) the procedures to be followed to exercise those rights of review	Chief Executive Officer
agency	section 29(3)	Confirm, vary or reverse a determination under Part 3 following an application for an internal review	Chief Executive Officer – Not to be sub delegated

	<i>Freedom of Information Act 1991</i>		
Capacity of council	Statutory provision	Power/function	Delegate
agency	section 29(4)	Refund any application fee paid in respect of the internal review if the agency varies or reverses a determination so that access to a document is given	Chief Executive Officer – Not to be sub delegated
agency	section 33	Take reasonably practicable steps to assist an applicant to provide information to enable the identification of an agency's document to which access has been given	Chief Executive Officer
agency	section 34(a)	Amend records in accordance with an application under section 30	Chief Executive Officer
agency	section 34(a)	Refuse to amend records in accordance with an application under section 30	Chief Executive Officer
agency	section 35	Refuse an application to amend records	Chief Executive Officer
agency	section 36(1)	Notify applicant of determination regarding an application to amend records or that the agency does not hold the record	Chief Executive Officer
agency	section 37(2)	Add to the agency's record a notation specifying that the applicant claims that the record is incomplete, incorrect, out-of-date or misleading and including any information which the applicant claims is required to bring the record up-to-date	Chief Executive Officer
agency	section 37(2)	Notify the applicant of the nature of the notation	Chief Executive Officer
agency	section 37(3)(a)	Provide a statement to a person to whom the agency discloses information stating that the person to whom the information relates claims that the information is incomplete, incorrect, out-of-date or misleading and setting out the particulars of the notation added to its records in compliance with section 37(2)	Chief Executive Officer
agency	section 37(3)(b)	Provide a statement as to the reasons for the agency's refusal to amend the records in accordance with the notation	Chief Executive Officer
agency	section 38(3)	Confirm, vary or reverse a determination under Division 1, Part 4 following an internal review	Chief Executive Officer – Not to be sub delegated
agency	section 39(5)(c)(i)	Participate in a settlement between the participants to a review	Chief Executive Officer – Not to be sub delegated
agency	section 39(5)(c)(ii)	Request a suspension of the proceedings under section 39 to allow an opportunity for a settlement to be negotiated	Chief Executive Officer – Not to be sub

	<i>Freedom of Information Act 1991</i>		
Capacity of council	Statutory provision	Power/function	Delegate
			delegated
agency	section 39(7)	Cooperate in a process proposed by a relevant review authority for the purposes of the conduct of an external review	Chief Executive Officer – Not to be sub delegated
agency	section 39(9)(a)	Advise a relevant review authority for the purposes of the conduct of an external review that a determination of the agency was made on grounds of the public interest	Chief Executive Officer – Not to be sub delegated
agency	section 40(1)	Apply to South Australian Civil and Administrative Tribunal for a review of a determination by the relevant review authority on an external review on a question of law	Chief Executive Officer – Not to be sub delegated
agency	section 40(7)	Advise South Australian Civil and Administrative Tribunal that a determination of the agency was made on grounds of the public interest	Chief Executive Officer – Not to be sub delegated
agency	section 41(1)	Apply to South Australian Civil and Administrative Tribunal to receive evidence and hear argument in the absence of the public, the other party to the review and the party's representative in respect of a restricted document	Chief Executive Officer – Not to be sub delegated
agency	section 53(2a)	Waive, reduce or remit a fee or charge	Chief Executive Officer
agency	section 53(3)	Review a fee or charge on application of the person required to pay the fee or charge and if appropriate reduce the fee or charge	Chief Executive Officer
agency	section 53(5)	Recover a fee or charge as a debt	Chief Executive Officer
agency	section 54AA(a)	Furnish information to the Minister as required by notice in the <i>Gazette</i>	Chief Executive Officer
agency	section 54AA(b)	Comply with requirement of the Minister regarding furnishing and keeping records	Chief Executive Officer
council	clause 3(b), Schedule 1	Provide notice that information would be protected from disclosure under a corresponding law of the Commonwealth or another State	Chief Executive Officer
agency	clause 13(2)(b)(iii), Schedule 1	Approve a term of a contract which contains matter the disclosure of which would constitute a breach of contract or found an action for breach of confidence	Chief Executive Officer
agency	clause 13(6), Schedule 1	Notify the Minister of the approval of a term of a contract in accordance with clause 13(2)(b)(iii)	Chief Executive Officer

<i>Freedom of Information (Fees and Charges) Regulations 2018</i>			
Capacity of council	Statutory provision	Power/function	Delegate
agency	regulation 5	Waive or remit fee or charge	Chief Executive Officer
<i>Gas Act 1997</i>			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 47(3)(b)	Agree to a gas entity carrying out work on public land owned by the council	Chief Executive Officer
council	section 47(7)	Refer a dispute between the council and a gas entity regarding whether work should be permitted on public land of the conditions on which work should be permitted to the Minister	Chief Executive Officer
council	section 47(9)(a)	Make representations to the Minister on questions at issue in the dispute	Chief Executive Officer
council	section 47(9)(b)	Settle a dispute with a gas entity by agreement	Chief Executive Officer
<i>Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)</i>			
Capacity of council	Statutory provision	Power/function	Delegate
road manager	section 118(1)(b)	Consent to a mass or dimension exemption (notice) for a category of heavy vehicle	Chief Executive Officer
road manager	section 124(1)(b)	Consent to a mass or dimension exemption (permit) for a heavy vehicle	Chief Executive Officer
road manager	section 139(1)(b)	Consent to the grant of a class 2 heavy vehicle authorisation (notice)	Chief Executive Officer
road manager	section 145(1)(b)	Consent to the grant of a class 2 heavy vehicle authorisation (permit)	Chief Executive Officer
road manager	section 156(2)	Request an extension to the time periods in section 156(1)	Chief Executive Officer
road manager	section 156A(4)	Provide a written statement to the Regulator explaining the road manager's decision not to consent to the grant of a mass or dimension authority	Chief Executive Officer
road manager	section 159(2)	Notify the regulator that a route assessment is required for the road manager determining whether to give consent and the fee payable under law (if any) for the route assessment	Chief Executive Officer
road manager	section 159(4)(a)	Cease considering whether or not to provide consent pending the payment of a fee	Chief Executive Officer

	<i>Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)</i>		
Capacity of council	Statutory provision	Power/function	Delegate
road manager	section 160(1)	Require a condition on the mass or dimension authority that: (a) except in the case of a class 2 heavy vehicle authorisation (notice)—the condition that a stated road condition is imposed on the authority; or (b) in the case of a class 2 heavy vehicle authorisation (notice)—the condition that a stated road condition of a type prescribed by the national regulations is imposed on the authority	Chief Executive Officer
road manager	section 160(2)(a)	Provide a written statement to the Regulator explaining the road manager's decision to give consent to the grant of a mass or dimension authority subject to the condition	Chief Executive Officer
road manager	section 161(1)	Require a condition on the mass or dimension authority that a stated travel condition is imposed on the authority	Chief Executive Officer
road manager	section 161(2)	Provide a written statement to the Regulator explaining the road manager's decision to give consent to the grant of a mass or dimension authority subject to the condition	Chief Executive Officer
road manager	section 162(1)	Request the Regulator to impose a stated vehicle conditions on a mass or dimension authority	Chief Executive Officer
road manager	section 167(2)(b)	Provide notice of objection to the Regulator in relation to a proposed replacement authority	Chief Executive Officer
road manager	section 167(2)(b)	Seek an extension of time in which to lodge a notice of objection to a proposed replacement authority	Chief Executive Officer
road manager	section 167(2)(b)	Provide notice to Regulator that the road manager gives or refuses consent to a proposed replacement authority	Chief Executive Officer
road manager	section 169(1)	Consent to the grant of a mass or dimension authority for a trial period	Chief Executive Officer
road manager	section 170(3)	Lodge an objection with the Regulator in respect of the renewal of a mass or dimension authority for a further trial period	Chief Executive Officer
road manager	section 174(2)	Request the Regulator to amend the mass or dimension authority or cancel the authority	Chief Executive Officer
road manager	section 176(4)(c)	Consent to an amendment of a mass or dimension authority requested by the holder of the permit	Chief Executive Officer
road manager	section 178(2)	Request the Regulator to amend or cancel a mass or dimension authority	Chief Executive Officer
road manager	section 611(2)	Apply for a compensation order	Chief Executive

	Heavy Vehicle National Law (schedule to the Heavy Vehicle National Law (South Australia) Act 2013)		
Capacity of council	Statutory provision	Power/function	Delegate
			Officer
road manager	section 612(2)(c)	Issue a certificate for the purposes of the assessment of a compensation order	Chief Executive Officer
public authority	section 613(1)	Provide a copy of a certificate to be submitted under section 612(2)(c) in a proceeding for a compensation order to the defendant at least 28 days prior to the date fixed for the hearing or the proceeding	Chief Executive Officer
road manager	section 643(2)	Undertake an internal review of a reviewable decision	Chief Executive Officer
road manager	section 645(5)	Provide notice of internal review decision and reasons for decision to the Regulator	Chief Executive Officer
road manager	section 646(a)(ii)	Agree with the Regulator a longer period for undertaking an internal review	Chief Executive Officer
	Heavy Vehicle (Mass, Dimension and Loading) National Regulation (NSW) (as applied as a law of South Australia by section 6 of the <i>Heavy Vehicle National Law (South Australia) Act 2013</i>)		
Capacity of council	Statutory provision	Power/function	Delegate
road manager	regulation 13(1)(b)	Consent to the Regulator making an HML declaration	Chief Executive Officer
road manager	regulation 14(3)	Require a condition on an HML declaration that stated intelligent access conditions are imposed on the use of a stated type of HML heavy vehicle under the higher mass limits in an area or on a route to which the declaration applies	Chief Executive Officer
road manager	regulation 14(4)(a)	Provide to the regulator written reasons for the road manager's decision to give consent to the making of the declaration subject to the condition	Chief Executive Officer
road manager	regulation 14(4)(a)	Provide to the regulator written reasons for the road manager's decision to give consent to the making of the declaration subject to the condition	Chief Executive Officer
road manager	regulation 15(4)(b)	Consent to the amendment of a map or list	Chief Executive Officer
road manager	regulation 18(2)	Request the Regulator to amend or cancel an HML declaration	Chief Executive Officer
road manager	regulation 22(1)(b)	Consent to the Regulator granting an HML permit for an HML heavy vehicle	Chief Executive Officer

Heavy Vehicle (Mass, Dimension and Loading) National Regulation (NSW) (as applied as a law of South Australia by section 6 of the <i>Heavy Vehicle National Law (South Australia) Act 2013</i>)			
Capacity of council	Statutory provision	Power/function	Delegate
road manager	regulation 29(4)(c)	Consent to an amendment to an HML permit sought by the holder of the permit	Chief Executive Officer
road manager	regulation 31(2)	Request the Regulator to amend or cancel an HML permit	Chief Executive Officer
road manager	regulation 41(1)	Consent to the declaration by the regulator of areas, roads and routes and major roads under regulation 40	Chief Executive Officer
Independent Commissioner Against Corruption Act 2012			
Capacity of council	Statutory provision	Power/function	Delegate
public authority	section 20(3)(a)	Report to the Office for Public Integrity in accordance with the directions issued under section 20(1) of the Independent Commissioner Against Corruption Act	Chief Executive Officer
public authority	section 20(3)(b)	Report to the Office for Public Integrity any matter the council reasonably suspects involves corruption misconduct or maladministration in public administration	Chief Executive Officer
public authority	section 23(3)	Produce a written statement of information about a specified matter or answer specified questions within a specified period and in a specified form and, if the Office for Public Integrity requires, verify the statement by statutory declaration	Chief Executive Officer
public authority	section 24(2)	Act on a referral from the Independent Commissioner Against Corruption	Chief Executive Officer
public authority	section 28	Produce a written statement of information about a specified matter or answer specified questions within a specified period and in a specified form and, if the person heading the investigation requires, verify the statement by statutory declaration	Chief Executive Officer
public authority	section 34(1)	Undertake a joint investigation with the Independent Commissioner Against Corruption	Chief Executive Officer
public authority	section 34(3)	Provide comments to the Independent Commissioner Against Corruption with respect to the terms of a notice issued under section 34(1) of the Independent Commissioner Against Corruption Act	Chief Executive Officer
public authority	section 36(1)(b)	Act on a referral from the Independent Commissioner Against Corruption	Chief Executive Officer
public authority	section 36(4)	Comply with direction or guidance given by the Independent Commissioner Against Corruption	Chief Executive Officer

Independent Commissioner Against Corruption Act 2012			
Capacity of council	Statutory provision	Power/function	Delegate
public authority	section 36(8)	Provide comments to the Independent Commissioner Against Corruption	Chief Executive Officer – Not to be sub delegated
public authority	section 38(1)	Provide views to the Independent Commissioner Against Corruption or Office for Public Integrity on proposed referral of a matter raising a potential issue of misconduct or maladministration in public administration	Chief Executive Officer – Not to be sub delegated
public authority	section 38(2)	Comply with direction or guidance given by the Independent Commissioner Against Corruption of office for Public Integrity	Chief Executive Officer
public authority	section 38(7a)	Provide comments to the Independent Commissioner Against Corruption	Chief Executive Officer
public authority	section 40(2)	Assist the Independent Commissioner Against Corruption in an evaluation of the practices, policies and procedures of the council	Chief Executive Officer
public authority	section 41(1)	Comply with recommendations of the Independent Commissioner Against Corruption	Chief Executive Officer
public authority	section 41(4)	Provide comments to the Independent Commissioner Against Corruption	Chief Executive Officer
public authority	section 44(1)	Assist public officers of the council to comply with requirements and directions issued under the Independent Commissioner Against Corruption Act	Chief Executive Officer
public authority	clause 3(3), Schedule 4	Act on a referral of a reviewer	Chief Executive Officer
Labour Hire Licensing Act 2017			
Capacity of council	Statutory provision	Power/function	Delegate
designated entity	section 16(1)	Lodge an objection with the Commissioner of Consumer Affairs to an application for a licence under section 15 of the <i>Labour Hire Licensing Act 2017</i>	Chief Executive Officer
designated entity	section 32(2)	Lodge an objection with the Commissioner of Consumer Affairs to an application for a licence to which section 31 of the <i>Labour Hire Licensing Act 2017</i> applies	Chief Executive Officer
designated entity	section 42(2)	Appeal against the grant of a licence to the District Court	Not delegated
designated entity	section 42(4)	Require the Commissioner for Consumer Affairs to provide reasons for the Commissioner's decision of grant a licence	Chief Executive Officer

<i>Land and Business (Sale and Conveyancing) Act 1994</i>			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 7	Respond to inquiries regarding prescribed matters by a vendor of land	Chief Executive Officer
council	section 8	Respond to inquiries regarding prescribed matters by a vendor of a small business	Chief Executive Officer
council	section 12	Provide information regarding any charge or prescribed encumbrance over land within the council's area of which the council has the benefit or insurance under Division 3 of Part 5 of the <i>Building Work Contractors Act 1995</i> in relation to a building on land within the council's area	Chief Executive Officer

<i>Landscape South Australia Act 2019</i>			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 17(4)(a)	Provide an up-to-date copy of the voters roll for the area of the council to the person conducting an election for the members of the regional landscape board	Chief Executive Officer
council	section 25(4)	Work collaboratively with the regional landscape board	Chief Executive Officer
council	section 32(7)	Consent to the Governor making a proclamation under sections 32(1), 32(2) or 32(6) in relation to infrastructure or land vested in or under the care, control or management of the council	Chief Executive Officer – Not to be sub delegated
council	section 37(1)(c)	Approve the delegation by a regional landscape board of a function or power vested in the regional landscape board under any Act to the council or an officer of the council	Chief Executive Officer
public authority	section 41(b)	Enter an arrangement with the regional landscape board to make use of the services of staff, equipment or facilities of the council	Chief Executive Officer
council	section 47(7)	Consider any regional landscape plan in the performing of functions or the exercise of powers under any Act	Chief Executive Officer
council	section 51(5)(b)	Participate in consultation with the regional landscape board in regard to a prescribed levy proposal to the extent required by regulations	Chief Executive Officer

Landscape South Australia Act 2019			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 66(1)	Contribute to the costs of the regional landscape board performing its functions	Chief Executive Officer – Not to be sub delegated
council	section 67(1)	Pay contribution to the costs of the regional landscape board performing its functions	Chief Executive Officer – Not to be sub delegated
council	section 67(2)	Pay contribution to the costs of the regional landscape board performing its functions	Chief Executive Officer – Not to be sub delegated
council	section 69(10)	Apply to the regional landscape board for a refund of an amount of the regional landscape levy	Chief Executive Officer
public authority	section 72(6)(a)	Enter an arrangement with the regional landscape board for service of a notice to be effected as part of any other notice serviced by the council	Chief Executive Officer
public authority	section 72(6)(b)	Enter an arrangement with the regional landscape board for the collection of a levy to be effected by the council	Chief Executive Officer
relevant authority	section 101(6)	Make a submission to the Minister regarding proposed declaration of a prescribed water resource	Chief Executive Officer
relevant authority	section 103(3)	Appoint the Minister, a regional landscape board, a designated entity, a council or a council subsidiary in place of the council as the 'relevant authority'	Not delegated
relevant authority	section 104(3)	Grant a person a water management authorisation or permit to undertake an activity prescribed in sections 104(3)(e) or 104(3)(f) of the Landscape South Australia Act (except in the case of the discharge of water into a watercourse for the purpose of running the water down the watercourse for storage in a reservoir or other facility)	Chief Executive Officer
relevant authority	section 107(1)	Issue a notice to the owner of land in respect of an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	Chief Executive Officer
relevant authority	section 107(2)(b)	Enter land and take action specified in a notice issued under section 107(1) of the Landscape South Australia Act	Chief Executive Officer
relevant authority	section 112(1)	Approve a form of application in respect of a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	Chief Executive Officer

	<i>Landscape South Australia Act 2019</i>		
Capacity of council	Statutory provision	Power/function	Delegate
relevant authority	section 112(6)	Specify conditions on a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	Chief Executive Officer
relevant authority	section 112(9)	Vary, suspend or revoke a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	Chief Executive Officer
relevant authority	section 112(10)	Vary a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	Chief Executive Officer
relevant authority	section 112(11)	Revoke a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	Chief Executive Officer
relevant authority	section 112(12)	Revoke a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	Chief Executive Officer
relevant authority	section 112(13)	Revoke a permit for an activity for which the council is the relevant authority as prescribed by section 103(2)(d) of the Landscape South Australia Act	Chief Executive Officer
relevant authority	section 112(14)	Serve notice of the variation or revocation of a permit	Chief Executive Officer
relevant authority	section 113(2)	Give notice of an application for a permit in accordance with the regulations	Chief Executive Officer
relevant authority	section 113(3)	Receive representations in relation to the granting or refusal of a permit	Chief Executive Officer
relevant authority	section 113(4)	Forward a copy of representations in relation to the granting or refusal of a permit to the applicant and allow the applicant an opportunity to respond in writing	Chief Executive Officer
relevant authority	section 113(6)	Allow a person who made a representation regarding the granting or refusal of a permit the opportunity to appear personally or by representative before the authority	Chief Executive Officer
relevant authority	section 113(7)	Allow an applicant to appear personally or by representative before the authority	Chief Executive Officer
relevant authority	section 113(8)(a)	Give notice to each person who made a representation to the authority of the authority's decision and the person's appeal rights under the Landscape South Australia Act	Chief Executive Officer
relevant authority	section 113(8)(b)	Give notice to the Environment, Resources and Development Court of the authority's decision and the names and addresses of persons who made representations under section 113 of the Landscape	Chief Executive Officer

<i>Landscape South Australia Act 2019</i>			
Capacity of council	Statutory provision	Power/function	Delegate
		South Australia Act	
relevant authority	section 113(13)	Provide for inspection and purchase written representations made under section 113 of the Landscape South Australia Act and the written response of the applicant	Chief Executive Officer
council	section 202(4)	Agree with the Minister that an officer of the council may be appointed as an authorised officer	Chief Executive Officer – Not to be sub delegated
council	section 219(3)	Receive notice from the Minister of a proposed management agreement that provides for the remission of council rates and provide submissions to the Minister on the proposed agreement	Chief Executive Officer – Not to be sub delegated
<i>Landscape South Australia (General) Regulations 2020</i>			
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 10(1)(b)	Make submissions to the regional landscape board	Chief Executive Officer
council	regulation 13(3)	Pay monies to the regional landscape board	Chief Executive Officer
council	regulation 14(9)	Furnish a regional landscape board with a reasonable estimate of the costs that the council expects to claim under regulation 14 of the Landscape South Australia (General) Regulations 2019	Chief Executive Officer
council	regulation 14(13)	Furnish a regional landscape board with an invoice setting out the amount the council is claiming and the calculations used by the council to determine the amount	Chief Executive Officer
<i>Landscape South Australia (Water Management) Regulations 2020</i>			
Capacity of council	Statutory provision	Power/function	Delegate
relevant authority	regulation 22(2)	Determine the form of notice to be provided for the purpose of section 113(2)(c) of the Landscape South Australia Act	Chief Executive Officer
relevant authority	regulation 24(2)	Increase the period of time for the purposes of section 113(5) of the Landscape South Australia Act from the period prescribed in regulation 24(1) of the Landscape South Australia (Water Management) Regulations	Chief Executive Officer

Liquor Licensing Act 1997			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 22(1)	Apply to the Court for a review of a decision of the Commissioner in relation to an application for or in relation to a licence	Chief Executive Officer
prescribed body	section 37(5)	Participate in consultation with the Minister in relation to any proposed regulations declaring an area to be a prescribed area for the purposes of section 37 of the Liquor Licensing Act	Chief Executive Officer
council	section 69(3)(e)	Approval of an application for the extension of a trading area where the relevant area is under the control of the council	Chief Executive Officer
council	section 106(2)(b)	Lodge a complaint under section 106(1) regarding unduly offensive, annoying, disturbing or inconvenient activity, noise or behaviour relating to licensed premises	Chief Executive Officer
council	section 106(4)	Request that the matter proceed direct to a hearing	Chief Executive Officer
council	section 106(5)	Request that the Commissioner determine the matter	Chief Executive Officer
council	section 106(6)(a)	Make submissions in regard to the matter to the Commissioner or Court	Chief Executive Officer
council	section 120(2)(c)	Lodge a complaint under section 120(1) alleging that proper grounds for disciplinary action exist against a specified person	Chief Executive Officer
council	section 128E(1)	Prepare a draft local liquor accord	Chief Executive Officer
council	section 128E(3)	Request a variation of a local liquor accord	Chief Executive Officer
council	section 128E(5)	Request the Commissioner to add or remove the council as a party to a local liquor accord	Chief Executive Officer
council	section 128E(6)	Request the Commissioner to terminate a local liquor accord	Chief Executive Officer
council	section 128E(7)	Seek the consent of the other parties to a local liquor accord prior to request the Commissioner to terminate the local liquor accord	Chief Executive Officer
council	section 131(1ab)	Prohibit the consumption or possess or both of liquor in a public place within the council area during a specified period by notice published in the Gazette	Chief Executive Officer
council	section 131(1ad)	Provide a copy of notice published under section 131(1ab) to the Commissioner of Police	Chief Executive Officer
council	section 131(1c)	Vary or revoke a notice published under section 131(1ab)	Chief Executive Officer

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 7(a)	Plan at the local and regional level for the development and future requirements of the council area	Not delegated
council	section 7(b)	Provide services and facilities that benefit its area, its ratepayers and residents, and visitors to the council area	Not delegated
council	section 7(c)	Provide for the welfare, well-being and interests of individuals and groups within the council's community	Not delegated
council	section 7(d)	Take measures to protect the council area from natural and other hazards and to mitigate the effects of such hazards	Not delegated
council	section 7(e)	Manage, develop, protect, restore, enhance and conserve the environment in an ecologically sustainable manner, and to improve amenity	Not delegated
council	section 7(f)	Provide infrastructure for the council's community and for development within its area (including infrastructure that helps to protect any part of the local or broader community from any hazard or other event, or that assists in the management of any area)	Not delegated
council	section 7(g)	Promote the council area and to provide an attractive climate and locations for the development of business, commerce, industry and tourism	Not delegated
council	section 7(h)	Establish or support organisations or programs that benefit people in the council area or local government generally	Not delegated
council	section 7(i)	Manage and, if appropriate, develop, public areas vested in, or occupied by, the council	Not delegated
council	section 7(j)	Manage, improve and develop resources available to the council	Not delegated
council	section 7(k)	Undertake other functions and activities conferred by or under an Act	Not delegated
council	section 12(1)	Publish a notice in the Gazette altering the composition of the council or dividing, or redividing, the area of the council into wards, altering the division of the area of the council into wards or abolishing the division of the area of the council into wards	Chief Executive Officer
council	section 12(2)	Publish a notice in the Gazette changing the council from a municipal council to a district council or vice versa, altering the name of the council or the name of the area of the council, or giving a name to, or altering the name of, a ward	Chief Executive Officer
council	section 12(3)	Undertake a review under section 12 of the Local Government Act	Chief Executive Officer

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 12(4)	Undertake a review under section 12 of the Local Government Act at least once in each relevant period prescribed by the regulations	Chief Executive Officer
council	section 12(5)	Initiate the preparation of a paper	Chief Executive Officer
council	section 12(7)(a)	Inform the public by public notice of the preparation of the representation options paper and inviting written submissions within a period of not less than 6 weeks specified by the council	Chief Executive Officer
council	section 12(7)(a)	Publish a copy of the public notice in a newspaper circulating in the council area	Chief Executive Officer
council	section 12(8)	Make copies of the representation options paper available for inspection and purchase at the principal office of the council during the period for making written submissions	Chief Executive Officer
council	section 12(8a)	Prepare a report addressing the prescribed matters	Chief Executive Officer
council	section 12(9)(a)	Make copies of the council report available for inspection at the principal office of the council	Chief Executive Officer
council	section 12(9)(b)	Inform the public by public notice of the preparation of the report and its availability and invite written submissions	Chief Executive Officer
council	section 12(9)(c)	Publish a copy of the public notice in a newspaper circulating in the council area	Chief Executive Officer
council	section 12(10)	Provide an opportunity to any person who makes a written submission an opportunity to appear personally or by representative to be heard on the submission	Chief Executive Officer
council	section 12(11)	Finalise the council report	Chief Executive Officer
council	section 12(11b)(a)	Separate a proposal to alter the composition of the council so that the council will have a chairperson rather than a mayor or vice versa from any other proposal in the council's report	Chief Executive Officer
council	section 12(11b)(b)	Determine to conduct a poll on the proposal to alter the composition of the council so that the council will have a chairperson rather than a mayor or vice versa either at the next general election or some other time	Chief Executive Officer
council	section 12(11c)(b)(i)	Prepare a summary of the issues surrounding a proposal to alter the composition of the council so that the council will have a chairperson rather than a mayor or vice versa to assist persons who may vote at the poll	Chief Executive Officer

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 12(11c)(b)(ii)	Obtain a certificate from the Electoral Commissioner that he or she is satisfied that the council has taken reasonable steps to ensure that the summary presents the arguments for and against the proposal in a fair and comprehensive manner	Chief Executive Officer
council	section 12(11c)(b)(iii)	Make copies of the summary available for public inspection at the principal office of the council and on a website determined by the chief executive officer, and publish or distribute copies of the summary as directed by the Electoral Commissioner	Chief Executive Officer
council	section 12(12)	Refer report finalised under section 12(11) to the Electoral Commissioner	Chief Executive Officer
council	section 12(15)(b)	Provide for the operation of any proposal recommended in the council's report by notice in the Gazette	Chief Executive Officer
council	section 12(16)(a)	Take action on a report referred back to the council by the Electoral Commissioner	Chief Executive Officer
council	section 12(16)(b)	Refer report back to the Electoral Commissioner	Chief Executive Officer
council	section 12(17)	Comply with requirements of sections 12(9) and 12(1) (unless alteration of report is of a minor nature only)	Chief Executive Officer
council	section 12(24)	Undertake a review within period specified by the Electoral Commissioner	
council	section 13(1)	Publish a notice in the <i>Gazette</i> changing the council from a municipal council to a district council or vice versa, altering the name of the council or the name of the area of the council, or altering the name of a ward	Chief Executive Officer
council	section 13(2)(a)	Give public notice of the proposal to change the council from a municipal council to a district council or vice versa, alter the name of the council or the name of the area of the council, or alter the name of a ward	Chief Executive Officer
council	section 13(2)(b)	Invite written submissions	Chief Executive Officer
council	section 13(2)(ba)	Publish a copy of the public notice in a newspaper circulating within the council area	Chief Executive Officer
council	section 13(2)(c)	Give any person who makes a written submission in response to an invitation an opportunity to appear personally or by representative before the council or a council committee to be heard on the submission	Chief Executive Officer
council	section 28(1)(c)	Refer a proposal for the making of a proclamation under Chapter 3 of the Local Government Act to the South Australian Local Government Grants Commission	Chief Executive Officer

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 31(2)(b)	Participate in consultation with the South Australian Local Government Grants Commission on the appointment of an investigator	Chief Executive Officer
council	section 31(10)(c)	Participate in consultation with the South Australian Local Government Grants Commission on a recommendation that a proposal referred to the Commission not proceed	Chief Executive Officer
council	section 36(1)(a)	Exercise the legal capacity of a natural person, including entering into contracts or arrangements, suing and being sued and acting in conjunction with another council or authority or person	Chief Executive Officer
council	section 36(1)(c)	Do anything necessary, expedient or incidental to performing or discharging the council's functions or duties or achieving the council's objectives	Chief Executive Officer
council	section 36(2)	Act outside the council area to the extent necessary or expedient to the performance of the council's functions or in order to provide services to an unincorporated area of the State	Chief Executive Officer
council	section 37(b)	Authorise an officer, employee or agent to enter into a contract on behalf of the council	Chief Executive Officer
council	section 41(1)	Establish a committee	To remain with Council
council	section 41(2)	Determine the role of the committee	To remain with Council
council	section 41(3)	Determine the membership of the committee	To remain with Council
council	section 41(4)	Appoint a presiding member or make provision for the appointment of a presiding member	To remain with Council
council	section 41(6)	Appoint the principal member as an ex officio member of the committee	To remain with Council
council	section 41(8)	Determine the reporting and other accountability requirements applying to a committee	To remain with Council
council	section 42(3)	Obtain the approval of the Minister to the conferral of corporate status on a council subsidiary	Not delegated
council	section 43(3)	Obtain the approval of the Minister to the conferral of corporate status on a regional subsidiary	Not delegated
council	section 44(6)	Cause a separate record to be kept of all delegations under section 44 of the Local Government Act	Chief Executive Officer
council	section 44(6a)	Review the delegation in force under section 44 of the Local Government Act	Chief Executive Officer

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 44(7)	Enable a person to inspect the record of delegations at the principal office of the councils during ordinary office hours	Chief Executive Officer
council	section 44(8)	Enable a person to purchase an extract from the record of delegations	Chief Executive Officer
council	section 45(1)	Nominate a place as the council's principal office	To remain with Council
council	section 45(2)	Determine the hours during which the principal office of the council will be open for the transaction of business	Chief Executive Officer – Not to be sub delegated – For the duration of the COVID-19 threat Otherwise – To remain with Council
council	section 45(3)	Consult with the local community regarding the manner, places and times at which the council's offices will be open to the public and any significant changes to these arrangements	Chief Executive Officer
council	section 46(1)	Engage in a commercial enterprise or activity in the performance of the council's functions	To remain with Council
council	section 46(2)(a)	Establish a business in connection with a commercial project	To remain with Council
council	section 46(2)(b)	Participate in a joint venture, trust, partnership or other similar body in connection with a commercial project	To remain with Council
council	section 47(2)(b)	Participate in the formation of, or become a member of, a company limited by guarantee established as a national association to promote and advance the interests of an industry in which local government has an interest	To remain with Council
council	section 48(aa1)	Develop and maintain prudential management policies, practices and procedures for the assessment of projects	Chief Executive Officer
council	section 48(1)	Obtain a report addressing the prudential issues set out in section 48(2)	Chief Executive Officer
council	section 48(5)	Make available for public inspection at the principal office of the council	Chief Executive Officer
council	section 48(6)	Take steps to prevent the disclosure of specific information in order to protect its commercial value or to avoid disclosing the financial affairs of a person (other than the council)	Chief Executive Officer

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 49(a1)	Maintain procurement policies, practices and procedures directed towards: <ul style="list-style-type: none"> (a) obtaining value in the expenditure of public money; (b) providing for ethical and fair treatment of participants; and (c) ensuring probity, accountability and transparency in procurement operations 	Chief Executive Officer
council	section 49(1)	Prepare and adopt policies on contracts and tenders, including policies on the following: <ul style="list-style-type: none"> (a) the contracting out of services; (b) competitive tendering and the use of other measures to ensure that services are delivered cost-effectively; (c) the use of local goods and services; and (d) the sale or disposal of land or other assets. 	Chief Executive Officer
council	section 49(3)	Alter or substitute a policy under section 49 of the Local Government Act	Chief Executive Officer
council	section 49(4)	Provide a copy of a policy of the council under section 49 of the Local Government Act for inspection at the principal office of the council	Chief Executive Officer
council	section 49(5)	Provide for the purchase of a copy of a policy of the council under section 49 of the Local Government Act	Chief Executive Officer
council	section 50(1)	Prepare and adopt a public consultation policy	Chief Executive Officer
council	section 50(5)	Alter or substitute the public consultation policy	Chief Executive Officer
council	section 50(6)(c)	Prepare a document setting out the council's proposal to adopt a public consultation policy or to alter or substitute a public consultation policy	Chief Executive Officer
council	section 50(6)(d)	Publish in a newspaper circulating within the area of the council a notice of the proposal inviting interested persons to make submissions	Chief Executive Officer
council	section 50(6)(d)	Consider submissions	Chief Executive Officer
council	section 50(7)	Determine that the alteration of a public consultation policy is of minor significance that would attract little (or no) community interest	Chief Executive Officer
council	section 50(8)	Provide a copy of a policy of the council under section 50 of the Local Government Act for inspection at the principal office of the council	Chief Executive Officer

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 50(9)	Provide for the purchase of a copy of a policy of the council under section 50 of the Local Government Act	Chief Executive Officer
council	section 54(1)(d)	Grant a leave of absence from council	Not delegated
council	section 54(1)(d)	Remove from office on the ground that the member has been absent from three or more consecutive ordinary meetings of the council	Not delegated
council	section 57(6)	Recover amount of a liability incurred in contravention of section 57 of the Local Government Act as a debt from the members of the councils at the time the contract was made or lease was entered	Not delegated
council	section 70(a1)	Publish prescribed details contained in the Register	Chief Executive Officer
council	section 70(1))	Provide a copy of the Register for inspection at the principal office of the council	Chief Executive Officer
council	section 70(2)	Provide for the purchase of a copy of the Register	Chief Executive Officer
council	section 77(1)	Provide reimbursement of prescribed expenses of a member of council	Chief Executive Officer
council	section 77(3)	Provide a copy of a policy for the purposes of section 77(1)(b) for inspection at the principal office of the council	Chief Executive Officer
council	section 77(4)	Provide for the purchase of a copy of the Register	Chief Executive Officer
council	section 79(3)	Provide access to the Register of Benefits and Allowances for inspection at the principal office of the council	Chief Executive Officer
council	section 79(4)	Provide for the purchase of an extract of the Register of Benefits and Allowances	Chief Executive Officer
council	section 80	Take out a policy of insurance insuring every member of the council and a spouse or domestic partner or another person who may be accompanying a member of the councils against the risks associated with the performance or discharge of official functions or duties by members	Chief Executive Officer
council	section 80A(1)	Prepare a training and development policy for members	Chief Executive Officer
council	section 80A(3)	Alter or substitute a training and development policy for members	Chief Executive Officer
council	section 80A(4)	Provide a copy of the policy under section 80A(1) for inspection at the principal office of the council	Chief Executive Officer

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 80A(5)	Provide for the purchase of a copy of the policy under section 80A(1)	Chief Executive Officer
council	section 84(3)	Provide for the purchase of a copy of the notice and agenda for a council committee meeting	Chief Executive Officer
council	section 87(1)	Determine the times and places at which ordinary meetings of a council committee will be held	Chief Executive Officer
council	section 88(3)	Provide for the purchase of a copy of the notice and agenda for a council meeting	Chief Executive Officer
council	section 89(1)(b)	Determine procedures to apply to a meeting of a council committee	Not delegated
council	section 90(8a)(a)	Adopt a policy on the holding of informal gatherings	To remain with Council
council	section 90(8c)	Alter or substitute a new policy	To remain with Council
council	section 90(8d)	Provide for inspection at the principal office of the council a copy of the policy under section 90(8a)	Chief Executive Officer
council	section 90(8e)	Provide for the purchase of a copy of the policy under section 90(8a)	Chief Executive Officer
council	section 91(3)	Supply each member of the council with a copy of council or council committee minutes within 5 days of the meeting	Chief Executive Officer
council	section 91(4)	Display a copy of the minutes of meeting of council in the principal office of council	Chief Executive Officer
council	section 91(5)	Provide for inspection at the principal office of the council: (a) minutes kept under this 91 of the Local Government Act; (b) reports to the council or a council committee received at a meeting of the council or committee; (c) recommendations presented to the council in writing and adopted by resolution of the council; and (d) budgetary or other financial statements adopted by the council	Chief Executive Officer
council	section 91(6)	Provide for the purchase of a copy of the document subject to inspection under section 91(5) of the Local Government Act	Chief Executive Officer
council	section 91(9)(c)	Revoke an order made under section 91(7) of the Local Government Act	Chief Executive Officer – on resolution of

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
			Council
council	section 92(1)	Prepare a code of practice relating to the principles, policies, procedures and practices that the council will apply for the purposes of the operation of Parts 3 and 4 the Local Government Act	Chief Executive Officer
council	section 92(2)	Review code of practice	Chief Executive Officer
council	section 92(3)	Alter or substitute a new code of practice	Chief Executive Officer
council	section 92(5)(a)	Make copies of the proposed code, alterations or substitute code (as the case may be) available for inspection or purchase at the council's principal office and available for inspection on a website determined by the chief executive officer	Chief Executive Officer
council	section 92(5)(b)	Apply relevant steps in the council's public consultation policy to the proposed adoption, alteration or substitution of a code of practice	Chief Executive Officer
council	section 92(6)	Provide for inspection of a copy of the code of practice at the principal office of the council	Chief Executive Officer
council	section 92(7)	Provide for purchase of a copy of the code of practice at the principal office of the council	Chief Executive Officer
council	section 93(1)	Convene a meeting of electors of the council area or part of the council area	Chief Executive Officer
council	section 93(11)	Supply each member of the council with a copy of the minutes of proceedings within 5 days of a meeting of electors	Chief Executive Officer
council	section 93(14)	Determine the procedure to be observed to make a nomination for the purposes of sections 93(3)(a)(ii) or 93(3)(b)(ii) of the Local Government Act	Chief Executive Officer
council	section 94(6)	Make submissions to the Minister	Not delegated
council	section 94(7)	Comply with a direction of the Minister under section 94(5) of the Local Government Act	Chief Executive Officer
council	section 98(3)	Invite applications including by advertising in a newspaper circulating throughout the State	Chief Executive Officer
council	section 105(3)	Provide for inspection of a copy of the Register of Salaries at the principal office of the council	Chief Executive Officer
council	section 105(4)	Provide for purchase of a copy of the Register of salaries at the principal office of the council	Chief Executive Officer
council	section 106(2)	Pay contribution to another council	Chief Executive Officer

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 106(3)	Recover a contribution from another council as a debt	Chief Executive Officer
council	section 106(4)	Provide details of the service of an employees or former employee to another council	Chief Executive Officer
council	section 106(5)	Hold and apply a contribution under section 106 of the Local Government Act as prescribed by regulation	Chief Executive Officer
council	section 111(b)	Declare that an officer or an officer of a class is subject to Division 2, Part 4, Chapter 7 of the Local Government Act	Chief Executive Officer
council	section 122(1)	Develop a strategic management plan	Not delegated
council	section 122(1a)(a)	Develop a long-term financial plan	Not delegated
council	section 122(1a)(b)	Develop an infrastructure and asset management plan	Not delegated
council	section 122(4)	Review strategic management plans	Not delegated
council	section 122(6)	Adopt a process to ensure that members of the public are given reasonable opportunity to be involved in the development and review of the council's strategic management plans	Chief Executive Officer
council	section 122(7)	Provide copies of the strategic management plans for inspection and purchase at the principal office of the council	Chief Executive Officer
council	section 123(3)(a)	Prepare a draft annual business plan	Chief Executive Officer
council	section 123(3)(b)	Follow relevant steps in the public consultation policy in regard to the draft annual business plan	Chief Executive Officer
council	section 123(5)	Ensure that copies of the draft annual business plan are available at the meeting under section 123(4)(a)(i) of the Local Government Act, and for inspection and purchase (at the principal office of the council and on the council's website	Chief Executive Officer
council	section 123(5a)	Provide a facility for asking and answering questions and the receipt of submissions on the council's website	Chief Executive Officer
council	section 123(9)(a)(i)	Prepare a summary of the annual business plan	Chief Executive Officer
council	section 123(9)(a)(ii)	Provide a copy of the summary of the annual business plan to ratepayers	Chief Executive Officer
council	section 123(9)(b)(i)	Provide copies of the annual business plan and budget for inspections or purchase at the principal offices of the council	Chief Executive Officer
council	section 123(9)(b)(ii)	Provide copies of the annual business plan for collection	Chief Executive

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
		at the principal offices of the council	Officer
council	section 123(9)(c)	Provide copies of the annual business plan and budget on a website determined by the chief executive officer	Chief Executive Officer
council	section 124(1)(a)	Keep accounting records	Chief Executive Officer
council	section 125	Implement and maintain appropriate policies, practices and procedures of internal control	Chief Executive Officer
council	section 127(1)	Prepare financial statements, notes and other statement or documents as required by the regulations	Chief Executive Officer
council	section 127(3)	Provide statements to auditor	Chief Executive Officer
council	section 127(4)	Submit a copy of audited statements to persons or bodies prescribed by the regulations	Chief Executive Officer
council	section 127(5)	Provide a copy of audited statements for inspection or purchase at the principal offices of the council	Chief Executive Officer
council	section 127(5)	Provide a copy of audited statements for inspection or purchase at the principal offices of the council	Chief Executive Officer
council	section 128(2)	Appoint an auditor on the recommendation of the council's audit committee	To remain with Council
council	section 128(9)	Provide information prescribed in section 128(9) of the Local Government Act in the council's annual report	Chief Executive Officer
council	section 130A(1)	Request auditor or other suitably qualified person to examine a report on any matter relating to financial management, or the efficient and economy with which the council manages or uses its resources to achieve its objectives	Chief Executive Officer
council	section 131(1)	Prepare annual report	Chief Executive Officer
council	section 131(4)	Provide a copy of the annual report to each council member	Chief Executive Officer
council	section 131(5)	Submit a copy of the annual report to each Presiding member of a House of Parliament and any person prescribed by regulation	Chief Executive Officer
council	section 131(7)	Provide an abridged or summary version of the annual report to electors in the council area.	Chief Executive Officer
council	section 131(8)	Provide copies of the annual report for inspection or purchase at the principal offices of the council	Chief Executive Officer
council	section 132(1)	Provide copies of a document referred to in Schedule 5 of the Local Government Act for inspection or purchase	Chief Executive Officer

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
		at the principal offices of the council	
council	section 132(2)	Make copies of a document referred to in Schedule 5 of the Local Government Act available in electronic form	Chief Executive Officer
council	section 132(3)	Make documents listed in section 132(3) of the Local Government Act available on the council's website	Chief Executive Officer
council	section 132A	Implement and maintain appropriate policies, practices and procedures to ensure compliance with statutory requirements and achievement and maintenance of good public administration	Chief Executive Officer
council	section 133	Obtain funds as permitted by the Local Government Act or other Act	Chief Executive Officer
council	section 135(1)	Provide security	Chief Executive Officer
council	section 135(2)(a)	Assign a distinguishing classification to a debenture	Chief Executive Officer
council	section 135(2)(b)	Appoint a trustee for the debenture holders	Chief Executive Officer
council	section 137	Expend funds in the performance or discharge of the council's powers, functions or duties in accordance	Chief Executive Officer
council	section 139(1)	Invest money under the council's control	Chief Executive Officer
council	section 139(5)	Obtain and consider independent and impartial advice regarding the investment of funds	Chief Executive Officer
council	section 140	Review performance of investments at least annually	Chief Executive Officer
council	section 141(1)	Accept a gift	Chief Executive Officer
council	section 141(2)	Carry out the terms of a trust applying to a gift	Chief Executive Officer
council	section 141(3)	Apply to the Supreme court for an order varying the terms of a trust for which the council is the trustee	Chief Executive Officer
council	section 141(4)	Give notice of an application to the Supreme Court by public notice and in such other manner as directed by the Supreme Court	Chief Executive Officer
council	section 141(6)	Publish an order of the made by the Supreme Court under section 141(5) of the Local Government Act in the Gazette	Chief Executive Officer
council	section 142(1)	Take out and maintain insurance to cover the council's civil liabilities at least to the extent prescribed by the	Chief Executive Officer

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
		regulations	
council	section 142(3)	Take out membership of the Local Government Association Mutual Liability Scheme	Chief Executive Officer
council	section 143(1)	Write off bad debts	Chief Executive Officer
council	section 144(1)	Recovery of fees, charges, expenses or other amounts as a debt by action in a court of competent jurisdiction	Chief Executive Officer
council	section 144(2)	Provide notice of a fee, charge, expense or other amount relating to something done in respect of a rateable property to the owner or occupier of the property	Chief Executive Officer
council	section 144(2)	Recovery of a fee, charge, expense or other amount relating to something done in respect of a rateable property as if the fee, charge, expense or other amount was a rate on the property	Chief Executive Officer
council	section 151(5)(d)	Prepare a report on a proposed change to the basis of the rating any land, the valuation of land for the purpose of rating or imposition of rates on land	Chief Executive Officer
council	section 151(5)(e)	Follow the relevant steps in the public consultation policy with respect to a proposed change to the basis of the rating any land, the valuation of land for the purpose of rating or imposition of rates on land	Chief Executive Officer
council	section 151(8)	Provide copies of the report required by section 151(5)(d) of the Local Government Act at the meeting held under section 151(7)(a)(i) of the Local Government Act	Chief Executive Officer
council	section 156(10)	Extend the time period for lodging an objection	Chief Executive Officer
council	section 156(11)	Decide an objection to attribution of a particular use to land	Chief Executive Officer
council	section 156(12)	Participate in a review of an attribution of a particular use to land by South Australian Civil and Administrative Tribunal	Chief Executive Officer
council	section 156(14a)(a)	Prepare a report on a proposed change to the differentiating factor in relation to land	Chief Executive Officer
council	section 156(14a)(b)	Follow the relevant steps in the public consultation policy with respect to a on a proposed change to the differentiating factor in relation to land	Chief Executive Officer
council	section 156(14e)	Provide copies of the report required by section 156(14a)(a) of the Local Government Act at the meeting held under section 156(14d)(a)(i) of the Local Government Act	Chief Executive Officer

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 159(1)	Determine the manner and form of an application for a rebate of rates	Chief Executive Officer
council	section 159(3)	Grant a rebate of rates	To remain with Council
council	section 159(4)	Increase a rebate of rates	To remain with Council
council	section 159(10)	Determine that proper cause for a rebate of rates no longer applies	Chief Executive Officer
council	section 159(11)	Recover rates, or rates at an increased level, proportionate to the remaining part of the financial year if an entitlement to a rebate of rates no longer applies	Chief Executive Officer
council	section 161(1)	Grant a rebate of rates greater than 75% on land used for service delivery or administration by a community service organisation	To remain with Council
council	section 165(1)	Grant a rebate of rates greater than 75% on land occupied by a school and being used for educational purposes	To remain with Council
council	section 165(2)	Grant a rebate of rates greater than 75% on land being used by a university or university college to provide accommodation and other forms of support on a not-for-profit basis	To remain with Council
council	section 166(1)	Grant a rebate of rates or service charges in prescribed circumstances	To remain with Council
council	section 166(2)	Attach conditions to the granting of a rebate of rates or service charges under section 166(1) of the Local Government Act	To remain with Council
council	section 167(1)	Adopt valuations	To remain with Council
council	section 167(6)	Publish a notice of the adoption of valuations in the Gazette	Chief Executive Officer
council	section 168(1)	Request the Valuer-General to value land in the council area	Chief Executive Officer
council	section 168(2)	Furnish information to the Valuer-General requested information	Chief Executive Officer
council	section 168(3)(b)	Enter valuation into the assessment record	Chief Executive Officer
council	section 168(3)(c)	Provide notice to the principal ratepayer in respect of land of the valuation of that land	Chief Executive Officer
council	section 169(3)(b)	Allow an extension of time in which to object to the	Chief Executive

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
		valuation of land	Officer
council	section 169(5)	Refer an objection to the valuation of land to the valuer who made the valuation with a request to reconsider the valuation	Chief Executive Officer
council	section 169(7)	Provide written notice to an objector of the outcome of the objection	Chief Executive Officer
council	section 169(10)	Refer request for a review of the valuation of land to the Valuer-General	Chief Executive Officer
council	section 169(11)	Make representations to the valuer in regard to the valuation of land which is the subject of the objection	Chief Executive Officer
council	section 169(15)	Participate in a review of a valuation of land by South Australian Civil and Administrative Tribunal	Chief Executive Officer
council	section 169(16)	Pay the prescribed fee to the Valuer-General	Chief Executive Officer
council	section 170	Publish a notice of the declaration of a rate or service charge in the Gazette and a newspaper circulating in the council area	Chief Executive Officer
council	section 173(5)	Determine a review of the outcome of a request to alter the assessment record	Chief Executive Officer
council	section 173(6)	Provide written notice of decision on review	Chief Executive Officer
council	section 173(7)	Participate in a review of decision of council	Chief Executive Officer
council	section 174(1)	Provide the assessment record for inspection at the principal offices of the council	Chief Executive Officer
council	section 174(2)	Provide for the purchase of an entry in the assessment record	Chief Executive Officer
council	section 178(3)	Recover rates as a debt	Chief Executive Officer
council	section 178(4)	Provide written notice requiring a lessee or licensee of land to pay rent or other consideration to the council under the lease or licence in satisfaction of the liability for rates	Chief Executive Officer
council	section 178(6)	Remit a charge payable under section 178(5) of the Local Government Act in whole or in part	Chief Executive Officer
council	section 179(2)	Adopt a valuation of land	Chief Executive Officer
council	section 179(5)	Refund rates that have been paid to a principal ratepayer if land ceases to be rateable land	Chief Executive Officer

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 180(1)	Provide a rates notice to the principal ratepayer	Chief Executive Officer
council	section 181(2)	Determine the day on which an instalment of rates falls due	Chief Executive Officer
council	section 181(3)	Adjust the months in which instalments of rates are payable	Chief Executive Officer
council	section 181(4)(b)	Agree with a principal ratepayer the dates on which instalments of rates are payable	Chief Executive Officer
council	section 181(5)	Provide rates notice to principal ratepayer	Chief Executive Officer
council	section 181(7a)	Agree with a principal ratepayer to vary the period for the provision of a rates notice	Chief Executive Officer
council	section 181(9)	Remit the whole or any part of an amount payable under section 181(8) of the Local Government Act	Chief Executive Officer
council	section 181(11)	Grant discounts or other incentives in relation to the payment of rates	To remain with Council
council	section 181(12)(b)	Impose a surcharge or administrative levy not exceeding 1 per cent of the rates payable in a particular financial year with respect to the payment of rates by instalments	To remain with Council
council	section 181(13)	Impose different requirements than those under section 181 of the Local Government Act in relation to the payment of separate rates or service rates	Chief Executive Officer
council	section 181(15)	Determine that rates of a particular kind will be payable in more than four instalments in a particular financial year	To remain with Council
council	section 182(1)(a)	Postpone payment of rates	Chief Executive Officer
council	section 182(1)(b)	Remit the whole or part payment of rates	To remain with Council
council	section 182(2)(a)	Impose a condition that the ratepayer pay interest on postponed rates	Chief Executive Officer
council	section 182(2)(b)	Impose other conditions on the postponement of rates	Chief Executive Officer
council	section 182(2)(c)	Revoke a postponement of rates	Chief Executive Officer
council	section 182(3)	Postpone the payment of rates	To remain with Council
council	section 182(4)	Grant a remission of rates	To remain with

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
			Council
council	section 182(5)	Require a ratepayer to verify an entitlement to the remission of rates	Chief Executive Officer
council	section 182(6)	Revoke a determination under section 182(4) of the Local Government Act to remit rates	To remain with Council
council	section 182A(1)	Receive an application for a postponement of the payment of the prescribed proportion of rates for the current or a future financial year	Chief Executive Officer
council	section 182A(2)	Determine the manner and form of an application under section 182A(1) of the Local Government Act	Chief Executive Officer
council	section 182A(3)(a)	Reject an application under section 182A(1) of the Local Government Act in accordance with the regulations	Chief Executive Officer
council	section 182A(3)(b)	Impose conditions on the postponement of rates in accordance with the regulations	Chief Executive Officer
council	section 183	Apply amount received in respect of rates in manner prescribed by section 183 of the Local Government Act	Chief Executive Officer
council	section 184(1)	Sell land where an amount of rates in respect of the land has been in arrears for more than three years	To remain with Council
council	section 184(2)	Send a notice to the principal ratepayer	Chief Executive Officer
council	section 184(3)	Send a copy of the notice sent to the principal ratepayer to any other owner of the land, any registered mortgagee and, if the land is held from the Crown under a lease, licence or agreement to purchase, to the Minister who is responsible for the administration of the <i>Crown Lands Act 1929</i> .	Chief Executive Officer
council	section 184(4)(a)	Place a copy of the notice sent to the principal ratepayer in a newspaper circulating throughout the State	Chief Executive Officer
council	section 184(4)(b)	Leave a copy of the notice sent to the principal ratepayer at a conspicuous place on the land	Chief Executive Officer
council	section 184(6)	Set a reserve price for the auction	Chief Executive Officer
council	section 184(7)	Seek the consent of the Minister who is responsible for the administration of the <i>Crown Lands Act 1929</i> to have the land sold by public auction	Chief Executive Officer
council	section 184(8)	Advertise an auction to sell land under section 184 of the Local Government Act in a newspaper circulating throughout the State	Chief Executive Officer
council	section 184(9)	Call off an auction	Chief Executive

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
			Officer
council	section 184(10)	Sell land by private contract	Chief Executive Officer
council	section 184(11)	Apply money receive in respect of the sale of land under section 184 of the Local Government Act as prescribed in section 184(11)	Chief Executive Officer
council	section 184(12)	Deal with money under the <i>Unclaimed Money Act 1891</i>	Chief Executive Officer
council	section 185(1)	Apply to the Minister who is responsible for the administration of the <i>Crown Lands Act 1929</i> for an order under section 185 of the Local Government Act	Not delegated
council	section 186(2)(a)	Repay an amount of overpaid rates	Chief Executive Officer
council	section 186(2)(a)	Credit an amount of overpaid rates against future liabilities for rates on the land subject to the overpaid rates	Chief Executive Officer
council	section 186(2)(b)	Take action to recover an additional amount in arrears payable on account of an alteration of the valuation or decision	Chief Executive Officer
council	section 186(2)(b)	Give notice to recover an additional amount in arrears payable on account of an alteration of the valuation or decision	Chief Executive Officer
council	section 186(5)	Refund an amount to a person ceasing to be a ratepayer	Chief Executive Officer
council	section 187(1)	Issue a certificate stating the amount of any liability for rates or charges on the land and any amount received on account of rates or charges that is held in credit against future liabilities for rates or charges on the land	Chief Executive Officer
council	section 187A(5)(b)	Receive a report from the Ombudsman	Chief Executive Officer
council	section 187B(5)	Receive a report from the Ombudsman	Chief Executive Officer
council	section 187B(6)	Provide a written response to the Ombudsman and complainant	Chief Executive Officer
council	section 187B(7)	Grant a rebate or remission of any rate or service charge, or of any charge, fine or interest	Chief Executive Officer
council	section 188(1)(a)	Impose fees and charges for the use of any property or facility owned, controlled, managed or maintained by the council	Chief Executive Officer
council	section 188(1)(b)	Impose fees and charges for services supplied to a	Chief Executive

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
		person at his or her request	Officer
council	section 188(1)(c)	Impose fees and charges for carrying out work at a person's request	Chief Executive Officer
council	section 188(3)	Provide for: (a) specific fees and charges; (b) maximum fees and charges and minimum fees and charges; (c) annual fees and charges; (d) the imposition of fees or charges according to specified conditions or circumstances; (e) the variation of fees or charges according to specified factors; (f) the reduction, waiver or refund, in whole or in part, of fees or charges.	Chief Executive Officer - Conditions
council	section 188(5)(b)	Fix, vary or revoke fees and charges for the purposes of section 188(1)(a), 188(1)(b) and 188(1)(c) of the Local Government Act	Chief Executive Officer - Conditions
council	section 188(6)	Keep a list of fees and charges imposed under section 188 of the Local Government Act on public display at the principal offices of the council	Chief Executive Officer
council	section 188(7)	Update the list of fees and charges and take reasonable steps to bring a variation of a fee or charge to the notice of a person who may be affected	Chief Executive Officer
council	section 190	Agree to acquire land	To remain with Council
council	section 191(1)	Seek the Minister's consent to acquire land compulsorily	Chief Executive Officer
council	section 191(1)	Acquire land compulsorily	Chief Executive Officer
council	section 191(2)	Acquire land compulsorily	Chief Executive Officer
council	section 192(4)	Publish a copy of a resolution under section 192(1) of the Local Government Act in the Gazette	Chief Executive Officer
council	section 193(2)	Follow steps on public consultation policy in respect of a proposal to exclude land from classification as community land	Chief Executive Officer
council	section 193(3)	Obtain approval of owner of land to exclude land from classification as community land	Chief Executive Officer
council	section 193(6)	Give notice in the Gazette of a resolution to exclude land from classification as community land or to classify	Chief Executive Officer

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
		land as community land	
council	section 194(2)(a)	Prepare and make publicly available a report on a proposal to revoke the classification of community land	Chief Executive Officer
council	section 194(2)(b)	Follow steps on public consultation policy in respect of a proposal to revoke the classification of land as community land	Chief Executive Officer
council	section 194(3)(a)	Submit the proposal to revoke the classification of land as community land with a report on all submissions made in respect of the proposal to the Minister	Chief Executive Officer
council	section 194(4)	Participate in consultation with the Minister	Chief Executive Officer
council	section 195(2)	Give notice of the revocation of the classification of land as community land to the Registrar-General	Chief Executive Officer
council	section 196(1)	Prepare and adopt a management plan for community land	Chief Executive Officer
Adelaide City Council	section 196(1a)	Prepare and adopt a management plan for the Adelaide Park Lands	Chief Executive Officer
council	section 196(4)	Consult with the owner of land at an appropriate stage in the preparation of a management plan	Chief Executive Officer
council	section 197(1)(a)	Make copies of a proposed management plan available or inspection of purchase at the council's principal office	Chief Executive Officer
council	section 197(1)(b)	Follow the relevant steps in the council's public consultation policy	Chief Executive Officer
council	section 197(3)	Give public notice of the adoption of the management plan	Chief Executive Officer
council	section 198(1)	Amend or revoke a management plan	Chief Executive Officer
council	section 198(2)	Undertake public consultation of a proposal to amend or revoke a management plan	Chief Executive Officer
council	section 198(4)	Give public notice of the adoption of a proposal to amend or revoke a management plan	Chief Executive Officer
council	section 199	Manage community land in accordance with any relevant management plan	Chief Executive Officer
council	section 200(1)	Approve the use of community land for a business purpose	Chief Executive Officer
council	section 200(3)	Impose conditions on an approval to use community land for a business purpose	Chief Executive Officer
council	section 201(1)	Sell or otherwise dispose of an interest in land	Chief Executive

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
			Officer
council	section 202(1)	Grant a lease or licence over community land	Chief Executive Officer
council	section 202(2)	Follow the relevant steps in the councils public consultation policy in regard to granting a lease or licence relating to community land	Chief Executive Officer
council	section 207(1)	Keep a register of community land in the council area	Chief Executive Officer
council	section 207(2)(c)	Determine that the register of community land in the council area will consist of a computer record	Chief Executive Officer
council	section 207(3)	Provide the register of community land in the council area for public inspection at the principal office of the council	Chief Executive Officer
council	section 207(4)	Provide for the purchase of an extract of the register of community land in the council area	Chief Executive Officer
council	section 208(4)	Cause a copy of a resolution declaring a road or land to be a public road or preserving an easement to be published in the Gazette	Chief Executive Officer
council	section 209(3)	Enter an agreement in regard to the ownership of fixture and equipment installed on a public road	Chief Executive Officer
council	section 210(1)	Declare a private road to be a public road	Chief Executive Officer
council	section 210(2)(a)	Give written notice to the owner of the private road of a proposed declaration	Chief Executive Officer
council	section 210(2)(ab)	Give written notice to the holder of a registered interest over the private road of a proposed declaration	Chief Executive Officer
council	section 210(2)(b)	Give public notice to the owner of the private road of a proposed declaration	Chief Executive Officer
council	section 210(5)	Publish a declaration under section 210 of the Local Government Act in the Gazette	Chief Executive Officer
council	section 210(7)	Furnish a copy of a declaration under section 210 of the Local Government Act to the Registrar-General	Chief Executive Officer
council	section 211(1)(a)	Enter an agreement with the Commissioner of Highways or other authority that has the care, control and management of a highway	Chief Executive Officer
council	section 211(1)(b)	Act in accordance with a notice issued by the Commissioner of Highways	Chief Executive Officer
council	section 212(1)	Carry out roadwork in the council area	Chief Executive Officer

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 212(1)	Enter an agreement with another council to carry out roadwork in that other council's area	Chief Executive Officer
council	section 212(2)	Do anything reasonably necessary for, or incidental to, roadwork	Chief Executive Officer
council	section 212(3)(b)	Consult with the Commissioner of Highways	Chief Executive Officer
council	section 212(3)(c)(i)	Obtain the agreement of the owner of a private road	Chief Executive Officer
council	section 212(3)(c)(ii)	Give notice to the owner of a private road and a reasonable opportunity to make representations on proposed roadwork	Chief Executive Officer
council	section 212(3)(c)(iii)	Consider any representations by the owner of a private road on proposed roadwork	Chief Executive Officer
council	section 212(3)(d)	Obtain the agreement of the owner of private land	Chief Executive Officer
council	section 213(1)	Recover the whole cost or an agreed contribution to the cost of roadworks undertaken by agreement	Chief Executive Officer
council	section 213(2)	Recover the cost of roadwork to repair damage to a road from the person who damaged a road or is the owner of infrastructure which damaged the road	Chief Executive Officer
council	section 213(3)(a)	Recover the cost of roadwork on private land or a contribution to the cost of the work determined by the council as a debt from the owner of the private	Chief Executive Officer
council	section 214(2)(a)	Agree the amount of contribution to roadwork with another council	Chief Executive Officer
council	section 214(2)(b)	Seek a determination by a court as to the amount of contribution to roadwork to be paid by another council	Chief Executive Officer
council	section 214(3)	Give notice to another council of proposed roadwork and provide reasonable opportunity to that other council to make representations	Chief Executive Officer
council	section 215(2)	Carry out roadwork to allow water from a road to drain into adjoining property	Chief Executive Officer
council	section 215(4)	Give notice to the owner of land in regard to the proposed action to drain water into the land	Chief Executive Officer
council	section 216(1)	Issue an order requiring the owner of private land to carry out specified road work or improve the road	Chief Executive Officer
council	section 217(1)	Issue an order requiring the owner of a structure or equipment installed in, on, across, under or over a road to carry out specified road work by way of maintenance or repair or move the structure or equipment to allow	Chief Executive Officer

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
		the council to carry out roadwork	
council	section 217(2)(a)	Take action under an order issued under section 217(1) of the Local Government Act if it is not complied with by the owner of the structure or equipment	Chief Executive Officer
council	section 217(2)(a)	Recover the cost of taking action under section 217(2)(a) of the Local Government Act as a debt from the owner of the structure or equipment	Chief Executive Officer
council	section 218(1)	Issue an order requiring the owner of land adjoining a road to carry out specified work to construct, remove or repair a crossing place from the road to the land	Chief Executive Officer
council	section 219(1)	Assign a name to a public or private road, or to a public place, or change the name of a public or private road, or a public place	Chief Executive Officer
council	section 219(1a)	Assign a name to a public road created by land division	Chief Executive Officer
council	section 219(2)(a)	Give notice to an adjoining council of a proposed road name change where the road runs into the adjoining council	Chief Executive Officer
council	section 219(2)(b)	Consider any representations of an adjoining council in response to a notice under section 219(2)(a) of the Local Government Act	Chief Executive Officer
council	section 219(3)(a)	Notify the Registrar-General, the Surveyor-General and the Valuer-General of the assignment of a road name or change of a road name	Chief Executive Officer
council	section 219(3)(b)	Provide information to the Registrar-General, the Surveyor-General and the Valuer-General about the name of roads and public places in the council area	Chief Executive Officer
council	section 219(4)	Provide public notice on the assigning or changing of a road name	Chief Executive Officer
council	section 219(5)	Prepare and adopt a policy on the assigning of road names	Chief Executive Officer
council	section 219(6)	Alter or substitute a policy on the assigning of road names	Chief Executive Officer
council	section 219(7)	Publish notice of adopting or altering a policy on the assigning of road name in the Gazette, in a newspaper circulating within the council area and on a website determined by the chief executive	Chief Executive Officer
council	section 220(1)	Adopt a numbering system for buildings and allotments adjoining the road	Chief Executive Officer
council	section 220(1a)	Assign a number to all buildings and allotments adjoining a public road	Chief Executive Officer

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 220(2)	Alter or substitute a new numbering system	Chief Executive Officer
council	section 220(3)	Give public notice of the adoption, alteration or substitution of a numbering system for a particular road	Chief Executive Officer
council	section 220(4)	Notify the Valuer-General of a decision to adopt, alter or substitute of a numbering system	Chief Executive Officer
council	section 220(6)	Request the owner of land to ensure that the appropriate number for the owner's building or allotment is displayed in a form directed or approved by the council	Chief Executive Officer
council	section 221(1)	Grant an authorisation to alter a public road	Chief Executive Officer
council	section 222(1)	Grant a permit authorising the use of a public road for business purposes	Chief Executive Officer
council	section 222(1a)	Grant a permit authorising the use of a public road by a mobile food vending business	Chief Executive Officer
council	section 223(1)	Follow the relevant steps in the council's public consultation policy	Chief Executive Officer
council	section 223(2)	Give written notice of the proposal to agencies prescribe by regulation	Chief Executive Officer
council	section 224(1)	Attach conditions to an authorisation or permit	Chief Executive Officer
council	section 225(1)(a)	Cancel a permit for the purpose of a mobile food vending business	Chief Executive Officer
council	section 225(1)(b)	Cancel an authorisation or permit	Chief Executive Officer
council	section 225(2)(a)	Give the holder of an authorisation or permit written notice of the proposed cancellation of the authorisation or permit	Chief Executive Officer
council	section 225(2)(b)	Consider any representation by the holder of an authorisation or permit	Chief Executive Officer
council	section 225(3)	Determine a shorter period than one month for a response from the holder of an authorisation or permit	Chief Executive Officer
council	section 225A(1)	Prepare and adopt location rules in respect of mobile food vending businesses	Chief Executive Officer
council	section 225A(4)	Amend location rules in respect of mobile food vending businesses	Chief Executive Officer
council	section 225A(5)(a)	Consider amending location rules in respect of mobile food vending businesses in accordance with a	Chief Executive Officer

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
		recommendation of the Small Business Commissioner	
council	section 225A(5)(b)	Provide written reasons to the Small Business Commissioner for resolving not to amend the location rules in accordance with the Commissioner's recommendation	Chief Executive Officer
council	section 225A(8)	Comply with a direction of the Small Business Commissioner to amend the location rules for mobile food vending businesses	Chief Executive Officer
council	section 231(1)	Keep a register of public roads in the council area	Chief Executive Officer
council	section 231(3)	Provide the register of public roads for inspections and the principal office of the council	Chief Executive Officer
council	section 231(4)	Provide for purchase an extract from the register of public roads	Chief Executive Officer
council	section 232	Plant vegetation on a road	Chief Executive Officer
council	section 232	Authorise the planting of vegetation on a road	Chief Executive Officer
council	section 233(2)	Take action to recover damages from a person who without the council's permission intentionally or negligently damages a road of structure belonging to the councils associated with a road	Chief Executive Officer
council	section 234(1)	Remove and dispose of any structure, object or substance from a road	Chief Executive Officer
council	section 234(2)	Recover the cost of acting under section 234(1) from the person who erected, placed or deposited the structure, object or substance on the road	Chief Executive Officer
council	section 234(3)	Clear a road of wreckage, objects or material on the road as a result of a vehicle accident	Chief Executive Officer
council	section 234(3)	Recover the cost of clearing the road from a driver of a vehicle involved in the accident	Chief Executive Officer
council	section 234A(5)	Erect barricades or other traffic control devices as necessary to give effect to a resolution to exclude vehicles from a road or public place	Chief Executive Officer
council	section 234A(6)	Publish a copy of a resolution under section 234A(1) or 234A(2) of the Local Government Act	Chief Executive Officer
council	section 236(2)	Apply to the court for an order that a person convicted of the offence under section 236(1) of the Local Government Act pay any costs incurred by the council in removing or disposing of the abandoned vehicle	Chief Executive Officer

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 237(4)(a)	Notify the owner of a vehicle of the removal of the vehicle by written notice	Chief Executive Officer
council	section 237(4)(b)	Notify the owner of a vehicle of the removal of the vehicle by public notice published in a newspaper circulating generally within the State	Chief Executive Officer
council	section 237(5)	Sell a vehicle by public auction or public tender	Chief Executive Officer
council	section 237(6)	Dispose of a vehicle	Chief Executive Officer
council	section 237(7)	Apply the proceeds of the sale of a vehicle as prescribed in section 237(7) of the Local Government Act	Chief Executive Officer
council	section 238(3)	Erect a notice regarding access to or use of a particular piece of land under a council by-law in a prominent place or in the immediate vicinity of the land	Chief Executive Officer
council	section 242(3)	Notify an applicant in writing of a decision or presumptive decision on an application which is subject to section 242 of the Local Government Act	Chief Executive Officer
council	section 242(4)	Fix a date as the 'relevant date' for the purposes of section 242 of the Local Government Act	Chief Executive Officer
council	section 243(1)	Apply to the Registrar-General for the issue of a certificate of title for land which has vested in fee simple in the council under the Local Government Act	Chief Executive Officer
council	section 245(2)	Take reasonable action to respond to a request by the owner or occupier of property adjacent to a road to avert a risk of damage from a tree	Chief Executive Officer
council	section 245A(1)	Require a person to enter into an agreement with the council in regard to work under an approval under the <i>Planning, Development and Infrastructure Act 2016</i> which could cause damage to any local government land (including a road) within the vicinity of the site of the development	Chief Executive Officer
council	section 245A(3)	Participate in the hearing of an appeal by a person against the requirements to enter and agreement of the terms or conditions of the agreement	Chief Executive Officer
council	section 246(4a)	Publish a notice of a determination under section 246(3)(b) in the Gazette and a newspaper circulating generally in the council area	Chief Executive Officer
council	section 246(5)(b)	Fix an expiation fee for alleged offences against the by-laws	Not delegated
council	section 249(1)(a)	Make copies of a proposed by-law (and any code, standard or other document proposed to be applied or incorporated by the by-law) available for public	Chief Executive Officer

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
		inspection at the principal offices of the council and on the internet	
council	section 249(1)(b)	Publish a notice in a newspaper circulating in the council area informing the public of the availability of the by-laws and the terms of the by-law, or describing the by-laws nature and effect	Chief Executive Officer
council	section 249(2)	Consider submissions made on a proposed by-law	Chief Executive Officer
council	section 249(4)	Obtain a certificate signed by a legal practitioner	Chief Executive Officer
council	section 249(5)	Publish a by-law in the Gazette	Chief Executive Officer
council	section 249(7)	Publish a notice of making a by-law	Chief Executive Officer
council	section 250(5)	Publish a resolution adopting a model by-law in the Gazette	Chief Executive Officer
council	section 250(7)	Publish a resolution adopting a model by-law in a newspaper circulating in the council area	Chief Executive Officer
council	section 252(1)	Maintain a register of the by-laws made or adopted by the council	Chief Executive Officer
council	section 252(3)	Provide the register of by-laws for inspection at the principal office of the council	Chief Executive Officer
council	section 252(4)	Provide for purchase an extract of the register of by-laws	Chief Executive Officer
council	section 252(5)	Provide for purchase a certified copy of a by-law	Chief Executive Officer
council	section 254(1)	Order a person to do or refrain from doing a thing prescribed in section 254(1) of the Local Government Act	Chief Executive Officer
council	section 255(1)	Provide a notice in writing prior to making an order under section 254(1) of the Local Government Act	Chief Executive Officer
council	section 255(2)	Serve a copy of a notice under section 255(1) of the Local Government Act on the owner of the land	Chief Executive Officer
council	section 255(3)	Consider any representations made in response to a notice under section 255(1) of the Local Government Act	Chief Executive Officer
council	section 255(3)(a)	Order a person to do or refrain from doing a thing prescribed in section 254(1) of the Local Government Act	Chief Executive Officer

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 255(3)(b)	Order a person to do or refrain from doing a thing prescribed in section 254(1) of the Local Government Act	Chief Executive Officer
council	section 255(3)(c)	Determine not to proceed to make an order to do or refrain from doing a thing prescribed in section 254(1) of the Local Government Act	Chief Executive Officer
council	section 255(7)	Serve an order to do or refrain from doing a thing prescribed in section 254(1) of the Local Government Act	Chief Executive Officer
council	section 255(8)	Serve a copy of a notice under section 255(1) of the Local Government Act on the owner of the land	Chief Executive Officer
council	section 255(11)	Vary an order	Chief Executive Officer
council	section 255(12)	Make an order	Chief Executive Officer
council	section 256(3)	Participate in a review of an order by the South Australian Civil and administrative Tribunal	Chief Executive Officer
council	section 257(1)	Take action required by an order made under section 255 of the Local Government Act	Chief Executive Officer
council	section 257(2)	Authorise a person to take action under section 257(1) of the Local Government Act	Chief Executive Officer
council	section 257(3)	Recover the costs of taking action under section 257(1) of the Local Government Act	Chief Executive Officer
council	section 257(5)	Provide notice fixing a period in which a person must pay an amount recoverable by the council under section 257 of the Local Government Act	Chief Executive Officer
council	section 257(5)(b)	Impose a charge over land for an unpaid amount recoverable by the council under section 257 of the Local Government Act	Chief Executive Officer
council	section 259(1)	Prepare and adopt policies concerning the operation of Part2, Chapter 12 of the Local Government Act	Chief Executive Officer
council	section 259(2)(a)	Prepare a draft policy	Chief Executive Officer
council	section 259(2)(b)	Give notice in a newspaper circulating in the council area of the place or places where copies of the draft policy are available for inspection and purchase and invite written submissions	Chief Executive Officer
council	section 259(3)	Consider submissions	Chief Executive Officer
council	section 259(4)	Amend a policy	Chief Executive

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
			Officer
council	section 259(5)	Take steps in section 259(2) and 259(3) prior to amending a policy	Chief Executive Officer
council	section 259(6)	Provide for inspection a copy of a policy	Chief Executive Officer
council	section 259(7)	Provide for purchase a copy of a policy	Chief Executive Officer
council	section 260(1)	Appoint an authorised person	Chief Executive Officer – Not to be sub delegated
council	section 260(2)	Impose conditions or limitations on the appointment of an authorised person	Chief Executive Officer – Not to be sub delegated
council	section 260(3)	Issue an identity card to an authorised person	Chief Executive Officer
council	section 260(5)	Revoke the appointment of an authorised person	Chief Executive Officer – Not to be sub delegated
council	section 270(a1)	Develop and maintain policies, practices and procedures for dealing with requests for the provision of services by the council or complaints about the activities of the council, employees of the council or person acting on behalf of the council	Chief Executive Officer
council	section 270(1)	Establish procedures for the review of decisions	Chief Executive Officer
council	section 270(4)	Refuse an application for the review of a decision	Chief Executive Officer
council	section 270(5)	Provide for inspection copies of policies, practices and procedures applying under section 270 of the Local Government Act at the principal office of the council	Chief Executive Officer
council	section 270(6)	Amend policies, practices and procedures applying under section 270 of the Local Government Act	Chief Executive Officer
council	section 270(8)	Initiate and consider a report for the purpose of section 270(8) of the Local Government Act	Chief Executive Officer
council	section 271(1)	Make provision in a procedure under section 270 of the Local Government Act for disputes between a person and the council to be dealt with under a scheme involving mediation, conciliation or neutral evaluation	Chief Executive Officer

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 271(2)	Constitute panels of mediators, conciliators and evaluators	Chief Executive Officer
council	section 271(7)	Pay costs of mediation, conciliation and evaluation	Chief Executive Officer
council	section 271A(1)	Provide requested information to the Minister	Chief Executive Officer
council	section 271B(1)(a)	Obtain an independent assessment of the council's probity or compliance with any requirements placed on the council under legislation	Chief Executive Officer
council	section 271B(1)(b)	Take specified action to meet standards in the conduct or administration of the affairs of the council identified by the Minister	Chief Executive Officer
council	section 272(3)	Provide an explanation and make submissions to the Minister	Chief Executive Officer
council	section 272(5)	Make submissions to the Minister in relation to the subject matter of an interim report	Chief Executive Officer
council	section 273(3)	Make submissions to the Minister in relation to a report under section 273(1) of the Local Government Act	Chief Executive Officer
council	section 275(2)	Make submissions to the Minister in relation to a report under section 274 of the Local Government Act	Chief Executive Officer
council	section 276(2)(a)	Bring proceedings under section 276(1) of the Local Government Act	To remain with Council
council	section 276(5)(b)	Take necessary steps for and hold a ballot or poll in accordance with an order of the District Court	Not delegated
council	section 276(5)(f)	Product or deliver books, voting-paper or documents in accordance with an order of the District Court	Not delegated
council	section 279(1)	Serve a document	Chief Executive Officer
council	section 281(1)	Notify a lessee or licensee of land to pay the council rent or other consideration payable under the lease or licence in satisfaction of the landowner's liability to the council	Chief Executive Officer
council	section 281(2)(b)	Notify the owner of land of the imposition of a requirements under section 281(1) of the Local Government Act	Chief Executive Officer
council	section 282(1)	Approve an occupier of land undertaking work	Chief Executive Officer
council	section 294(1a)	Provide notice to an owner or occupier of land	Chief Executive Officer

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 294(3)(a)	Pay rent to the owner of occupier of land as determined by agreement or the Supreme Court	Chief Executive Officer
council	section 294(3)(b)	Pay to the owner of occupier of land reasonable compensation for damage to any crops on land	Chief Executive Officer
council	section 294(3)(c)(i)	Remedy damage to land caused by the council	Chief Executive Officer
council	section 294(3)(c)(ii)	Pay compensation for any other loss or damage caused by the council	Chief Executive Officer
council	section 294(5)	Erect a fence	Chief Executive Officer
council	section 294(5)	Comply with the relevant requirements of the <i>Mining Act 1971</i>	Chief Executive Officer
council	section 296(1)	Recover the cost or a portion of the costs of works as a debt	Chief Executive Officer
council	section 296(3)	Give notice of a valuation to the owner of land	Chief Executive Officer
council	section 296(5)	Participate in an objection or review to a valuation	Chief Executive Officer
council	section 297	Sell or dispose of rubbish collected by the council	Chief Executive Officer
council	section 298(1)	Order action in response to flooding or imminent flooding	Chief Executive Officer
council	section 300(1)	Pay the cost of advertising	Chief Executive Officer
council	clause 13(c), Schedule 1A	Enter an arrangement with the Stormwater Management Authority to make use of council staff, equipment or facilities	Chief Executive Officer
council	clause 17(1), Schedule 1A	Prepare a stormwater management plan	Chief Executive Officer
council	clause 18(1), Schedule 1A	Prepare a stormwater management plan or revise an existing stormwater management plan	Chief Executive Officer
council	clause 18(2), Schedule 1A	Provide a stormwater management plan to the Stormwater Management Authority for approval	Chief Executive Officer
council	clause 19(3), Schedule 1A	Take action required by the Stormwater Management Authority as a condition of approving a stormwater management plan	Chief Executive Officer
council	clause 20(1), Schedule 1A	Comply with an order issued by the Stormwater Management Authority under clause 20(1), Schedule 1A of the Local Government Act	Chief Executive Officer

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
council	clause 20(5), Schedule 1A	Make submissions to the Stormwater Management Authority	Chief Executive Officer
council	clause 20(6), Schedule 1A	Enter into an agreement with the Stormwater Management Authority for the repayment of costs and expenses of the authority by the council	Chief Executive Officer
council	clause 24(1), Schedule 1A	<p>Take action consistent with the provisions of an approved stormwater management plan or a condition imposed on approval of a stormwater management plan or action required by an order under clause 20(a), schedule 1B of the Local Government Act by:</p> <ul style="list-style-type: none"> (a) entering and occupying any land; (b) constructing, maintaining or removing any infrastructure; (c) excavating any land; (d) inspecting, examining or surveying any land and for that purpose: <ul style="list-style-type: none"> (i) fixing posts, stakes or other markers on the land; (ii) digging trenches or sink test holes in the land to determine the nature of the top soil and underlying strata; and (iii) removing samples for analysis; and (e) altering water table levels, stopping or reducing the flow of water in a watercourse, diverting water flowing in a watercourse to another watercourse or to a lake or controlling the flow of water in any other manner; (f) holding water in a watercourse or lake or by any other means; (g) diverting water to an underground aquifer, disposing of water to a lake, underground aquifer or the sea, or dealing with water in any other manner; (h) deepening, widening or changing the course of a watercourse, deepening or widening a lake or taking action to remove any obstruction to the flow of water; (i) undertaking any other form of work (including work undertaken for the purposes of stormwater management or flood mitigation); (j) undertaking any testing, monitoring or evaluation; and (k) undertaking any other activity of a prescribed kind. 	Chief Executive Officer
council	clause 24(2)(a), Schedule 1A	Enter into an agreement with the owner of private land	Chief Executive Officer

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	clause 24(2)(b), Schedule 1A	Acquire an easement or other appropriate interest over land by agreement with the owner or in accordance with the <i>Land Acquisition Act 1969</i> and any other applicable laws	Chief Executive Officer
council	clause 24(3), Schedule 1A	Acquire land by agreement for the purposes of constructing any infrastructure or performing any work	Chief Executive Officer
council	clause 25(2), Schedule 1A	Provide notice to the occupier of land of an intention to enter, or to enter and occupy, land in accordance with clause 24	Chief Executive Officer
council	clause 25(3)(b), Schedule 1A	Provide notice to the occupier of land of an intention to enter, or to enter and occupy, land in accordance with clause 24	Chief Executive Officer
public authority	clause 26(3), Schedule 1A	Make submissions to the Minister regarding the vesting of the care, control and management of infrastructure or land in the council	Chief Executive Officer
public authority	clause 26(4), Schedule 1A	Maintain and repair infrastructure and maintain land vested in the council	Chief Executive Officer
council	clause 2(1), Schedule 1B	Enter a building upgrade agreement	Chief Executive Officer – Not to be sub delegated
council	clause 2(4), Schedule 1B	Agree to other parties entering a building upgrade agreement	Chief Executive Officer – Not to be sub delegated
council	clause 4, Schedule 1B	Agree to vary or terminate a building upgrade agreement	Chief Executive Officer – Not to be sub delegated
council	clause 6(1), Schedule 1B	Declare a building upgrade charge	Chief Executive Officer – Not to be sub delegated
council	clause 6(2), Schedule 1B	Provide written notice of the declaration of a building upgrade charge	Chief Executive Officer – Not to be sub delegated
council	clause 6(4), Schedule 1B	Give notice of each payment of a building upgrade charge	Chief Executive Officer – Not to be sub delegated
council	clause 7(2), Schedule 1B	Deduct and retain any service fee and late payment fee	Chief Executive Officer

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	clause 7(3)(a), Schedule 1B	Hold money pending payment to the finance provider	Chief Executive Officer
council	clause 7(3)(b), Schedule 1B	Pay money to the finance provider	Chief Executive Officer
council	clause 9(1), Schedule 1B	Sell land if a building upgrade charge remains outstanding for more than 3 years	Chief Executive Officer
council	clause 9(2), Schedule 1B	Apply money received on the sale of land as prescribed by clause 9(2), schedule 1B of the Local Government Act	Chief Executive Officer
council	clause 9(3), Schedule 1B	Deal with unclaimed money in accordance with the <i>Unclaimed Moneys Act 1891</i>	Chief Executive Officer
council	clause 10(2)(a), Schedule 1B	Adjust a building upgrade charge	Chief Executive Officer
council	clause 10(2)(a), Schedule 1B	Give notice to the building owner of the adjustment of a building upgrade charge	Chief Executive Officer
council	clause 10(3)(d), Schedule 1B	Refund excess payments to the building owner	Chief Executive Officer
council	clause 11(1), Schedule 1B	Recover a building upgrade charge in accordance with a building upgrade agreement	Chief Executive Officer
council	clause 13(1), Schedule 1B	Keep a register of building upgrade agreements	Chief Executive Officer
council	clause 13(3), Schedule 1B	Provide the register of building upgrade agreements for inspection at the principal office of the council	Chief Executive Officer
council	clause 13(4), Schedule 1B	Provide an extract of the register of building upgrade agreements	Chief Executive Officer
council	clause 1(4), Schedule 2	Publish a copy of the charter of a subsidiary in the Gazette	Chief Executive Officer
council	clause 3(1), Schedule 2	Prepare a charter for a subsidiary	Chief Executive Officer
council	clause 3(4), Schedule 2	Review a charter for a subsidiary	Chief Executive Officer
council	clause 3(4)(a), Schedule 2	Furnish a copy of an amended charter for a subsidiary to the Minister	Chief Executive Officer
council	clause 3(4)(b), Schedule 2	Publish a copy of an amended charter for a subsidiary on a website determined by the chief executive officer	Chief Executive Officer
council	clause 3(4)(c), Schedule 2	Publish a notice in the Gazette of the fact of the amendment and website address at which the charter is available for inspection	Chief Executive Officer
council	clause 4(1),	Determine the membership of the board of	Not delegated

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
	Schedule 2	management of a subsidiary	
council	clause 4(2), Schedule 2	Appoint members of the board of management of a subsidiary	Not delegated
council	clause 4(6), Schedule 2	Appoint a deputy of a board member	Not delegated
council	clause 4(8), Schedule 2	Give directions in relation to an actual or potential conflict of duty and duty between offices held concurrently, or in relation to some other incompatibility between offices held concurrently	Not delegated
council	clause 5(9), Schedule 2	Act on advice of a board of management that the subsidiary owes a duty of confidence in regard to a matter	Not delegated
council	clause 5(12), Schedule 2	Direct the board of management as to procedures	Not delegated
council	clause 8(1), Schedule 2	Participate in consultation with a subsidiary on the preparation and adoption of the subsidiary's business plan	Not delegated
council	clause 8(4), Schedule 2	Participate in consultation with a subsidiary in an annual review of the subsidiary's business plan	Not delegated
council	clause 8(4), Schedule 2	Participate in consultation with a subsidiary on the amendment of the subsidiary's business plan	Not delegated
council	clause 9(2)(d), Schedule 2	Fix a date by which a subsidiary's budget must be adopted	Not delegated
council	clause 9(3), Schedule 2	Approve the amendment by a subsidiary of an adopted budget	Not delegated
council	clause 9(5), Schedule 2	Participate in consultation with a subsidiary on the subsidiary incurring spending before the adoption of its budget for the year	Not delegated
council	clause 10(1), Schedule 2	Give a direction to a subsidiary	Not delegated
council	clause 10(2), Schedule 2	Make a copy of a direction given to a subsidiary available at the principal office of the council	Not delegated
council	clause 11(1), Schedule 2	Request a subsidiary to furnish information or records in the possession or control of the subsidiary	Not delegated
council	clause 11(2), Schedule 2	Act on advice of a board of management that information or a record should be treated as confidential	Not delegated
council	clause 12(1), Schedule 2	Request a subsidiary to report on a matter to the council	Not delegated

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	clause 12(2), Schedule 2	Receive a report on the work and operations of the subsidiary	Chief Executive Officer
council	clause 12(4), Schedule 2	Incorporate a report made under clause 12(2), Schedule 2 into the annual report of the council	Chief Executive Officer
council	clause 13(3), Schedule 2	Determine or approve members of the audit committee of the subsidiary	Not delegated
council	clause 14(2), Schedule 2	Approve borrowing by a subsidiary	Not delegated
council	clause 16(1)(a), Schedule 2	Request the Minister wind up a subsidiary	Not delegated
council	clause 17(4), Schedule 2	Publish (in conjunction with the other constituent councils) a copy of the charter of a subsidiary in the Gazette	Chief Executive Officer
council	clause 19(1), Schedule 2	Prepare (in conjunction with the other constituent councils) a charter of a subsidiary	Not delegated
council	clause 19(4), Schedule 2	Review (in conjunction with the other constituent councils) a charter of a subsidiary	Not delegated
council	clause 19(5)(a), Schedule 2	Furnish (in conjunction with the other constituent councils) a copy of an amended charter of a subsidiary to the Minister	Chief Executive Officer
council	clause 19(5)(b), Schedule 2	Publish (in conjunction with the other constituent councils) a copy of the amended charter of a subsidiary on a website determined by the chief executive officer	Chief Executive Officer
council	clause 20(1), Schedule 2	Determine (in conjunction with the other constituent councils) the membership of the board of management of a subsidiary	Not delegated
council	clause 20(7), Schedule 2	Give directions in relation to an actual or potential conflict of duty and duty between offices held concurrently, or in relation to some other incompatibility	Not delegated
council	clause 21(8), Schedule 2	Authorise a person to attend a meeting of the board of management and have access to the papers provided to board members for the meeting	Chief Executive Officer
council	clause 21(8), Schedule 2	Authorise a person to attend a meeting of the board of management and have access to the papers provided to board members for the meeting	Chief Executive Officer
council	clause 21(9), Schedule 2	Act on advice of a board of management that a matter should be treated confidentially	Not delegated
council	clause 21(12), Schedule 2	Direct (in conjunction with the other constituent councils) procedures for the board of management	Not delegated

	Local Government Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	clause 24(1), Schedule 2	Participate (in conjunction with the other constituent councils) in consultation with the subsidiary in the preparation and adoption of a business plan	Chief Executive Officer
council	clause 24(1), Schedule 2	Participate (in conjunction with the other constituent councils) in consultation with the subsidiary in an annual review of the subsidiary's business plan	Chief Executive Officer
council	clause 24(1), Schedule 2	Participate (in conjunction with the other constituent councils) in consultation with the subsidiary on the amendment of the subsidiary's business plan	Chief Executive Officer
council	clause 25(2)(d), Schedule 2	Fix (in conjunction with the other constituent councils) a date before which a budget must be adopted by the subsidiary	Not delegated
council	clause 25(3), Schedule 2	Approve (in conjunction with the other constituent councils) the amendment of a budget adopted by the subsidiary	Not delegated
council	clause 25(5), Schedule 2	Participate (in conjunction with the other constituent councils) in consultation with the subsidiary on incurring spending prior to the adoption of a budget	Chief Executive Officer
council	clause 26, Schedule 2	Issue (in conjunction with the other constituent councils) a direction to the subsidiary	Not delegated
council	clause 27(1), Schedule 2	Request the subsidiary to furnish information or records in the possession or control of the subsidiary to the council	Not delegated
council	clause 27(2), Schedule 2	Act on advice of a board of management that information or a record should be treated as confidential	Not delegated
council	clause 28(1), Schedule 2	Fix (in conjunction with the other constituent councils) a date before which a subsidiary must furnish to the constituent councils report on the work and operations of the subsidiary	Not delegated
council	clause 28(1), Schedule 2	Incorporate a report under clause 28(1), Schedule 2 of the Local Government Act in the annual report of the council	Chief Executive Officer
council	clause 30(3), Schedule 2	Determine or approve (in conjunction with the other constituent councils) the members of the subsidiary's audit committee	Not delegated
council	clause 33(1), Schedule 2	Request (in conjunction with the other constituent councils) the Minister to wind up a regional subsidiary	Not delegated
council	clause 2(1), Schedule 6	Deliver a notice to the Registrar-General for the purpose of registering a charge over land	Chief Executive Officer
council	clause 3(1)(b),	Exercise the powers of a mortgagee given by the <i>Real Property Act 1886</i> under a mortgage in respect of which	Chief Executive

Local Government Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
	Schedule 6	default has been made in payment of money secured by the mortgage	Officer
council	clause 4(1), Schedule 6	Provide notice to the Registrar-General that the amount a charge relates to has been repaid and apply for the discharge of the charge	Chief Executive Officer
Local Government (Building Upgrade Agreements) Regulations 2017			
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 8(b)	Send a copy of a notice sent to building owner under clause 9(1) of Schedule 1B of the Local Government Act to any ratepayer in respect of the relevant land and any registered mortgagee of the land	Chief Executive Officer
council	regulation 8(c)(i)	Place a copy of a notice sent to building owner under clause 9(1) of Schedule 1B of the Local Government Act in a newspaper circulating throughout the State	Chief Executive Officer
council	regulation 8(c)(ii)	Leave a copy of a notice sent to building owner under clause 9(1) of Schedule 1B of the Local Government Act in a conspicuous place on the relevant land	Chief Executive Officer
council	regulation 8(e)	Set a reserve price for the sale of land by auction	Not delegated
council	regulation 8(f)	Advertise the auction in a newspaper circulating throughout the State	Chief Executive Officer
council	regulation 8(g)	Cancel an auction	Chief Executive Officer
council	regulation 8(h)	Sell land by private contract	Not delegated
Local Government (Financial Management) Regulations 2011			
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 9(1)	Prepare and consider the reports prescribed in regulation 9(1) of the Local Government (Financial Management) Regulations	Chief Executive Officer
council	regulation 10(1)	Prepare and consider the report prescribed in regulation 10(1) of the Local Government (Financial Management) Regulations	Chief Executive Officer
council	regulation 11(1)	Prepare and maintain all accounting records, accounts and financial statements in accordance with all relevant Australian Accounting Standards	Chief Executive Officer
council	regulation 12	Revalue all material non-current assets in accordance with the requirements of Australian Accounting	Chief Executive Officer

Local Government (Financial Management) Regulations 2011			
Capacity of council	Statutory provision	Power/function	Delegate
		Standards AASB 116	
council	regulation 22(2)	Engage the council's auditor to certify that a grant or subsidy received by the council has been acquitted in accordance with any conditions required by the provider of the grant or subsidy	Chief Executive Officer
Local Government (General) Regulations 2013			
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 25C(3)	Publish a copy of the council's location rules on the council's website	Chief Executive Officer
council	clause 2(1), Schedule 2A	Prepare and maintain a policy relating to complaints against employees	Chief Executive Officer
Local Government (Members Allowances and Benefits) Regulations 2010			
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 5(3)	Aggregate claims for reimbursement of expenses and pay the claim on a quarterly or monthly basis	Chief Executive Officer
Local Government (Procedures at Meetings) Regulations 2013			
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 6(3)	Review the operation of a code of practice under regulation 6 of the Local Government (Procedures at Meetings) Regulations	Chief Executive Officer
council	regulation 6(5)	Provide for inspection a code of practice under regulation 6 of the Local Government (Procedures at Meetings) Regulations	Chief Executive Officer
council	regulation 6(6)	Provide for purchase a copy of a code of practice under regulation 6 of the Local Government (Procedures at Meetings) Regulations	Chief Executive Officer
Local Government (Elections) Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 4(2)(d)	Fix a day for a poll	Not delegated
council	section 8(1)	Appoint a person or persons to the office or offices not filled by a supplementary election which has wholly or partially failed or been declared void	Not delegated

	Local Government (Elections) Act 1999		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 9(1)	Hold a poll	Not delegated
council	section 9(3)	Fix a day as polling day for a poll by notice in a newspaper circulating in the council area	Chief Executive Officer
council	section 9(4)	Fix a day as the day on which the voters roll for the purposes of the poll closes	Chief Executive Officer
council	section 10(3)	Nominate a person as a deputy returning officer of the council area	Chief Executive Officer
council	section 10(9)	Participate in consultation with the Electoral Commissioner regarding the proposed removal of a deputy returning officer nominated by the council	Chief Executive Officer
council	section 12(b)	Provide information, education and publicity designed to promote public participation in the electoral processes for its area, to inform potential voters about the candidates who are standing for election in its area, and to advise its local community about the outcome of elections and polls conducted in its area	Chief Executive Officer
council	section 13A(2)(a)	Inform potential electors in the council area of the requirements to be enrolled on the voters roll	Chief Executive Officer
council	section 13A(2)(b)	Arrange advertising informing potential electors in the council area of the requirements to be enrolled on the voters roll	Chief Executive Officer
council	section 15(14)	Provide copies of the voters roll for the council area for inspection at the principal office of the council	Chief Executive Officer
council	section 15(15)	Provide a copy of the voters roll in printed form to a nominated candidate for the election	Chief Executive Officer
council	section 55(1)	Participate in consultation with the returning officer regarding the use of a computer program to carry out steps involved in the recording, scrutiny or counting of votes in an election or poll	Chief Executive Officer
council	section 70(3)	Contest a petition to the Court by lodging a reply	Chief Executive Officer
council	section 75(1)(a)	Participate in proceedings as a party pursuant to an order of the Court	Chief Executive Officer
council	section 75(1)(b)	Apply to intervene in proceedings	Chief Executive Officer
council	section 75(3)	Intervene in proceedings in the manner and to the extent directed by the Court and on such other conditions as the court directs	Chief Executive Officer
council	section 76	Engage counsel to represent the council in proceedings	Chief Executive Officer

Local Government (Elections) Act 1999			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 77	Apply to the court to refer a question of law to the Court of Appeal	Chief Executive Officer
council	section 91A(1)	Prepare and adopt a caretaker policy	Not delegated
council	section 91A(3)	Apply in writing for an exemption from the prohibition against making a designated decision during an election period	Chief Executive Officer
Local Nuisance and Litter Control Act 2016			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 7(2)(a)	Take action to manage local nuisance and littering within the council area	Chief Executive Officer
council	section 7(2)(b)	Cooperate with any other person or body in the administration of the Act	Chief Executive Officer
council	section 7(2)(c)	Provide, or support the provision of, educational information within the council areas to help detect, prevent and manage local nuisance and littering	Chief Executive Officer
council	section 8	Include in the council's annual report details of the performance of the council during the year of functions conferred on it under the Act	Chief Executive Officer
council	section 12(3)	Appoint authorised officers	Chief Executive Officer
council	section 12(4)(a)	Determine conditions to apply to the appointment of authorised officers	Chief Executive Officer
council	section 12(6)	Revoke the appointment of an authorised officer	Chief Executive Officer
council	section 12(6)	Vary or revoke a condition applying to the appointment of an authorised officer or impose a further condition	Chief Executive Officer
council	section 13(2)	Issue an identity card to an authorised officer	Chief Executive Officer
council	section 15(a)	Agree in writing that an authorised officer appointed by another council may exercise powers under the Act in the council area	Chief Executive Officer
council	section 16(1)(a)	Hold a substance, material or thing seized under Division 3, Part 3 of the Act pending proceedings	Chief Executive Officer
council	section 16(1)(a)	Authorise the release of a substance, material or thing seized under Division 3, Part 3 of the Act	Chief Executive Officer
council	section 16(1)(d)	Receive a substance, material or thing forfeited pursuant to a court order	Chief Executive Officer

	Local Nuisance and Litter Control Act 2016		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 16(1)(e)(i)	Request the person entitled to recover a substance, material or thing to collect the substance, material or thing	Chief Executive Officer
council	section 16(1)(e)(ii)	Make reasonable attempts to locate the person entitled to recover a substance, material or thing to collect the substance, material or thing	Chief Executive Officer
council	section 16(1)(f)	Dispose of any substance, material or things forfeited to the council under section 16	Chief Executive Officer
council	section 19(1)	Declare a person to be exempt from the application of section 18	Chief Executive Officer
council	section 19(2)	Receive an application for an exemption under section 19	Chief Executive Officer
council	section 19(2)(b)	Specify any information the council requires to be provided with an application under section 19	Chief Executive Officer
council	section 19(4)	Determine conditions to apply to a declaration under section 19	Chief Executive Officer
council	section 19(5)	Vary or revoke a declaration under section 19	Chief Executive Officer
council	section 19(6)	Specify a date of expiry in a declaration under section 19	Chief Executive Officer
council	section 19(7)	Publish a declaration under section 19 or any variations to a declaration on a website determined by the council	Chief Executive Officer
council	section 22(3)(a)(i)	Provide a bin or other receptacle for litter of a particular kind	Chief Executive Officer
council	section 22(3)(a)(ii)	Approve or authorise the disposal of litter in a manner other than in a bin or receptacle provided by the council	Chief Executive Officer
council	section 25(1)	Receive a citizen's notification from a person who reasonably suspects another person has committed an offence under Division 2, Part 4 of the Act	Chief Executive Officer
council	section 26(3)	Issue a notice to the owner of a vehicle for an alleged offence	Chief Executive Officer
council	section 29	Notify the Environment Protection Authority of a belief that an offence committed under section 18 of section 22 has, or may have, resulted in material environmental harm or serious environmental harm	Chief Executive Officer
council	section 30(1)(a)	Issue a nuisance abatement notice	Chief Executive Officer
council	section 30(1)(b)	Issue a litter abatement notice	Chief Executive Officer

	Local Nuisance and Litter Control Act 2016		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 30(7)	Issue and serve a notice confirming an emergency notice	Chief Executive Officer
council	section 30(8)	Vary or revoke a notice issued under section 30	Chief Executive Officer
council	section 31(1)	Take action required by a nuisance abatement notice or a litter abatement notice if the requirements of the notice has not been fulfilled	Chief Executive Officer
council	section 31(2)	Authorise a person to take action on behalf of the council if the requirements of a nuisance abatement notice or a litter abatement notice have not been fulfilled	Chief Executive Officer
council	section 31(3)(a)	Issue an instrument of authority to a person other than an authorised officer taking action on behalf of the council under section 31(1)	Chief Executive Officer
council	section 31(5)	Recover the reasonable costs and expenses incurred in taking action under section 31	Chief Executive Officer
council	section 31(6)	Fix a period within which an amount under section 31(5) must be paid to the council	Chief Executive Officer
council	section 32(4)	Participate as a party to any proceedings under section 32	Chief Executive Officer
council	section 33(6)(a)	Make an application to the Environment, Resources and Development Court for an order under section 33(1)	Chief Executive Officer
council	section 33(8)(a)	Serve a copy of an application under section 33 on the Minister	Chief Executive Officer
council	section 33(9)(b)	Apply to the Environment, Resources and Development Court to join proceedings for an order under section 33(1) commenced by another person	Chief Executive Officer
council	section 33(14)	Apply to the Environment, Resources and Development Court for an interim order under section 33	Chief Executive Officer
council	section 33(19)	Apply to the Environment, Resources and Development Court to vary or revoke an order under section 33	Chief Executive Officer
council	section 34(1)	Agree with a person who the council is satisfied has contravened the Act a civil penalty in respect of the contravention	Chief Executive Officer
council	section 34(1)	Apply to the Environment, Resources and Development Court for an order for a civil penalty in respect of a contravention of the Act	Chief Executive Officer
council	section 34(3)(a)	Serve a notice on a person who the council is satisfied has contravened the Act advising the person that they may elect to be prosecuted for the contravention	Chief Executive Officer

Local Nuisance and Litter Control Act 2016			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 40	Require a person required by or under the Act to provide information to the council to verify the information by statutory declaration	Chief Executive Officer
council	section 40	Require a person required by or under the Act to provide information to the council to verify the information by statutory declaration	Chief Executive Officer
council	section 43(1)(d)	Commence proceedings for an offence against the Act	Chief Executive Officer
council	section 48(1)	Serve notice on a person who has contravened the Act requiring the person to pay the reasonable costs of the council taking prescribed action under the Act	Chief Executive Officer
council	section 48(3)(a)	Extend the time for payment of an amount payable under a notice under section 48(1)	Chief Executive Officer
council	section 48(3)(b)	Waive or reduce payment of an amount payable under a notice under section 48(1)	Chief Executive Officer
council	section 48(6)	Recover an amount payable under a notice under section 48(1) which is unpaid as a debt	Chief Executive Officer
council	section 50(4)	Execute a certificate regarding the appointment or non-appointment of a person as an authorised officer; a delegation or authority under the Act; a notice, requirement or direction of the council; any other decision of the council; receipt or non-receipt of a notification, report or information	Chief Executive Officer
council	section 50(5)	Execute a certificate detailing costs and expenses and the purpose for which they were incurred for the purposes of proceedings to recover the reasonable costs of the council	Chief Executive Officer
council	section 51(9)	Participate in consultation with the Minister in regard to proposed regulations	Chief Executive Officer
Local Nuisance and Litter Control Regulations 2017			
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 6(1)(a)(ii)(A)	Fix a lodgement period for an application under section 19(2) of the Act in relation to an activity that is to take place over a period not exceeding 24 hours	Chief Executive Officer
council	regulation 6(1)(a)(ii)(B)	Fix a lodgement period for an application under section 19(2) of the Act in relation to an activity that is to take place over a period of 24 hours or longer	Chief Executive Officer
council	regulation 6(1)(b)	Fix a fee for an application under section 19(2) of the Act	Chief Executive Officer

Local Nuisance and Litter Control Regulations 2017			
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 6(2)	Refuse to consider an application for the purposes of section 19(2) of the Local Nuisance and Litter Control Act	Chief Executive Officer
council	regulation 13(2)(a)	Give notice to the Registrar-General for the purposes of creating a charge on land	Chief Executive Officer
council	regulation 13(2)(g)	Give notice to the Registrar-General for the purposes of cancelling a charge on land	Chief Executive Officer
council	regulation 13(3)	Recover costs or expenses incurred by the council in relation to the creation or cancellation of a charge over land	Chief Executive Officer
council	regulation 15(1)	Allow a fee payment under the Local Nuisance and Litter Control Act or regulations to be paid in instalments	Chief Executive Officer
council	regulation 15(1)	Add a charge by way of interest or an administrative fee to the payment of a fee by instalments	Chief Executive Officer
council	regulation 16	Waive or refund a fee or other amount payable under the Local Nuisance and Litter Control Act or regulations	Chief Executive Officer
council	regulation 17	Recover a fee or other amount payable under the Local Nuisance and Litter Control Act or regulations	Chief Executive Officer
Magistrates Court Rules 1992			
Capacity of council	Statutory provision	Power/function	Delegate
public authority	rule 12	Lay an information	Chief Executive Officer
Mining Act 1971			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 9AA(1)	Enter into an agreement with a mining operator to waive the benefit of an exemption	Chief Executive Officer
council	section 9AA(1a)	Advise a tenement holder of the council's position in relation to a waiver of the benefit of an exemption and the conditions which may apply to such a waiver	Chief Executive Officer
council	section 9AA(4)	Give written notice to a mining operator rescinding an agreement to waive an exemption	Chief Executive Officer
council	section 9AA(7)	Participate in proceedings before the Environment, Resources and Development Court brought by a mining operator seeking an order waiving the benefit of an exemption	Chief Executive Officer

	<i>Mining Act 1971</i>		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 9AA(8a)	Apply for a court order under section 9AA(9) of the Mining Act	Not delegated
	<i>Mining Regulations 2020</i>		
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 74(3)(b)	Make submissions to the Director of Mines in regard to the draft objectives and criteria of a mine operations plan for a mine located in the council area	Chief Executive Officer
	<i>Ombudsman Act 1972</i>		
Capacity of council	Statutory provision	Power/function	Delegate
agency	section 19A(1)	Comply with a notice of the Ombudsman	Chief Executive Officer
agency	section 19A(5)	Advise the Ombudsman that the council's failure to comply with a notice is reasonable and justifiable	Chief Executive Officer
agency	section 28	Apply to the Supreme Court for a determination regarding the Ombudsman's jurisdiction	Chief Executive Officer
	<i>Private Parking Areas Act 1986</i>		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 9(1)	Enter into an agreement with the owner of a private parking area for council to enforce Part 3 of the Act with respect to the private parking area	Chief Executive Officer
	<i>Real Property Act 1886</i>		
Capacity of council	Statutory provision	Power/function	Delegate
holder of statutory encumbrance	section 223LDA(b)(i)	Issue a certificate certifying compliance with the requirements of the Act under which the encumbrance was entered to, or is in force, as to the variation or termination of the statutory encumbrance	Chief Executive Officer
holder of statutory encumbrance	section 223LH(1)(c)	Issue a certificate certifying the council's consent to the division of land	Chief Executive Officer
council	section 252	Provide the Registrar-General with a map or plan showing particulars of the new street or road vested in the council	Chief Executive Officer

	Roads (Opening and Closing) Act 1991		
Capacity of council	Statutory provision	Power/function	Delegate
relevant authority	section 4	Make a road process order	Chief Executive Officer
council	section 5	Commence a road process in relation to a road or a proposed road	Chief Executive Officer
council	section 9(1)	Cause to be prepared: (a) a preliminary plan of the land subject to the proposed road process in a form approved by the Surveyor-General; and (b) a statement in a form approved by the Surveyor-General containing the names and addresses of those persons affected who can be identified by reasonable inquiry and such information in relation to the land subject to the proposed road process as is required by the Surveyor-General	Chief Executive Officer
council	section 9(2)	Deposit a copy of the preliminary plan and statement at the Adelaide office of the Surveyor-General with the prescribed fee	Chief Executive Officer
relevant authority	section 10(1)(a)	Give public notice in accordance with the regulations of the proposed road process	Chief Executive Officer
relevant authority	section 10(1)(b)	Serve notice of the proposed road process on each person affected who can be identified by reasonable inquiry	Chief Executive Officer
relevant authority	section 10(2)	Deposit a copy of the notice at the Adelaide office of the Surveyor-General	Chief Executive Officer
council	section 11(a)(ii)	Lodge a caveat with the Registrar-General forbidding any dealing with the land without the consent of the council	Chief Executive Officer
council	section 11(b)(iii)	Lodge a copy of the notice of the proposed road opening at the General Registry Office	Chief Executive Officer
council	section 11(b)(iii)	Serve a notice on any person requiring the person to deliver up to the Registrar-General any instrument evidencing the person's interest in the land	Chief Executive Officer
council	section 12(1)	Make agreements for exchange or transfer in relation to land subject to a proposed road closure with the owners of land adjoining that land	Chief Executive Officer
council	section 12(3)(a)	Endeavour to secure an agreement for exchange with a person who owns adjoining land and land subject to a proposed road opening	Chief Executive Officer
council	section 12(3)(b)	Invite offers from the owners of land adjoining the land subject to the proposed road closure	Chief Executive Officer
relevant authority	section 13(3)	Receiving an objection or application in respect of a	Chief Executive

Roads (Opening and Closing) Act 1991			
Capacity of council	Statutory provision	Power/function	Delegate
		proposed road process	Officer
relevant authority	section 14(1)	Notify a person who has made an objection or application in relation to a proposed road process of the time and place at which the relevant authority will meet to consider all such objections and applications	Chief Executive Officer
relevant authority	section 15(1)	Determine whether or not to make a road process order	Chief Executive Officer
relevant authority	section 15(3)	Give notice of a decision that no road process order is to be made to the Surveyor-General, any person who made an objection or application in relation to the proposed road process pursuant to Division 1, Part 3 and, in the case of a proposed road opening, to any person who has an interest in land over which a road was proposed to be opened	Chief Executive Officer
relevant authority	section 17	Make one or more of the orders listed in section 17 as part of a road process order dealing with land the subject of a road closure	Chief Executive Officer
relevant authority	section 18(1)	Make an order as part of a road process order for the granting of an easement over land subject to the road closure	Chief Executive Officer
relevant authority	section 19(a)	Give notice of the making of a road process order to any person who made an objection or application in relation to the proposed road process pursuant to Division 1, Part 3	Chief Executive Officer
relevant authority	section 19(b)(i)	Give notice of the making of a road process order to any person who has an interest in land over which a road will be opened	Chief Executive Officer
relevant authority	section 19(b)(ii)	Give notice of the making of a road process order to any person who has an interest in land over which a road was proposed to be opened, but which does not form part of the land over which the road will be opened, advising of the discontinuance of the road process in respect of that land	Chief Executive Officer
relevant authority	section 19(c)	Deliver to the Adelaide Office of the Surveyor-General a copy of the minutes of all meetings held by the authority in relation to the proposed road process certified by the chief executive officer of the council	Chief Executive Officer
council	section 20(1)	Deposit at the Adelaide Office of the Surveyor-General prescribed documents after making a road process order and any fee prescribed by regulation	Chief Executive Officer
council	section 20(3)	Give notice of the lapsing of a road process to any person who made an objection of application in relation to the proposed road process pursuant to Division 1, Part 3 and any person who has an interest in the land	Chief Executive Officer

	Roads (Opening and Closing) Act 1991		
Capacity of council	Statutory provision	Power/function	Delegate
		over which the road was proposed to be opened	
relevant authority	section 22(1)	Request that the Surveyor-General amend a road process order to correct an error or deficiency prior to confirmation of the order by the Minister	Chief Executive Officer
relevant authority	section 22(1)	Participate in consultation with the Surveyor-General regarding the amendment of a road process order to correct an error or deficiency prior to confirmation of the order by the Minister	Chief Executive Officer
relevant authority	section 22(2)(a)	Receive notice of an amendment of a road process order from the Surveyor-General	Chief Executive Officer
relevant authority	section 22(2)(b)	Give notice of an amendment of a road process order to any person who was required to be given notice of the road process order under sections 19(a) or 19(b) and, if the road authority is not the council, the council	Chief Executive Officer
council	section 22(2)(b)	Receive notice from the relevant authority of an amendment of a road process order	Chief Executive Officer
council	section 24(2)(b)	Give notice of a decision by the Minister to decline to confirm a road process order to any person who made an objection of application in relation to the proposed road process pursuant to Division 1, Part 3 and any person who has an interest in the land over which the road was proposed to be opened	Chief Executive Officer
council	section 31(1)(a)	Serve notice of the road process order on each person who had an interest in the land immediately before it vested in the council by virtue of the road opening and append to the notice an offer in writing stating the total amount of compensation that the council proposes to pay to the person and dividing that amount so far as practicable into separate components	Chief Executive Officer
council	section 31(1)(b)	Assess and pay compensation in respect of a road opened over land not owned by the council as prescribed	Chief Executive Officer
council	section 32(3)	Assess and pay compensation in respect of a road opened over land not owned by the council as prescribed	Chief Executive Officer
council	section 33(1)	Acquire additional land adjoining or near the land to which the proposed road opening relates with the approval of the Minister	Chief Executive Officer
council	section 33(4)	Sell or otherwise deal with additional land acquired under section 33	Chief Executive Officer
council	section 33(4)	Apply the proceeds from the sale of additional land to defraying expenses incurred by the council in connection with the road opening	Chief Executive Officer

100

	<i>Roads (Opening and Closing) Act 1991</i>		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 33(5)	Comply with conditions imposed by the Minister on the manner in which additional land may be dealt with by the council	Chief Executive Officer
council	section 34(1)(b)	Receive a notice of a proposal to close a road from the Surveyor-General	Chief Executive Officer
council	section 34(2)	Make a representation to the Surveyor-General regarding the proposed road closure	Chief Executive Officer
council	section 34B(2)(a)(i)	Receive notice of a proposal to open or close a road in an environmental impact statement	Chief Executive Officer
council	section 34B(2)(c)	Make written submissions on the proposal to open or close a road	Chief Executive Officer
Adelaide City Council or council adjoining the City of Adelaide	section 34G(1)	Apply to the Minister to make a road wider, narrower, longer or shorter pursuant to section 6B of the Roads (Opening and Closing) Act	Chief Executive Officer
Adelaide City Council or council adjoining the City of Adelaide	section 34G(4)(a)	Give public notice of the proposal, in accordance with the regulations, if the Minister determines that the application under section 34G(1) should be considered	Chief Executive Officer
Adelaide City Council or council adjoining the City of Adelaide	section 34G(4)(b)	Give notice of the proposal to any State authority or council specified by the Minister	Chief Executive Officer
Adelaide City Council or council adjoining the City of Adelaide	section 34G(4)(c)	Give notice of the proposal to the Adelaide Park Lands Authority	Chief Executive Officer
Adelaide City Council or council adjoining the City of Adelaide	section 34G(6)	Forward to the Surveyor-General any representation in relation to the proposal made to the council within the period under section 34G(5) and any response that the council wishes to make in relation to those representations	Chief Executive Officer
Adelaide City Council or council adjoining the City of Adelaide	section 34G(9)	Consult with the Surveyor-General regarding survey plans and other documents to be prepared as required by the Registrar-General	Chief Executive Officer
Adelaide City Council or council adjoining the City of Adelaide	section 34G(9)	Submit survey plans and other documents as required by the Registrar-General to the Minister	Chief Executive Officer
Adelaide City Council or council adjoining the City of Adelaide	section 34G(14)	Provide any documentation required by the Registrar-General to the Registrar-General	Chief Executive Officer

Roads (Opening and Closing) Act 1991			
Capacity of council	Statutory provision	Power/function	Delegate
of Adelaide			
relevant authority	section 35(2)	Reserve any question of law for the consideration of the Supreme Court, prior to making any road process order	Chief Executive Officer
council	section 36(2)(a)	Repay any amount paid to the council in pursuance of an agreement for exchange or transfer which is avoided by virtue of the operation of section 12(4)	Chief Executive Officer
council	section 39	Fence along its boundaries a road as altered or diverted by the council with a substantial fence of the same nature as the fence previously in the boundary of the road and abutting the land	Chief Executive Officer
Road Traffic Act 1961			
Capacity of council	Statutory provision	Power/function	Delegate
road authority	section 17(1)	Install, maintain, alter or operate, or cause to be installed, maintained, altered or operated, a traffic control device on, above or near a road	Chief Executive Officer
road authority	section 17(2)	Remove a traffic control device or cause a traffic control device to be removed	Chief Executive Officer
road authority	section 17(3)	Install, display, alter, operate or remove traffic control device: (a) in relation to an area where persons are engaged in work or an area affected by works in progress; (b) in relation to a part of a road temporarily closed to traffic under this or any other Act; or (c) for any temporary purposes.	Chief Executive Officer
road authority	section 17(5)	Apply to the Minister for approval to take action under section 17 of the Road Traffic Act	Chief Executive Officer
road authority	section 18(5)	Comply with a direction of the Minister to install, maintain, alter, operate or remove a traffic control device on, above or near a road	Chief Executive Officer
council	section 18(6)	Carry out a direction with which a road authority has failed to comply at the direction of the Minister	Chief Executive Officer
council	section 18(7)	Recover as a debt from a defaulting road authority any expenses incurred in carrying out a direction under section 18(6)	Chief Executive Officer
council	section 19(6)	Maintain a traffic control device for which the council is liable to bear the costs in good order	Chief Executive Officer
road authority	section 19A(3)	Recover any amount due under a requirement under section 19A as a debt	Chief Executive Officer

	Road Traffic Act 1961		
Capacity of council	Statutory provision	Power/function	Delegate
public authority	section 20(3)	Place speed limit signs on road	Chief Executive Officer
public authority	section 20(4)(b)	Place speed limit signs on road	Chief Executive Officer
public authority	section 20(5)	Close road pursuant to a permit	Chief Executive Officer
public authority	section 20(6)	Apply to the Minister for a road works permit	Chief Executive Officer
public authority	section 20(9)	Apply to the Minister for an extension of time	Chief Executive Officer
public authority	section 20(13)	Engagement of a contractor to undertake works on behalf of the public authority	Chief Executive Officer
public authority	section 20A(1)	Appeal a decision of the Minister under section 17 or section 20 to the District Court	Chief Executive Officer
public authority	section 20A(2)	Request the Minister to provide reasons in writing for a decision under section 17 or section 20	Chief Executive Officer
road authority	section 21(2)	Certify that there was not proper authority for the installation or display of a specified sign, signal, marking, structure or other device or thing as a traffic control device on, above or near a specified part of a road	Chief Executive Officer
road authority	section 21(3)	Comply with conditions of approval under section 17 or a permit under section 20	Chief Executive Officer
road authority	section 31(2)	Remove any false traffic control device or any device, structure or thing that might constitute a hazard to traffic.	Chief Executive Officer
public authority	section 32(1)	Cause a notice of a proposal to close a road or part of a road to all vehicles or vehicles of a specified class or to cause a road as a through road for motor vehicles to be: (a) published both in a newspaper circulating generally in the State and a newspaper circulating within the area of the council; (b) to be given by post to each ratepayer of land immediately abutting the road, or portion of road, the subject of the proposal; (c) if the road is a prescribed road, to be given to each affected council; and (e) if the road is a highway, or runs into or intersects with a highway, to be given to the Commissioner of Highways.	Chief Executive Officer
public authority	section 32(2)	Consider written submissions made	Chief Executive

	Road Traffic Act 1961		
Capacity of council	Statutory provision	Power/function	Delegate
			Officer
public authority	section 32(6)	Cause a notice of a decision to close a road or part of a road to all vehicles or vehicles of a specified class or to cause a road as a through road for motor vehicles to be: <ul style="list-style-type: none"> (a) published both in a newspaper circulating generally in the State and a newspaper circulating within the area of the council; (b) to be given by post to each ratepayer of land immediately abutting the road, or portion of road, the subject of the proposal; (c) if the road is a prescribed road, to be given to each affected council; and (e) if the road is a highway, or runs into or intersects with a highway, to be given to the Commissioner of Highways. 	Chief Executive Officer
council	section 33(2)	Consent to the closure of a road for an event	Chief Executive Officer
council	section 40P(3)	Offer a vehicle for sale by public auction	Chief Executive Officer
council	section 40P(4)	Dispose of a vehicle as the council thinks fit	Chief Executive Officer
council	section 40P(6)	Make reasonable inquiries to locate the owner of a vehicle	Chief Executive Officer
council	section 86(a)	Determine that a ticket must be obtained for parking in a length of road or area without the payment of a fee	Chief Executive Officer
council	section 86(a)	Vary or revoke a determination under section 86(a)	Chief Executive Officer
road authority	section 163ZC(2)	Apply for a compensation order	Chief Executive Officer
road authority	section 163ZD(2)(c)	Certify that the road authority maintains a road	Chief Executive Officer
road authority	section 163ZD(2)(c)	Certify other matters including: <ul style="list-style-type: none"> (a) estimating the monetary value of all or any part of the road infrastructure or of the damage to it; (b) estimating the cost of remedying the damage; or (c) estimating the extent of the offender's contribution to the damage 	Chief Executive Officer
road authority	section 163ZE(1)	Serve a certificate referred to in section 163ZD on the defendant	Chief Executive Officer
road authority	section 163ZH(1)(b)	Repay payments under an order to the extent that the order is void	Chief Executive Officer

Road Traffic Act 1961			
Capacity of council	Statutory provision	Power/function	Delegate
council	section 174A(4)	Issue notice inviting the owner of a vehicle issued with an expiation notice or expiation reminder notice under the <i>Expiation of Offences Act 1996</i> to provide a statutory declaration setting out the name and address of the driver or the details of the transfer of the vehicle	Chief Executive Officer
council	section 174C(1)	Exempt a person or a person of a specified class or any vehicle or any vehicle of a specified class from compliance within the council areas with a prescribed provision of the Road Traffic Act	Chief Executive Officer
council	section 174C(2)	Specify conditions to apply to the granting of an exemption under section 174C(1)	Chief Executive Officer
Road Traffic (Miscellaneous) Regulations 2014			
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 6(2)	Participate in consultation with respect to an event management plan	Chief Executive Officer
council	regulation 7(1)(b)	Participate in consultation with respect to an order to close a road	Chief Executive Officer
council	regulation 8	Provide information supplied by the Minister for the inspection of the public at the office of the council until the event causing a road closure has occurred	Chief Executive Officer
council	regulation 66(1)	Designate an area for parking	Chief Executive Officer
Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014			
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 17(2)	Determine for the purposes of rule 185 of the Australian Road Rules: (a) the class of permits required for vehicles to stop in the permit zone; (b) the persons entitled to such permits; (c) any fees to be paid for such permits; (d) the conditions to which the permits will be subject (which may include conditions as to the period for which such permits remain in force and conditions as to the display of permits in vehicles)	To remain with Council
council	regulation 17(2)	Vary a determination under regulation 17(2)	To remain with Council

council	regulation 17(3)	Issue for the purposes of rule 185 of the Australian Road Rules permits in respect of the permit zone to persons entitled to them	Chief Executive Officer
council	regulation 17(3)	Determine conditions to apply to permits issued under regulation 17(3)	Not delegated
council	regulation 22(2)	Determine for the purpose of rule 207(2) of the Australian Road Rules the fees payable for parking in the length of a road or area by operation of a parking ticket-vending machines or parking meter installed or to be installed in or near the length of road or area	Not delegated
council	regulation 22(2)	Vary a fee determined under regulation 22(2)	Not delegated
Safe Drinking Water Act 2011			
Capacity of council	Statutory provision	Power/function	Delegate
drinking water provider	section 7(1)	Notify the Minister if the council ceases to be engaged in the supply of drinking water	Chief Executive Officer
drinking water provider	section 8(3)	Apply to the Minister for a variation in a condition on the council's registration as a drinking water provider	Chief Executive Officer
drinking water provider	section 8(5)	Comply with a condition on the council's registration as a drinking water provider	Chief Executive Officer
drinking water provider	section 9(3)	Receive notice from the Minister proposing the suspension of the council's registration as a drinking water provider	Chief Executive Officer
drinking water provider	section 9(5)	Lodge a written objection with the Minister regarding a proposed suspension of the council's registration as a drinking water provider	Chief Executive Officer
drinking water provider	section 9(6)	Make submissions to the Minister regarding a proposed suspension of the council's registration as a drinking water provider	Chief Executive Officer
drinking water provider	section 9(10)	Apply to the Minister for the cancellation of a suspension to the council's registration as a drinking water provider	Chief Executive Officer
drinking water provider	section 10(1)	Seek a review by the South Australian Civil and Administrative Tribunal under section 34 of the <i>South Australian Civil and Administrative Tribunal Act 2013</i> of: <ul style="list-style-type: none"> a condition imposed by the Minister in relation to a registration under Part 2 of the Act; a variation of a condition of registration made by the Minister on the Minister's own initiative; a decision of the Minister to refuse to grant an application to vary a condition of registration; a decision of the Minister to suspend a registration under Part 2. 	Chief Executive Officer

	<i>Safe Drinking Water Act 2011</i>		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 11(3)	Receive a notice of registration of a drinking water provider from the Minister	Chief Executive Officer
drinking water provider	section 12(1)(a)	Prepare a risk management plan in relation to the supply of drinking water	Chief Executive Officer
drinking water provider	section 12(1)(b)	Keep the risk management plan in relation to the supply of drinking water under continuous review	Chief Executive Officer
drinking water provider	section 12(1)(c)	Revise the risk management plan	Chief Executive Officer
drinking water provider	section 12(3)	Adopt a standard risk management plan published for the purposes of section 12	Chief Executive Officer
drinking water provider	section 14(2)	Furnish a copy of its monitoring program and incident identification and notification protocol to the Minister	Chief Executive Officer
drinking water provider	section 14(3)(b)	Participate in consultation with the Minister in regard to proposed alterations to the program or protocol	Chief Executive Officer
drinking water provider	section 14(4)	Seek a review by the South Australian Civil and Administrative Tribunal under section 34 of the <i>South Australian Civil and Administrative Tribunal Act 2013</i> of proposed alterations to the program or protocol	Chief Executive Officer
drinking water provider	section 14(7)	Implement the council's risk management plan	Chief Executive Officer
drinking water provider	section 20(4)	Ensure that an audit or inspection is carried out by an approved auditor or approved inspector in accordance with a determination of the Chief Executive of the State government department administering the Act	Chief Executive Officer
drinking water provider	section 22(6)	Receive a copy of a report provided to the Chief Executive of the State government department administering the Act under section 20(1) or 20(4)	Chief Executive Officer
drinking water provider	section 23(1)	Comply with a reasonable request or requirement of an auditor or inspector in or in connection with an audit or inspection under Division 2, Part 4	Chief Executive Officer
drinking water provider	section 25(1)	Ensure drinking water supplied by the council is collected and tested in accordance with prescribed requirements	Chief Executive Officer
drinking water provider	section 27(1)	Make available to the public the results of any monitoring program that the drinking water provider conducts on drinking water for the purpose of the council's risk management plan	Chief Executive Officer
enforcement agency	section 34(1)	Appoint a person with appropriate qualification or experience to be an authorised officer	Chief Executive Officer
enforcement agency	section 34(2)	Prepare and maintain a list of authorised officers	Chief Executive Officer

	<i>Safe Drinking Water Act 2011</i>		
Capacity of council	Statutory provision	Power/function	Delegate
enforcement agency	section 35(1)	Provide each authorised officer with a certificate of authority	Chief Executive Officer
enforcement agency	section 35(2)	Determine limits on the powers of an authorised officer	Chief Executive Officer
enforcement agency	section 35(4)	Receive a surrendered certificate of authority	Chief Executive Officer
enforcement agency	section 37(2)	Approve the removal or interference with a thing subject to a seizure order under section 37	Chief Executive Officer
enforcement agency	section 37(3)(a)	Hold a thing subject to a seizure order pending proceedings	Chief Executive Officer
enforcement agency	section 37(3)(a)(i)	Authorise the release of a thing subject to a seizure order ending proceedings subject to conditions which the council thinks fit	Chief Executive Officer
enforcement agency	section 37(3)(a)(ii)	Order that a thing subject to a seizure order be forfeited to the council	Chief Executive Officer
enforcement agency	section 37(3)(b)(i)	Receive a thing forfeited to the council by court order	Chief Executive Officer
enforcement agency	section 37(3)(d)	Dispose of a thing forfeited to the council under section 37	Chief Executive Officer
enforcement agency	section 38(1)	Issue a notice to secure compliance with a requirement imposed by or under the Act or to avert, eliminate or minimise a risk, or a perceived risk, to the public in relation to drinking water	Chief Executive Officer
enforcement agency	section 38(5)	Issue a notice confirming an emergency notice issued by an authorised officer	Chief Executive Officer
enforcement agency	section 38(6)	Vary or revoke a notice to secure issued under section 38	Chief Executive Officer
enforcement agency	section 39(1)	Take action required by a notice issued under Division 3, Part 7 which has not been undertaken	Chief Executive Officer
enforcement agency	section 39(2)	Authorise a person to take action under section 39(1) on behalf of the council	Chief Executive Officer
enforcement agency	section 39(3)	Enter relevant land in order to take action under section 39	Chief Executive Officer
enforcement agency	section 39(4)	Recover the reasonable costs and expenses in taking action under section 39	Chief Executive Officer
enforcement agency	section 39(5)	Fix a period from the date of a notice issued under section 39 within which an amount under section 39(4) must be paid	Chief Executive Officer
enforcement	section 40(5)	Recover the reasonable costs and expenses incurred by	Chief Executive

Safe Drinking Water Act 2011			
Capacity of council	Statutory provision	Power/function	Delegate
agency		an authorised officer taking action under section 40	Officer
enforcement agency	section 41(1)	Require a person to furnish information relating to the quality or supply of drinking water or any other matter associated with the administration or operation of the Act	Chief Executive Officer
enforcement agency	section 42(3)	Act as a party in proceedings under section 42	Chief Executive Officer
enforcement agency	section 52(1)	Furnish a report to the Minister on or by 30 September on the activities of the council under the Act during the financial year ending on the preceding 30 June	Chief Executive Officer
Safe Drinking Water Regulations 2012			
Capacity of council	Statutory provision	Power/function	Delegate
drinking water provider	regulation 4	Observe the <i>Australian Drinking Water Guidelines 2011</i> prepared by the national Health and Medical Research Council and the Natural Resources Management Ministerial Council in relation to the quality and supply of drinking water	Chief Executive Officer
drinking water provider	regulation 9(5)	Keep copies of each risk management plan prepared or adopted by the council and all documents generated in the implementation of the risk management plan	Chief Executive Officer
enforcement agency	regulation 15(2)	Determine the fee payable for an authorised officer appointed by the council carrying out an inspection of any premises or vehicle reasonably required in connection with the administration or enforcement of the Safe Drinking Water Act	Not delegated
South Australian Public Health Act 2011			
Capacity of council	Statutory provision	Power/function	Delegate
designated authority	section 18(2)	Provide a report as required by the Minister on any matter relevant to the administration or operation of the Act	Chief Executive Officer
public authority	section 22(2)	Respond to a request from the Chief Public Health Officer under section 22(1)	Chief Executive Officer
public authority	section 36	Enter an arrangement with the South Australian Public Health Council for the use of the staff, equipment or facilities of the council	Chief Executive Officer
local public health authority	section 37(2)(a)	Take action to preserve, protect and promote public health in the council area	Chief Executive Officer
local public health	section 37(2)(b)	Cooperate with other authorities involved in the	Chief Executive

	South Australian Public Health Act 2011		
Capacity of council	Statutory provision	Power/function	Delegate
authority		administration of the Act	Officer
local public health authority	section 37(2)(c)	Ensure that adequate sanitation measures are in place in the council area	Chief Executive Officer
local public health authority	section 37(2)(d)	Implement adequate measures in the council area (insofar as reasonably practicable) to ensure that activities do not adversely affect public health	Chief Executive Officer
local public health authority	section 37(2)(e)	Identify risks to public health within the council area	Chief Executive Officer
local public health authority	section 37(2)(f)	Take remedial action to reduce or eliminate adverse impacts or risks to public health	Chief Executive Officer
local public health authority	section 37(2)(g)	Assess activities and development, or proposed activities or development, within the council area in order to determine and respond to public health impacts (or potential public health impacts)	Chief Executive Officer
local public health authority	section 37(2)(h)	Provide, or support the provision of, educational information about public health and to provide or support activities within the council area to preserve, protect or promote public health	Chief Executive Officer
local public health authority	section 38(1)	Provide, or support the provision of, immunisation programs within the council area	Chief Executive Officer
local public health authority	section 39(1)	Act in conjunction or partnership with , or cooperate or coordinate the council's activities, with one or more other councils	Chief Executive Officer
local public health authority	section 39(3)	Furnish a written report to the Chief Public Health Officer responding to a request from the Chief Public Health Officer to cooperate with one or more other councils	Chief Executive Officer
local public health authority	section 40(2)	Participate in consultation with the Chief Public Health Officer regarding the Chief Public Health officer exercising powers of the council under the Act	Chief Executive Officer
local public health authority	section 41(1)	Participate in consultation with the Minister regarding the Minister's opinion that the council has failed to perform a function under the Act	Chief Executive Officer
local public health authority	section 41(6)(a)(ii)	Make submissions to the Minister regarding the proposed withdrawal of council powers under the Act	Chief Executive Officer
local public health authority	section 42(1)	Request that a function of the council under the Act be performed by the Chief Public Health Officer	Chief Executive Officer
local public health authority	section 42(10)	Enter into an agreement with the Chief Public Health Officer	Chief Executive Officer
local public health authority	section 42(11)	Request that a notice issued by the Minister under section 42(4) vesting a council function in the Chief	Chief Executive Officer

	South Australian Public Health Act 2011		
Capacity of council	Statutory provision	Power/function	Delegate
		Public Health Officer be varied or revoked	
local public health authority	section 42(11)	Participate in consultation the Minister regarding the proposed variation or revocation of the vesting of a council function in the Chief Public Health Officer	Chief Executive Officer
local public health authority	section 44(1)	Appoint a suitably qualified person as a local authorised officer	Chief Executive Officer
local public health authority	section 44(2)	Impose conditions on the appointment of a local authorised officer	Chief Executive Officer
local public health authority	section 44(4)	Issue directions to a local authorised officer	Chief Executive Officer
local public health authority	section 44(6)	Vary or revoke the appointment of a local authorised officer	Chief Executive Officer
local public health authority	section 44(7)	Notify the Chief Public Health Officer of an appointment or the revocation of an appointment of a local authorised officer	Chief Executive Officer
local public health authority	section 46(1)	Issue an identity card of a local authorised officer	Chief Executive Officer
local public health authority	section 49(1)	Require a person to furnish information relating to public health as may be reasonably required for the purposes of the Act	Chief Executive Officer
local public health authority	section 51(1)	Prepare and maintain a regional public health plan	Chief Executive Officer
local public health authority	section 51(10)	Amend a regional public health plan	Chief Executive Officer
local public health authority	section 51(11)(a)	Prepare a draft regional public health plan	Chief Executive Officer
local public health authority	section 51(11)(b)(i)	Provide a copy of a draft regional public health plan to the Minister, any incorporated hospital established under the <i>Health Care Act 2008</i> that operates a facility within the region, any relevant public health partner authority and any other prescribed body or group	Chief Executive Officer
local public health authority	section 51(11)(b)(ii)	Consult with the public in regard to a draft regional public health plan	Chief Executive Officer
local public health authority	section 51(12)	Participate in consultation with the Minister, or any other person or body specified by the Minister, before releasing a draft regional health plan under section 51(12)	Chief Executive Officer
local public health authority	section 51(13)	Submit a regional public health plan to the Chief Public Health Officer for consultation before bringing the plan into operation	Chief Executive Officer

	South Australian Public Health Act 2011		
Capacity of council	Statutory provision	Power/function	Delegate
local public health authority	section 51(15)	Take into account any comments of the Chief Public Health Officer, South Australian Public Health Council and any other body determined by the Chief Public Health Officer	Chief Executive Officer
local public health authority	section 51(16)	Adopt a regional public health plan either with or without amendment	Chief Executive Officer
local public health authority	section 51(17)	Incorporate a regional public health plan into the councils strategic management plan under the <i>Local Government Act 1999</i>	Chief Executive Officer
local public health authority	section 51(19)	Review a regional public health plan at least every 5 years	Chief Executive Officer
local public health authority	section 52(1)	Prepare a report to the Chief Public Health Officer that contains a comprehensive assessment of the extent to which the council has in the reporting period succeeded in implementing its regional public health plan	Chief Executive Officer
local public health authority	section 64(3)	Receive a report from the Chief Public Health Officer regarding a suspected death from a notifiable condition in the council area	Chief Executive Officer
local public health authority	section 65(a)	Receive a report from the State government department responsible for the administration of the Act on the occurrence or incidence of notifiable conditions in the council area and any problems or issues caused by or arising on account of such diseases of medical conditions in the council area	Chief Executive Officer
local public health authority	section 65(b)	Receive information from the State government department responsible for the administration of the Act on the occurrence or incidence of notifiable conditions in the council area that constitutes, or may constitute, a threat to public health	Chief Executive Officer
local public health authority	section 66(6)	Recover costs and expenses reasonably incurred in an authorised officer taking action in accordance with a direction or requirement issued under section 66(1) which has not been complied with by the person subject to the direction or requirement	Chief Executive Officer
local public health authority	section 66(9)	Take action reasonably open to the council to prevent the spread of a disease constituting a notifiable condition	Chief Executive Officer
relevant authority	section 92(1)	Issue a notice for the purpose of securing compliance with the Act or averting, eliminating or minimising a risk, or a perceived risk, to public health	Chief Executive Officer
relevant authority	section 92(2)(b)	Give a preliminary notice to a person to whom it is proposed that a notice under section 91(1) will be given	Chief Executive Officer
relevant authority	section 92(8)	Confirm an emergency notice given by an authorised	Chief Executive

South Australian Public Health Act 2011			
Capacity of council	Statutory provision	Power/function	Delegate
		officer under section 92(6)	Officer
relevant authority	section 92(9)	Vary or revoke a notice issued by the council under section 92	Chief Executive Officer
relevant authority	section 93(1)	Take action required by a notice issued under Part 12 if the requirements of the notice have not been fulfilled	Chief Executive Officer
relevant authority	section 93(2)	Authorise a person to take action on behalf of the council under section 93(1)	Chief Executive Officer
relevant authority	section 93(3)	Enter any relevant premises at any reasonable time to take action under section 93	Chief Executive Officer
relevant authority	section 93(4)	Recover the reasonable costs and expenses incurred by the council in taking action under section 93 from the person who failed to comply with the requirements of the notice	Chief Executive Officer
relevant authority	section 93(5)	Fix a period from the date of a notice issued under section 93 within which an amount under section 93(4) must be paid	Chief Executive Officer
local public health authority	section 94(5)(b)	Recover the reasonable costs and expenses of a local authorised officer taking action under section 94 from any person who caused the risk to which the action relates	Chief Executive Officer
local public health authority	section 96(5)	Apply to the South Australian Civil and Administrative tribunal under section 34 of the <i>South Australian Civil and Administrative Tribunal Act 2013</i> for a review of the outcome of review proceedings by the Review panel under section 95	Chief Executive Officer
relevant authority	section 96(5)	Participate as a party to proceedings under section 96	Chief Executive Officer
South Australia Public Health (General) Regulations 2013			
Capacity of council	Statutory provision	Power/function	Delegate
local public health authority	regulation 5B(2)	Deliver a notice to the Registrar-General setting out the amount recoverable under section 93 of the South Australian Public Health Act, setting out the land in relation to which the relevant action was taken and requesting the registrar-General to make a notation under regulation 5B in relation to the relevant land	Chief Executive Officer
local public health authority	regulation 5B(7)	Recover an amount under section 93 of the South Australian Public Health Act as if it were a rate constituting a charge on land under section 144(2) of the Local Government Act	Chief Executive Officer
public pool/spa	regulation 8(1)	Operate and maintain a public pool in accordance with	Chief Executive

	<i>South Australia Public Health (General) Regulations 2013</i>		
Capacity of council	Statutory provision	Power/function	Delegate
pool operator		regulation 8(1)	Officer
public pool/spa pool operator	regulation 8(2)	Take prescribed steps to monitor compliance with regulation 8(1)	Chief Executive Officer
public pool/spa pool operator	regulation 8(3)	Maintain records made under regulation 8(2)	Chief Executive Officer
public pool/spa pool operator	regulation 8(4)	Close public pool if filtration system ceases to operate or a reading taken under regulation 9 indicates that the total chlorine concentration ion the water exceeds 10mg/L	Chief Executive Officer
public pool/spa pool operator	regulation 9(1)	Operate and maintain a public spa pool in accordance with regulation 9(1)	Chief Executive Officer
public pool/spa pool operator	regulation 9(2)	Take prescribed steps to monitor compliance with regulation 9(1)	Chief Executive Officer
public pool/spa pool operator	regulation 9(3)	Maintain records made under regulation 9(2)	Chief Executive Officer
public pool/spa pool operator	regulation 9(4)	Close public spa pool if filtration system ceases to operate or a reading taken under regulation 9 indicates that the total chlorine concentration ion the water exceeds 10mg/L	Chief Executive Officer
relevant authority under <i>South Australian Public Health (Legionella) Regulations 2013</i> or <i>South Australian Public Health (Wastewater) Regulations 2013</i>	regulation 11A(1)	Refund, reduce or remit payment of a prescribed fee	Chief Executive Officer
relevant authority under <i>South Australian Public Health (Legionella) Regulations 2013</i> or <i>South Australian Public Health (Wastewater) Regulations 2013</i>	regulation 11A(2)	Recover a prescribed fee as a debt in a court of competent jurisdiction	Chief Executive Officer
	<i>South Australia Public Health (Legionella) Regulations 2013</i>		
Capacity of council	Statutory provision	Power/function	Delegate
relevant authority	regulation 5(3)	Approve the manner and form for applying to register a high risk manufactured water system	Chief Executive Officer

	<i>South Australia Public Health (Legionella) Regulations 2013</i>		
Capacity of council	Statutory provision	Power/function	Delegate
relevant authority	regulation 5(3)	Receive fee for registration of a high risk manufactured water system	Chief Executive Officer
relevant authority	regulation 5(3)	Register a high risk manufactured water system	Chief Executive Officer
relevant authority	regulation 5(6)	Approve the manner and form for applying to renew the registration of a high risk manufactured water system	Chief Executive Officer
relevant authority	regulation 5(6)	Receive fee for renewal of registration of a high risk manufactured water system	Chief Executive Officer
relevant authority	regulation 5(6)	Register a renewal of the registration of a high risk manufactured water system	Chief Executive Officer
relevant authority	regulation 6(1)	Keep a register of high risk manufactured water system	Chief Executive Officer
relevant authority	regulation 6(2)	Determine manner and form of keeping a register of high risk manufactured water system	Chief Executive Officer
relevant authority	regulation 6(4)	Receive notice of a change in particulars from the owner of premises on which a high risk manufactured water systems registered with the council	Chief Executive Officer
relevant authority	regulation 6(5)	Receive notice of the permanent decommissioning or removal of a high risk manufactured water systems registered with the council	Chief Executive Officer
relevant authority	regulation 15(1)(a)	Cause an inspection of a high risk manufactured water systems registered with the council	Chief Executive Officer
relevant authority	regulation 15(1)(b)	Arrange for a NATA accredited laboratory to carry out microbiological testing from a water cooling system	Chief Executive Officer
relevant authority	regulation 15(2)(a)	Notify the owner of premises on which a high risk manufactured water systems registered with the council of inspection and microbiological testing requirements	Chief Executive Officer
relevant authority	regulation 15(2)(b)	Receive reports from the owner of premises on which a high risk manufactured water systems registered with the council in regard to inspection of the system and microbiological testing	Chief Executive Officer
relevant authority	regulation 16(1)	Notify the owner of premises with a high risk manufactured water system of microbiological testing requirements	Chief Executive Officer
relevant authority	regulation 16(1)(d)	Receive report from the owner of premises on which a high risk manufactured water system is installed regarding microbiological testing	Chief Executive Officer
relevant authority	regulation 17(1)(b)	Receive report from the owner of premises on which a high risk manufactured water system is installed	Chief Executive Officer

South Australia Public Health (Legionella) Regulations 2013			
Capacity of council	Statutory provision	Power/function	Delegate
		regarding detection of Legionella	
relevant authority	regulation 17(2)(b)	Receive report from the owner of premises on which a high risk manufactured water system is installed regarding detection of Legionella	Chief Executive Officer
relevant authority	regulation 17(3)	Forward a report regarding detection of Legionella under regulation 17 to the Department of Health and Wellbeing	Chief Executive Officer
relevant authority	regulation 21(3)	Notify a person liable to pay a fee of a period in which the fee must be paid	Chief Executive Officer
South Australia Public Health (Wastewater) Regulations 2013			
Capacity of council	Statutory provision	Power/function	Delegate
council	regulation 6(1)(b)	Agree to act as a relevant authority in respect of a wastewater systems or wastewater works being undertaken by another council or a person in conjunction with another council	Chief Executive Officer
council	regulation 8(1)	Give notice to the owners of land in the area affected by the proposed establishment of a community wastewater management system by the council	Chief Executive Officer
council	regulation 8(2)	Consider any submissions received regarding the proposed establishment of a community wastewater management system by the council	Chief Executive Officer
council	regulation 8(3)	Obtain a wastewater works approval from the Minister	Chief Executive Officer
council	regulation 9(1)	Require the operator of an on-site wastewater system to connect the system to a community wastewater management system and submit an application for the connection to the relevant authority	Chief Executive Officer
relevant authority	regulation 9(1)(b)	Receive an application for connection of an on-site wastewater system to a community wastewater management system	Chief Executive Officer
relevant authority	regulation 9(4)	Grant approval for wastewater works for the connection of an on-site wastewater system to a community wastewater management system	Chief Executive Officer
relevant authority	regulation 9(6)	Cause the requirements of an approval under regulation 9 for wastewater works to be carried out	Chief Executive Officer
relevant authority	regulation 9(7)	Recover the costs and expenses reasonably incurred in exercising power under regulation 9(6) and the application fee which would have been payable	Chief Executive Officer
council	regulation 10(1)	Determine application for an exemption from regulation	Chief Executive

<i>South Australia Public Health (Wastewater) Regulations 2013</i>			
Capacity of council	Statutory provision	Power/function	Delegate
		9	Officer
council	regulation 10(3)	Impose conditions on an exemption from regulation 9	Chief Executive Officer
council	regulation 10(4)	Vary or revoke an exemption granted under regulation 10(3)	Chief Executive Officer
CWMS operator	regulation 11(1)	Ensure that the requirements of regulation 11(1) are met	Chief Executive Officer
relevant authority	regulation 11(2)	Receive a certificate indicating that wastewater works have been undertaken in accordance with the wastewater works approval and detailed drawings as prescribed	Chief Executive Officer
CWMS operator	regulation 12(1)	Ensure that the wastewater system is operated, maintained and serviced in accordance with the conditions of any wastewater works approval and any prescribed code	Chief Executive Officer
CWMS operator	regulation 13(1)	Ensure that wastewater from the wastewater system is not reused or disposed of to land unless authorised by conditions of the wastewater works approval	Chief Executive Officer
relevant authority	regulation 15(1)	Receive an application for exemption from compliance with specific provisions of the regulations requiring compliance with prescribed codes	Chief Executive Officer
CWMS operator	regulation 15(1)	Apply for exemption from compliance with specific provisions of the regulations requiring compliance with prescribed codes	Chief Executive Officer
relevant authority	regulation 15(3)	Determine conditions to apply to an exemption from a prescribed code	Chief Executive Officer
relevant authority	regulation 15(5)	Vary or revoke an exemption from a prescribed code	Chief Executive Officer
relevant authority	regulation 23(1)	Receive an application for a wastewater works approval	Chief Executive Officer
relevant authority	regulation 23(2)	Request applicant for a wastewater works approval to provide further technical specifications, information or documents	Chief Executive Officer
CWMS operator	regulation 23(1)	Apply for a wastewater works approval	Chief Executive Officer
CWMS operator	regulation 23(2)	Provide further technical specifications, information or documents requested by the relevant authority	Chief Executive Officer
relevant authority	regulation 24(1)	Refuse to grant a wastewater approval	Chief Executive Officer
relevant authority	regulation 24(2)	Provide SA Water with a reasonable opportunity to	Chief Executive

<i>South Australia Public Health (Wastewater) Regulations 2013</i>			
Capacity of council	Statutory provision	Power/function	Delegate
		comment on an application for a wastewater works approval involving the connection of a community wastewater management system to SA Water sewerage infrastructure	Officer
relevant authority	regulation 25(1)	Specify conditions applying to a wastewater works approval	Chief Executive Officer
CWMS operator	regulation 25(1)	Comply with conditions applying to a wastewater works approval	Chief Executive Officer
relevant authority	regulation 25(4)	Provide a copy of a code referred to in a condition of approval for inspection and the council's office	Chief Executive Officer
relevant authority	regulation 25(6)	Vary or revoke a condition of a wastewater approval	Chief Executive Officer
CWMS operator	regulation 25(6)	Apply for a variation or revocation of a condition of a wastewater approval	Chief Executive Officer
relevant authority	regulation 25(7)	Vary or revoke a condition of a wastewater approval or impose a further condition	Chief Executive Officer
CWMS operator	regulation 25(7)	Consent to the variation or revocation of a condition of a wastewater approval or the imposition of a further condition	Chief Executive Officer
relevant authority	regulation 26(2)	Postpone the expiry of a wastewater approval	Chief Executive Officer
relevant authority	regulation 27(1)	Keep a register of wastewater approvals	Chief Executive Officer
relevant authority	regulation 27(5)	Enable the inspection of the register of wastewater works approvals at the council's offices and the provision of extracts of the register by electronic means	Chief Executive Officer
council	regulation 29(1)	Notify the operator of a wastewater system which the council considers on reasonable grounds is adversely affecting or threatening public or environmental health to provide a report from an independent wastewater engineer	Chief Executive Officer
CWMS operator	regulation 29(1)	Provide a report from an independent wastewater engineer to the Minister or relevant authority as requested under regulation 29(1)	Chief Executive Officer
council	regulation 29(3)	Obtain a report from an independent wastewater engineer regarding a wastewater system which the council considers on reasonable grounds is adversely affecting or threatening public or environmental health	Chief Executive Officer
council	regulation 29(3)	Recover the costs and expenses reasonably incurred in obtaining a report from an independent wastewater engineer	Chief Executive Officer

	State Records Act 1997		
Capacity of council	Statutory provision	Power/function	Delegate
agency	section 13	Maintain official records in the council's custody in good order and condition	Chief Executive Officer
agency	section 15(2)	Afford the manager of State records reasonable cooperation and assistance in conducting surveys of the official records and record management practices of agencies	Chief Executive Officer
agency	section 18(1)	Deliver records voluntarily into the custody of State Records	Chief Executive Officer
agency	section 19(1)	Deliver records into the custody of State Records on the earlier of the council ceasing to require access to the record for current administrative purposes or during the year occurring 15 years after the creation of the record	Chief Executive Officer
agency	section 19(3)(c)	Participate in consultation with the Manager of State Records in regard to the postponement of delivery of records into the custody of State Records on the basis that the records are required for the administrative purpose of the council or should be retained by the council for another special reason	Chief Executive Officer
agency	section 19(5)(a)	Apply to the Manager of State Records for the variation or revocation of an exemption granted under section 19(4)	Chief Executive Officer
agency	section 20(1)	Advise the Manager of State Records of any restriction on the disclosure of contents of a record delivered into the custody of State Records	Chief Executive Officer
agency	section 22(2)	Determine conditions reasonably required in regard to an arrangement under section 22(1)	Chief Executive Officer
agency	section 23(1)	Dispose of official records in accordance with a determination of the Manager of State Records	Chief Executive Officer
agency	section 23(2)	Request the Manager of State Records to make a determination as to the disposal of official records	Chief Executive Officer
agency	section 23(4)	Apply to the Minister to determine a dispute as to a determination under section 23	Chief Executive Officer
agency	section 24(3)	Consent to the disposal of a record under section 24(1)	Chief Executive Officer
agency	section 24(3)	Apply to the Minister to determine a dispute as to access under section 24	Chief Executive Officer
agency	section 26(1)	Determine in consultation with the Manager of State Records that access to a record delivered by the council into the custody of State Records is not subject to any restrictions other than those determined by the Manager	Chief Executive Officer

	<i>State Records Act 1997</i>		
Capacity of council	Statutory provision	Power/function	Delegate
agency	section 26(2)	Determine in consultation with the Manager of State Records conditions excluding or restricting access to the record delivered by the council into the custody of State Records	Chief Executive Officer
	<i>Strata Titles Act 1988</i>		
Capacity of council	Statutory provision	Power/function	Delegate
council (as holder of a statutory encumbrance)	section 12(2)(c)	Consent to an amendment of a deposited strata plan	Chief Executive Officer
council	section 12(3a)(d)(i)	Consent to an encroachment over public land	Chief Executive Officer
council (as holder of a statutory encumbrance)	section 12A(b)	Issue a certificate certifying compliance with the requirements of the Act under which the encumbrance was entered into, or is in force, as to the variation or termination of the statutory encumbrance	Chief Executive Officer
council	section 28(1)(c)	Specify work to be carried out by a unit holder	Chief Executive Officer
	<i>Supported Residential Facilities Act 1992</i>		
Capacity of council	Statutory provision	Power/function	Delegate
council	section 9(1)(a)	Administer and enforce the Supported Residential Facilities Act in the council area	Chief Executive Officer
council	section 9(1)(b)	Licence supported residential facilities situated in the council area	Chief Executive Officer
council	section 9(1)(c)	Undertake other functions assigned to the council by the Supported Residential Facilities Act	Chief Executive Officer
council	section 9(1)(c)	Undertake other functions assigned to the council by the Supported Residential Facilities Act	Chief Executive Officer
council	section 9(2)	Delegate a power or function under the Supported Residential Facilities Act	Not delegated
council	section 9(5)	Participate in consultation with the Minister regarding a perceived failure of council to discharge duties under the Supported Residential Facilities Act	Chief Executive Officer
council	section 9(8)(a)(iii)	Make submissions to the Minister regarding the vesting of council powers or functions in another person or body	Chief Executive Officer
council	section 9(8)(b)	Undertake a delegation to discuss with the Minister the vesting of council powers or functions in another person	Chief Executive Officer

Supported Residential Facilities Act 1992			
Capacity of council	Statutory provision	Power/function	Delegate
		or body	
council	section 21(1)	Appoint an authorised officer	Chief Executive Officer – Not to be sub delegated
council	section 21(2)	Issue an identity card to an authorised officer	Chief Executive Officer
council	section 21(4)	Revoke the appointment of an authorised officer	Chief Executive Officer – Not to be sub delegated
licensing authority	section 24(1)	Receive an application from a proprietor of a supported residential facility for a licence	Chief Executive Officer
licensing authority	section 24(3)	Issue a notice to the applicant for a licence requiring further information to determine the application for a licence	Chief Executive Officer
licensing authority	section 24(5)	Require information provided by an applicant to be verified by statutory declaration	Chief Executive Officer
licensing authority	section 24(9)	Conditionally approve the issue of a licence	Chief Executive Officer
licensing authority	section 24(9)	Grant a licence	Chief Executive Officer
licensing authority	section 24(10)	Refuse and application for a licence	Chief Executive Officer
licensing authority	section 24(10)	Notify the applicant of a refusal of an application for a licence	Chief Executive Officer
licensing authority	section 25(1)	Determine matters to be taken into account in determining an application for a licence	Chief Executive Officer
licensing authority	section 25(2)	Determine matters to be taken into account in determining whether the applicant is suitable to be granted a licence	Chief Executive Officer
licensing authority	section 25(3)	Determine matters to be taken into account in determining whether the premises are suitable to be used as a supported residential facility	Chief Executive Officer
licensing authority	section 27(3)	Determine to consider a late application for renewal of a licence	Chief Executive Officer
licensing authority	section 27(4)	Notify the applicant of a decision on an application for the renewal of a licence	Chief Executive Officer
licensing authority	section 28	Refuse to renew a licence	Chief Executive Officer

	<i>Supported Residential Facilities Act 1992</i>		
Capacity of council	Statutory provision	Power/function	Delegate
licensing authority	section 29(1)(b)	Impose conditions on a licence	Chief Executive Officer
licensing authority	section 29(3)(b)	Vary or revoke a condition on a licence	Chief Executive Officer
licensing authority	section 30(1)	Receive an application for the transfer of a licence	Chief Executive Officer
licensing authority	section 30(3)	Request further information from an applicant for a transfer of a licence	Chief Executive Officer
licensing authority	section 30(4)	Transfer a licence	Chief Executive Officer
licensing authority	section 30(5)	Receive a surrendered licence	Chief Executive Officer
licensing authority	section 31(1)	Cancel a licence	Chief Executive Officer
licensing authority	section 31(2)(a)	Notify the holder of a licence of a proposed cancellation of the licence	Chief Executive Officer
licensing authority	section 31(2)(b)	Receive submissions from the holder of a licence regarding a proposed cancellation of the licence	Chief Executive Officer
licensing authority	section 31(3)	Impose conditions pending the cancellation of a licence to protect the interests of residents of the facility	Chief Executive Officer
licensing authority	section 31(4)(a)	Appoint an administrator to a facility	Chief Executive Officer
licensing authority	section 31(4)(b)	Take steps to secure the proper care of the residents of a facility	Chief Executive Officer
licensing authority	section 31(6)(a)	Determine whether or not the imposition of conditions pending the cancellation of a licence would adequately protect the interests of residents of the facility	Chief Executive Officer
licensing authority	section 31(6)(g)(ii)	Revoke the appointment of an administrator	Chief Executive Officer
licensing authority	section 32(1)	Participate in the review of a decision of the licensing authority by the South Australian Civil and Administrative Tribunal	Chief Executive Officer
licensing authority	section 32(3)	Order that a licence subject to an application to review decision regarding renewal remain in force until the determination of the review	Chief Executive Officer
licensing authority	section 32(4)(a)	Impose conditions on an order given under section 32(3)	Chief Executive Officer
licensing authority	section 32(4)(b)	Vary or revoke an order given under section 32(3)	Chief Executive Officer

	<i>Supported Residential Facilities Act 1992</i>		
Capacity of council	Statutory provision	Power/function	Delegate
licensing authority	section 33(1)	Grant licence	Chief Executive Officer
licensing authority	section 34(1)	Approve a manager of a facility	Chief Executive Officer
licensing authority	section 34(2)	Determine a time period after which the proprietor of a facility will be guilty of an offence if no approved person is managing the facility	Chief Executive Officer
licensing authority	section 35	Approval of a person to be the licence holder if a licence holder dies	Chief Executive Officer
licensing authority	section 37	Receive a copy of the prospectus and any alterations to the prospectus	Chief Executive Officer
licensing authority	section 39(2)(b)	Approve an alternative to the prescribed means of serving a notice of termination of a resident contract by the proprietor of a facility	Chief Executive Officer
licensing authority	section 43(1)(a)	Receive an application in regard to disputes between a resident of a supported residential facility and the proprietor	Chief Executive Officer
licensing authority	section 43(1)(b)	Receive an application if a resident of a support residential facility objects to a decision of the proprietor of the facility to terminate his or her residential contract	Chief Executive Officer
licensing authority	section 43(1)(c)	Receive an application if a resident of a support residential facility believes that the proprietor has failed to comply with the terms or their resident contract or a provision of the Support Residential facilities Act or the proprietor has acted in any unauthorised manner	Chief Executive Officer
licensing authority	section 43(2)	Explore avenues of conciliation between the resident and the proprietor	Chief Executive Officer
licensing authority	section 43(3)(a)	Make recommendations as to the settlement of a dispute between a resident and the proprietor	Chief Executive Officer
licensing authority	section 43(3)(b)	Order the proprietor to vary or reverse a decision or take such actions necessary to remedy the breach or reverse the effect of any act of the proprietor	Chief Executive Officer
licensing authority	section 43(3)(c)	Order the resident to refrain from any future action of a kind specified in the order or take action appropriate in the circumstances of the case	Chief Executive Officer
licensing authority	section 43(3)(d)	Order the resident or proprietor to take action to remedy any default or to correct any unauthorised act	Chief Executive Officer
licensing authority	section 43(3)(e)	Take any action appropriate in the circumstances	Chief Executive Officer
licensing authority	section 43(6)(a)	Require an applicant to furnish further information in relation to the subject matter of the application	Chief Executive Officer

123

<i>Supported Residential Facilities Act 1992</i>			
Capacity of council	Statutory provision	Power/function	Delegate
licensing authority	section 43(6)(b)	Require an applicant to verify any information by statutory declaration	Chief Executive Officer
licensing authority	section 43(7)	Notify the applicant and respondent of the time and place of any hearing of the application	Chief Executive Officer
licensing authority	section 43(8)	Investigate or determine the subject matter of an application	Chief Executive Officer
licensing authority	section 43(9)	Make an interim order pending final resolution of the matter	Chief Executive Officer
licensing authority	section 43(10)(a)	Determine the time period (not exceeding 2 months) during which the interim order will operate	Chief Executive Officer
licensing authority	section 43(11)	Vary or revoke an order	Chief Executive Officer
licensing authority	section 43(12)(a)	Specify procedures for the resolution of the dispute	Chief Executive Officer
licensing authority	section 43(12)(a)	Decline to proceed with an application until reasonable steps have been taken to resolve the dispute pursuant to procedures specified by the licensing authority	Chief Executive Officer
licensing authority	section 43(12)(b)	Decline to proceed with an application if it would be more appropriate for the proceedings to be taken in a court or tribunal constituted by law	Chief Executive Officer
licensing authority	section 43(12)(b)	Decline to proceed (or further proceed) with an application if proceedings have been commenced in a court or tribunal constituted by law	Chief Executive Officer
licensing authority	section 44(1)	Participate in proceedings for a review of a decision or order of the licensing authority by the South Australian Civil and Administrative Tribunal	Chief Executive Officer
licensing authority	section 47(1)	Approve a person to enter any premises that comprise a support residential facility, or any residential-only premises, for the purpose of visiting or attending on any person residing at those premises	Chief Executive Officer
licensing authority	section 49(1)(a)	Receive complaints regarding the management of a supported residential facility or any residential-only premises	Chief Executive Officer
licensing authority	section 49(1)(b)	Receive complaints regarding the conduct of a resident of a supported residential facility or any residential-only premises	Chief Executive Officer
licensing authority	section 49(2)	Determine whether a complaint must be reduced to writing	Chief Executive Officer
licensing authority	section 49(3)	Take appropriate action in regard to a complaint	Chief Executive Officer

Supported Residential Facilities Act 1992			
Capacity of council	Statutory provision	Power/function	Delegate
licensing authority	section 49(4)	Appoint an authorised officer to investigate the circumstances surrounding the complaint and to attempt to resolve the matter as expeditiously as possible	Chief Executive Officer
licensing authority	section 56(4)	Pay prescribed percentage of licence fees into the Supported Residential Facilities Indemnity Fund	Chief Executive Officer
licensing authority	section 57(5)	Exempt a proprietor of a facility from a regulation that applies to the facility	Chief Executive Officer
licensing authority	section 57(6)	Attach conditions to an exemption granted under section 57(5)	Chief Executive Officer
licensing authority	section 57(7)(a)	Revoke an exemption granted under section 57(5)	Chief Executive Officer
licensing authority	section 57(7)(b)	Vary or revoke condition applying to an exemption granted under section 57(5)	Chief Executive Officer
Supported Residential Facilities Regulations 2009			
Capacity of council	Statutory provision	Power/function	Delegate
licensing authority	regulation 17(2)	Approve an acting manager of a facility	Chief Executive Officer
licensing authority	regulation 18(1)	Approve a registered nurse to oversee the provision of nursing care at a facility	Chief Executive Officer
licensing authority	regulation 18(2)	Revoke the approval of a registered nurse to overseeing the provision of nursing care at a facility	Chief Executive Officer
licensing authority	regulation 18(2)	Require a new appointment of a registered nurse to oversee the provision of nursing care at a facility	Chief Executive Officer
licensing authority	regulation 21(1)(b)	Approve a kitchen at a facility which does not meet the prescribed requirements	Chief Executive Officer
licensing authority	regulation 21(3)(e)	Require the fitting of handrails, ramps and lifts at a facility	Chief Executive Officer
licensing authority	regulation 24(1)	Direct a proprietor of a supported residential facility to install a communication system at the facility	Chief Executive Officer
Water Industry Act 2012			
Capacity of council	Statutory provision	Power/function	Delegate
applicant for a licence	section 19(1)	Apply for a licence	Chief Executive Officer
applicant for a	section 19(2)	Pay the application fee	Chief Executive

	Water Industry Act 2012		
Capacity of council	Statutory provision	Power/function	Delegate
licence			Officer
applicant for a licence	section 19(4)	Provide further information requested by the Commission with respect to an application for a licence	Chief Executive Officer
water industry entity	section 22(1)	Provide services or carry on operations or activities in accordance with the terms and conditions of the licence	Chief Executive Officer
applicant for a licence	section 24(1)	Pay the annual licence fee	Chief Executive Officer
water industry entity	section 24(2)(a)	Provide annual return to the Commission	Chief Executive Officer
water industry entity	section 24(2)(b)	Pay the annual licence fee	Chief Executive Officer
water industry entity	section 25(2)	Participate in consultation with the Commission	Chief Executive Officer
water industry entity	section 28(2)(a)	Apply to the Commission for a variation in the terms and conditions applying the licence	Chief Executive Officer
water industry entity	section 28(2)(a)	Agree with the Commission a variation in the terms and conditions applying the licence	Chief Executive Officer
water industry entity	section 28(2)(b)	Make submissions to the Commission regarding a proposed variation to the terms and conditions applying to a licence	Chief Executive Officer
water industry entity	section 29(1)	Transfer licence with the Commission's agreement	Chief Executive Officer
water industry entity	section 29(4)	Apply to the Commission for the transfer of a licence	Chief Executive Officer
water industry entity	section 29(5)	Pay to the Commission the application fee for the transfer of a licence	Chief Executive Officer
water industry entity	section 29(6)	Provide to the Commission further relevant information requested by Commission in respect of the application fee for the transfer a licence	Chief Executive Officer
water industry entity	section 32(1)	Surrender a licence to the Commission	Chief Executive Officer
water industry entity	section 32(3)	Agree with the Commission a shorter notice period than the prescribe period for the surrender of a licence	Chief Executive Officer
water industry entity	section 33(3)(b)	Make submissions to the Commission in relation to a proposed suspension or cancellation of licence	Chief Executive Officer
water industry entity	section 36(1)	Fix standard terms and conditions governing the provision of services by the entity	Chief Executive Officer
water industry entity	section 36(2)	Publish standard terms and conditions governing the provision of services by the entity in the <i>Gazette</i>	Chief Executive Officer

	Water Industry Act 2012		
Capacity of council	Statutory provision	Power/function	Delegate
water industry entity	section 36(3)	Publish notice in a newspaper circulating generally in the State regarding the standard terms and conditions	Chief Executive Officer
water industry entity	section 36(5)	Agree with a customer to exclude a standard term or condition	Chief Executive Officer
water industry entity	section 36(6)(a)	Supply a copy of the standard terms and conditions to the Commission	Chief Executive Officer
water industry entity	section 36(6)(b)	Publish a copy of the standard terms and conditions on the entities website	Chief Executive Officer
water industry entity	section 37(3)(a)	Adopt a customer hardship policy published by the Minister	Chief Executive Officer
water industry entity	section 37(3)(b)	Seek the approval of the Minister to adopt a customer hardship policy published by the Minister with modifications	Chief Executive Officer
water industry entity	section 37(3)(b)	Adopt a customer hardship policy published by the Minister with modifications in accordance with approval of the Minister	Chief Executive Officer
water industry entity	section 38(2)	Make submissions to the Commission as to proposed proclamation to take over the water industry entity's operations	Chief Executive Officer
water industry entity	section 39(2)	Accept an appointment to take over relevant operations of a water industry entity subject to a proclamation under section 38	Chief Executive Officer
water industry entity	section 39(3)	Facilitate the take-over of relevant operations by the operator	Chief Executive Officer
water industry entity	section 41(1)	Appoint a person to be a water industry officer	Chief Executive Officer
water industry entity	section 41(2)	Impose conditions of appointment of a water industry officer	Chief Executive Officer
water industry entity	section 42(1)	Impose time period for the appointment of a water industry officer	Chief Executive Officer
water industry entity	section 42(2)	Remove a water industry officer from office	Chief Executive Officer
water industry entity	section 43(1)	Issue a water industry officer with an identity card	Chief Executive Officer
water industry entity	section 44(1)	Agree with the occupier of land to enter and remain on land to conduct investigations or carry out any other form of work to assess the suitability of the land for the construction or installation of water/sewerage infrastructure	Chief Executive Officer
water industry	section 44(1)	Seek the authorisation of the Minister to enter and	Chief Executive

	Water Industry Act 2012		
Capacity of council	Statutory provision	Power/function	Delegate
entity		remain on land to conduct investigations or carry out any other form of work to assess the suitability of the land for the construction or installation of water/sewerage infrastructure	Officer
water industry entity	section 44(3)(a)	Enter and remain on land to undertake prescribed works	Chief Executive Officer
authorised entity	section 45(1)	Give notice of proposed entry on land under section 44 to the occupier	Chief Executive Officer
authorised entity	section 45(3)(a)	Give notice of proposed entry on public land under section 45 to the authority responsible to the management of the public land	Chief Executive Officer
council	section 45(3)(b)	Agree with an authorised entity to enter onto public land within the care, control and management of the council	Chief Executive Officer
council	section 45(4)	Impose conditions on the entry of an authorised entity onto public land within the care, control and management of the council	Chief Executive Officer
council authorised entity	section 45(7)	Refer a dispute regarding whether work should be permitted on public land within the care, control and management of the council by an authorised entry of the conditions applying to that work to the Minister	Chief Executive Officer
council authorised entity	section 45(9)(a)	Make submissions to the Minister in relation to a dispute referred under section 45(7)	Chief Executive Officer
council authorised entity	section 45(9)(b)	Settle a dispute referred under section 45(7)	Chief Executive Officer
authorised entity	section 45(11)	Notify the occupier of public land of the reason and the date and time of proposed entry	Chief Executive Officer
authorised entity	section 45(14)	Use reasonable force to enter any land under section 45	Chief Executive Officer
council	section 45(16)	Request an authorised entity undertaking work on public land within the care, control and management of the council to separate the land on which the work is being undertaken from other parts of the land by a fence	Chief Executive Officer
authorised entity	section 45(16)	Separate the public land on which the work is being undertaken from other parts of the land by a fence	Chief Executive Officer
council	section 45(16)	Refer a dispute regarding the separation of a land by a fence to the Magistrates Court	Chief Executive Officer
authorised entity	section 45(17)	Make good any damage caused by exercise of powers under section 45	Chief Executive Officer

	Water Industry Act 2012		
Capacity of council	Statutory provision	Power/function	Delegate
authorised entity	section 45(19)	Exercise of powers under section 45 in an emergency without prior notice or agreement	Chief Executive Officer
water industry entity	section 45(22)	Comply with conditions imposed by the Minister of the exercise of powers under section 45	Chief Executive Officer
water industry entity	section 46(1)	Acquire land in accordance with the <i>Land Acquisition Act 1969</i>	Chief Executive Officer
water industry entity	section 46(2)	Seek authorisation of the Minister to acquire land by compulsory acquisition under the <i>Land Acquisition Act 1969</i>	Chief Executive Officer
water industry entity	section 48(2)	Apply to the Minister for approval of a scheme under section 48	Chief Executive Officer
council	section 48(3)(c)	Approve a scheme as being fit and adequate for the provision of the services that are proposed to be offered under the scheme	Chief Executive Officer
council	section 48(3)(d)	Participate in consultation for the development of a scheme for sewerage services in the council area	Chief Executive Officer
water industry entity	section 48(6)	Issue a notice requiring the connection of drains, equipment or works to prescribed infrastructure in order to provide for the discharge of sewerage into the infrastructure	Chief Executive Officer
water industry entity	section 48(9)	Take action required by a notice served under section 48(6), if the recipient fails to take that action	Chief Executive Officer
water industry entity	section 48(10)	Authorise a person to take action under section 48(9) on the water industry entities behalf	Chief Executive Officer
water industry entity	section 48(12)	Recover the reasonable costs of taking action under section 48(9) as a debt	Chief Executive Officer
water industry entity	section 48(13)	Apply to the Minister for approval to vary a scheme under section 48	Chief Executive Officer
water industry entity	section 48(13)	Vary a scheme under section 48	Chief Executive Officer
water industry entity	section 49(1)	Consent to a person: (a) constructing or placing a building, wall, fence or other structure on or over any water/sewerage infrastructure, or creating some other form of encroachment over any water/sewerage infrastructure (or any land directly associated with such infrastructure); (b) creating any form of encroachment over any easement that exists for the purposes of any water service or sewerage service; (c) obstructing, filling in, closing up or diverting any	Chief Executive Officer

	Water Industry Act 2012		
Capacity of council	Statutory provision	Power/function	Delegate
		water/sewerage infrastructure; or (d) excavating or altering any land or structure supporting any water/sewerage infrastructure	
water industry entity	section 49(2)(a)	Enter land and carry out an inspection of any place if the water entity believes on reasonable grounds that a person has contravened section 49(1)	Chief Executive Officer
water industry entity	section 49(2)(b)	Serve a notice requiring a person to take action to remedy a contravention of section 49(1)	Chief Executive Officer
water industry entity	section 49(3)	Obtain a warrant under Part 10 of the Water Industry Act to enter land	Chief Executive Officer
water industry entity	section 49(4)	Take action required by a notice served under section 49(2)(b), if the recipient fails to take that action	Chief Executive Officer
water industry entity	section 49(6)	Recover the reasonable costs of taking action under section 49(4) as a debt	Chief Executive Officer
water industry entity	section 49(7)	Authorise a person to take action under section 49(4) on the water industry entities behalf	Chief Executive Officer
water industry entity	section 50(1)	Authorise a person to: (a) attach any equipment or other thing, or make any connection, to water/sewerage infrastructure; (b) interfere with: (i) the collection, storage, production, treatment, conveyance, reticulation or supply of water through the use of water infrastructure; or (ii) the collection, storage, treatment, conveyance or reticulation of sewage through the use of sewerage infrastructure; (c) disconnect or interfere with any water/sewerage infrastructure, or any equipment associated with any water/sewerage infrastructure; or (d) damage any water/sewerage infrastructure, or any equipment associated with any water/sewerage infrastructure.	Chief Executive Officer
water industry entity	section 50(2)(a)	Enter land and carry out an inspection of any place if the water entity believes on reasonable grounds that a person has contravened section 50(1)	Chief Executive Officer
water industry entity	section 50(2)(b)	Disconnect, close, turn off or remove anything that has been attached or used in connection with a contravention section 50(1)	Chief Executive Officer
water industry entity	section 50(3)	Obtain a warrant under Part 10 of the Water Industry Act to enter land	Chief Executive Officer
water industry	section 50(4)	Authorise a person to take action under section 50 on	Chief Executive

	Water Industry Act 2012		
Capacity of council	Statutory provision	Power/function	Delegate
entity		the water industry entities behalf	Officer
water industry entity	section 50(7)	Recover compensation from a person guilty of a contravention of section 50(1) on application to a court convicting the person of an offence against this section or by action in a court of competent jurisdiction	Chief Executive Officer
water industry entity	section 51(1)	Receive notice from a person proposing to do work near water/sewerage infrastructure	Chief Executive Officer
water industry entity	section 51(3)(b)	Specify requirements to apply for the protection of the infrastructure or the safety of person carrying out the work	Chief Executive Officer
water industry entity	section 51(4)	Recover compensation from a person guilty of a contravention of section 51 on application to a court convicting the person of an offence against this section or by action in a court of competent jurisdiction	Chief Executive Officer
water industry entity	section 52(1)	Receive notice from a person proposing to: (a) to first lay the pavement or hard surface in any road; (b) to relay the pavement or hard surface in any road; (c) to widen or extend the pavement or hard surface in any road; (d) to alter the level of any road; (e) to construct or alter any footpaths, gutters, kerbing or water tables in any road; or (f) to construct or alter any drainage work in any road in which water/sewerage infrastructure is laid	Chief Executive Officer
water industry entity	section 52(2)	Advise the person giving notice under section 52(1) of any new water/sewerage infrastructure proposed in the relevant road and of any interference that is expected to be caused to the existing water/sewerage infrastructure	Chief Executive Officer
water industry entity	section 52(4)	Confer with a person giving notice under section 52(1) with respect to variations to the proposed work	Chief Executive Officer
water industry entity	section 52(6)	Waive the requirement to provide notice under section 52(1)	Chief Executive Officer
water industry entity	section 53(2)(b)	Approve the installation or maintenance of a pipe capable of conveying water beyond the boundaries of a site occupied by the person	Chief Executive Officer
water industry entity	section 53(1)	Authorise a person to: (a) abstract or divert water from any water infrastructure; or (b) abstract or divert any sewage from any sewerage infrastructure	Chief Executive Officer

	Water Industry Act 2012		
Capacity of council	Statutory provision	Power/function	Delegate
water industry entity	section 53(3)	Recover compensation from a person guilty of a contravention of section 53 on application to a court convicting the person of an offence against this section or by action in a court of competent jurisdiction	Chief Executive Officer
water industry entity	section 54(1)(a)	Require a person supplied water by the water industry entity to allow a person authorised by the entity to enter land and fix a meter supplied by the entity	Chief Executive Officer
water industry entity	section 54(1)(b)	Require a person supplied water by the water industry entity to ensure that a meter of a kind specified by the entity is fixed and used for the purposes of measuring water supplied to the person	Chief Executive Officer
water industry entity	section 54(3)	Supply a water meter	Chief Executive Officer
water industry entity	section 54(4)	Issue a direction or requirement in regard to the installation or use of a meter	Chief Executive Officer
water industry entity	section 54(10)	Serve a notice on a person who fails to ensure that access to the meter or fitting for the purpose of reading, replacement, repair or maintenance is not obstructed requiring the person to take specified action to provide access to the meter or fitting	Chief Executive Officer
water industry entity	section 54(11)	Enter land and take action to provide access to the meter or fitting	Chief Executive Officer
water industry entity	section 54(12)	Recover compensation from a person guilty of a contravention of section 54 on application to a court convicting the person of an offence against this section or by action in a court of competent jurisdiction	Chief Executive Officer
water industry entity	section 54(13)	Recover costs of taking action under section 54(11) as a debt	Chief Executive Officer
water industry entity	section 55(1)	Authorise a person to discharge any solid, liquid or gaseous materials, or any other item or thing, into water infrastructure	Chief Executive Officer
water industry entity	section 55(3)	Recover compensation from a person guilty of a contravention of section 55 on application to a court convicting the person of an offence against this section or by action in a court of competent jurisdiction	Chief Executive Officer
water industry entity	section 56(1)	Authorise a person to discharge into any sewerage infrastructure any solid, liquid or gaseous material, or any other item or thing that is likely to damage the infrastructure	Chief Executive Officer
water industry entity	section 56(3)(a)	Authorise a person to discharge specific waste material into sewerage infrastructure	Chief Executive Officer
water industry	section 56(3)(b)	Enter into a contract with a person in regard to the	Chief Executive

	Water Industry Act 2012		
Capacity of council	Statutory provision	Power/function	Delegate
entity		provision of a sewerage service authorising the discharge specific waste material into sewerage infrastructure	Officer
water industry entity	section 56(5)	Authorise a person to cause, permit or allow any rainwater, stormwater or surface water to flow into, or to otherwise enter, any sewerage infrastructure	Chief Executive Officer
water industry entity	section 56(7)	Attach conditions to an authorisation under section 56(5)	Chief Executive Officer
water industry entity	section 56(7)	Vary or revoke an authorisation under section 56(5)	Chief Executive Officer
water industry entity	section 56(9)	Recover the reasonable costs and expenses incurred by the water entity in addressing any damage or loss caused as a result of, on in remedying circumstances caused by, a contravention of section 56 as a debt	Chief Executive Officer
water industry entity	section 57(1)	Issue a notice requiring an owner or occupier of land to carry out specified work	Chief Executive Officer
water industry entity	section 57(3)	Vary or revoke a notice issued under section 57(1)	Chief Executive Officer
water industry entity	section 57(5)	Take action required by a notice if the recipient of the notice fails to take the action	Chief Executive Officer
water industry entity	section 57(6)	Authorise a person to take action under section 57(5) on the entity's behalf	Chief Executive Officer
water industry entity	section 57(8)	Recover the reasonable costs and expenses incurred by the water industry entity taking action under section 57(5) as a debt	Chief Executive Officer
water industry entity	section 58(1)	Close off or disconnect from the sewerage infrastructure one or more drains on the land that are connected to the sewerage infrastructure or restrict the provision of any sewerage service to the land	Chief Executive Officer
water industry entity	section 58(2)	Reopen or reconnect a drain closed off or disconnected under section 58(1)	Chief Executive Officer
water industry entity	section 58(2)	Require the owner or occupier of land to pay the prescribed fee prior to reopening or reconnecting a drain closed off or disconnected under section 58(1)	Chief Executive Officer
water industry entity	section 59(3)(a)	Lessen the supply through any infrastructure	Chief Executive Officer
water industry entity	section 59(3)(b)	Prohibit the use of water in a specified purpose or purposes, or restrict or regulate the purposes for which water can be used	Chief Executive Officer
water industry entity	section 59(3)(c)	Prohibit the use of water in a specified manner or by specified means, or restrict or regulate the manner in	Chief Executive Officer

	Water Industry Act 2012		
Capacity of council	Statutory provision	Power/function	Delegate
		which, or the means by which, water may be used	
water industry entity	section 59(3)(d)	Prohibit specified uses of water during specified periods, or restrict or regulate the times at which water may be used	Chief Executive Officer
water industry entity	section 59(3)(e)	Discontinue the supply of water	Chief Executive Officer
water industry entity	section 59(4)	Impose a requirement that a permit of the water industry entity must be held to undertake an activity involving the use of water	Chief Executive Officer
water industry entity	section 59(4)	Issue a permit authorising an activity involving the use of water	Chief Executive Officer
water industry entity	section 59(5)(b)	Publish or serve a notice regarding a prohibition or notice under section 59(3)	Chief Executive Officer
water industry entity	section 59(5)(b)	Vary or revoke a prohibition or notice under section 59(3)	Chief Executive Officer
water industry entity	section 60(1)	Serve notice on the owner or occupier of land that is connected to water infrastructure operated by the entity directing the owner or occupier to install a flow reducing device of a specified kind and to use the device to reduce flow in the pipes on the land which are connected to the water infrastructure	Chief Executive Officer
water industry entity	section 60(5)	Install a flow reducing device if the owner or occupier has failed to comply with the requirements of a notice under section 60(1)	Chief Executive Officer
water industry entity	section 60(6)	Recover the reasonable costs and expenses incurred by the water industry entity as a debt from the person who failed to comply with the notice under section 60(1)	Chief Executive Officer
water industry entity	section 63(3)(a)	Disconnect the supply of water or the collection of sewage, or restrict the supply of services	Chief Executive Officer
water industry entity	section 63(3)(b)	Obtain a warrant under Part 10 to enter a place for the purpose of disconnecting the supply of water or the collection of sewage, or restricting the supply of services	Chief Executive Officer
water industry entity	section 63(5)(b)	Restore a connection for the supply of water or the collection of sewage	Chief Executive Officer
water industry entity	section 64	Cut off the supply of water to any region, area, land or place if it is necessary to do so to avert danger to any person or property	Chief Executive Officer
water industry entity	section 68	Comply with prescribed technical and safety requirements or any technical and safety requirements of the Technical Regulator	Chief Executive Officer

	Water Industry Act 2012		
Capacity of council	Statutory provision	Power/function	Delegate
water industry entity	section 69(3)	Disconnect the supply of water or the collection of sewerage, or restrict the supply of services	Chief Executive Officer
water industry entity	section 84(1)(b)	Make an application to the Commission for a review of a decision of the Commission under Part 4 to suspend or cancel the entity's licence or vary the terms or conditions of the entity's licence	Chief Executive Officer
water industry entity	section 85(1)(a)	Make an application for a review of a decision or an enforcement notice under Part 8, Division 4 under section 34 of the <i>South Australian Civil and Administrative Tribunal Act 2013</i>	Chief Executive Officer
water industry entity	section 88(1)	Provide information requested by the Minister	Chief Executive Officer
water industry entity	section 98(1)	Provide and maintain fire plugs, maintain various standards, and comply with any other requirements relating to the provision of water for fire-fighting purposes, in accordance with any scheme determined by the Minister	Chief Executive Officer
water industry entity	section 102(2)	Commence proceeding for an offence under the Water Industry Act	Chief Executive Officer
water industry entity	section 111(7)	Certify a plan delineating the position of any equipment, plant or drain connected to any water/sewerage infrastructure	Chief Executive Officer
water industry entity	section 111(8)	Certify a date on and from which the water industry entity was prepared to supply water by means of a direct service to land specified in the certificate or could by means of drains or other infrastructure, be drained or serviced by a sewer	Chief Executive Officer
water industry entity	section 111(9)	Certify a copy or extract of a register of readings of meters maintained by the water industry entity	Chief Executive Officer
water industry entity	section 113(1)	Cause a ventilating shaft, pipe or tube for any sewerage infrastructure or drain to be attached to the exterior wall of a building	Chief Executive Officer

	Water Industry Regulations 2012		
Capacity of council	Statutory provision	Power/function	Delegate
water industry entity	regulation 9	Enter into an agreement with a person undertaking work which would involve the alteration of any water/sewerage infrastructure to share the cost of the work	Chief Executive Officer
water industry entity	regulation 11(1)	Provide a statement of the amount paid to a person who has paid an amount for the provision of retain services	Chief Executive Officer
water industry entity	regulation 11(2)	Provide a consumer with a statement of the quantity of water supplied by the entity to the consumer in the financial year	Chief Executive Officer
water industry entity	regulation 11(3)	Provide a statement of the amount paid for retail services or the quantity of water supplied by the entity financial year to any other person acting with the consent of the person referred to in regulations 11(1) and 11(2)	Chief Executive Officer
water industry entity	regulation 12(1)	Provide a statement as the existence or non-existence of encumbrances in relation to the land to which the application relates that are prescribed encumbrances for the purposes of the <i>Land and Business (Sale and Conveyancing) Act 1994</i>	Chief Executive Officer
council	regulation 13(a)(i)	Seek the approval of a water industry entity (that owns or operated sewerage infrastructure that may be affected by the planting) to plant trees and shrubs (except those listed I Schedule 2 and Schedule 3) on public land	Chief Executive Officer
water industry entity	regulation 13(a)(i)	Grant approval to plant trees and shrubs on public land	Chief Executive Officer
water industry entity	regulation 13(b)	Grant approval to plant trees and shrubs on a road closer than 1 metre to any water infrastructure	Chief Executive Officer
council	regulation 14(1)	Receive and comply with a notice from water industry entity directing action in regard to a tree or shrub on public land which is causing, or is likely to cause, damage to water/sewerage infrastructure or a reduction in the efficiency of the operation of that infrastructure	Chief Executive Officer
water industry entity	regulation 14(1)	Direct a council or other person with care, control or management of land to take action in regard to a tree or shrub on public land which is causing, or is likely to cause, damage to water/sewerage infrastructure or a reduction in the efficiency of the operation of that infrastructure	Chief Executive Officer
water industry entity	regulation 14(2)	Take action specified in a notice under regulation 14(1) if the recipient fails to comply with the notice	Chief Executive Officer

	Water Industry Regulations 2012		
Capacity of council	Statutory provision	Power/function	Delegate
water industry entity	regulation 14(3)	Recover costs of taking action specified in a notice under regulation 14(2) as a debt	Chief Executive Officer
water industry entity	regulation 15	Recover costs of taking action specified in a notice under regulation 14 as a debt	Chief Executive Officer
water industry entity	regulation 16(3)(b)	Authorise a person to enter infrastructure owned or operated by the entity	Chief Executive Officer
water industry entity	regulation 17(1)(a)	Obtain the approval of ESCOSA prior to taking action under sections 59(3)(a) to 59(3)(e) (inclusive)	Chief Executive Officer
water industry entity	regulation 17(1)(b)(i)	Notify the public of the intention to exercise a power under sections 59(3)(b) to 59(3)(d) (inclusive) by notice in the Gazette	Chief Executive Officer
water industry entity	regulation 17(1)(b)(ii)	Notify the public of the intention to exercise a power under sections 59(3)(a) to 59(3)(e) (inclusive) by a notice of a website, in a newspaper circulating throughout the area of the State in which person affected by the exercise of the power are situated and in any other manner considered appropriate	Chief Executive Officer
water industry entity	regulation 18	Issue a permit for the purposes of section 59(4) of the Water Industry Act	Chief Executive Officer
council	regulation 23(2)(a)	Give notice in writing to the water industry entity that owns, manages or uses the entry point, inspection point or other fitting of the alteration to the surface height of a road, footpath or easement to a water industry entity	Chief Executive Officer
water industry entity	regulation 23(2)(b)	Alter the height of an entry point, inspection point or other fitting	Chief Executive Officer
water industry entity	regulation 23(3)	Recover costs under regulation 23(2)(b) as a debt from entity which altered the height of the road, footpath or easement	Chief Executive Officer
water industry entity	regulation 34(1)(b)	Direct a person to disconnect a pipe which is intersected by the boundary of adjoining allotments from water/sewerage infrastructure	Chief Executive Officer
water industry entity	regulation 34(4)	Direct a person to disconnect a pipe which lies across the boundary of adjoining allotments from water/sewerage infrastructure	Chief Executive Officer
water industry entity	regulation 34(7)	Enter land and undertake work required by a notice under regulation 34 if the recipient has failed to undertake the required work	Chief Executive Officer
water industry entity	regulation 36	Estimate the quantity of water supplied through a meter	Chief Executive Officer
water industry entity	regulation 38	Impose a charge in respect of land a kind specified by the Minister by notice in the <i>gazette</i> despite the fact that the land is not connected to infrastructure by	Chief Executive Officer

Water Industry Regulations 2012			
Capacity of council	Statutory provision	Power/function	Delegate
		which a retail service is provided by the water industry entity or the provision of a retail service to the land by the water industry entity has been reduced or discontinued	

Land Acquisition Act 1969 (Internal)			
Capacity of Council	Statutory Provision	Power/function	Delegate
Council	35	The power pursuant to Section 35 of the Act to sell, lease, or otherwise deal with or dispose of any land acquired pursuant to the Act that it does not require for purposes authorised by an Act.	Chief Executive Officer
Council	33	The duty pursuant to Section 33 of the Act where the delegate or the Council agrees with a claimant or is ordered to pay a greater amount of compensation than the amount paid into Court in respect of the acquisition of any land, to also pay the additional sum that would have accrued (whether as interest or otherwise) had the amount agreed or ordered been paid into Court instead.	Chief Executive Officer
Council	30(1)	The power pursuant to Section 30(1) of the Act to by notice in writing served upon any person, require him to deliver up for the inspection of the Authority, any specified document in his possession or power evidencing the interest of any person in land required for purposes authorised by an Act or any other specified record, account, or document in his possession or power relating to any such land.	Chief Executive Officer
Council	29(2)	The power pursuant to Section 29(2) of the Act, if after the expiration of three months from the day on which a notice was served under Section 28(1) of the Act, the Council and the claimant are not agreed upon the amount of compensation that should be paid, to refer the matter to the Court for determination.	Chief Executive Officer
Council	28(2)	The duty pursuant to Section 28(2) of the Act to at least 7 days before entering into temporary occupation of land under Section 28(1) of the Act, give notice to the owner and occupier of the land.	Chief Executive Officer
Council	28(1)	The power pursuant to Section 28(1) of the Act and subject to Section 28(1a) of the Act, to, temporarily occupy and use any land to which Section 28 applies for purposes authorised by an Act and: 17.1.1 take there from any stone, gravel, earth or other material; or 17.1.2 deposit any material on the land; or 17.1.3 make cuttings or excavations on the land; or 17.1.4 make and use roads on the land; or 17.1.5 manufacture on the land any materials required for those purposes; or 17.1.6 erect workshops, sheds and buildings of a temporary character on the land.	Chief Executive Officer

Council	27(2)	The duty pursuant to Section 27(2) of the Act to, at least 7 days before entering land under Section 27(1) of the Act, give notice to the owner and occupier of the land.	Chief Executive Officer
Council	27(1)	The power pursuant to Section 27(1) of the Act to, for the purposes of the Act, or the special Act, authorise in writing a person to: 16.1.1 enter and remain upon any land with any assistants, vehicles, machinery or equipment; and' 16.1.2 affix or establish any trigonometrical stations, survey pegs, marks or poles and from time to time alter, remove, re-instate, or remove them; an 16.1.3 dig or bore into the land.	Chief Executive Officer
Council	25(3)	The duty pursuant to Section 25(3) of the Act and subject to Sections 25(1) and 25(2), to ensure the total compensation payable for the acquisition of native title does not exceed the amount that would be payable for the acquisition of an estate in fee simple in the relevant land.	Chief Executive Officer
Council	25(1)	The duty pursuant to Section 25(1) of the Act to determine the compensation payable under the Act in respect of the acquisition of land according to the following principles: 15.1.1 the compensation payable to a claimant shall be such as adequately to compensate him for any loss that he has suffered by reason of the acquisition of the land; and 15.1.2 in assessing the amount referred to in Section 25(1)(a) consideration may be given to: 15.1.2.1 the actual value of the subject land; an 15.1.2.2 the loss occasioned by reason of severance, disturbance or injurious affection; and 15.1.3 compensation shall be fixed as at the date of acquisition of the land; and 15.1.4 here the claimant's interest in the subject land was liable to expire or be determined, any reasonable prospect of renewal or continuation of the interest must be taken into account; and 15.1.5 any special suitability or adaptability of the land for any purpose shall not be taken into account if it could be applied to that purpose in pursuance only of statute, or if the suitability or adaptability is peculiar to the purposes or requirements of a particular person or of any Governmental or local governing authority but any bona fide offer to acquire the land made before the passing of the special Act shall be taken into account; and 15.1.6 where the value of the land is enhanced by reason of its use, or the use of any premises on the land, in a manner that may be restrained by any court, or is contrary to law, or is detrimental to the health of any persons, the amount of that enhancement shall not be taken into account; and 15.1.7 no allowance shall be made on account of the fact that the acquisition is effected without the consent, or against the will, of any person; and	Chief Executive Officer

		<p>15.1.8 no allowance shall be made for any enhancement or diminution in the value of the land in consequence of:</p> <p>15.1.8.1 the passing of the special Act: or</p> <p>15.1.8.2 the acquisition under this Act of any other land; or</p> <p>15.1.8.3 any proposed or expected development of the land after its acquisition; and</p> <p>15.1.9 where the land is, and but for acquisition would continue to be, devoted to a particular purpose, and there is no general demand or market for land devoted to that purpose, the compensation may, if reinstatement in some other place is bona fide intended, be assessed on the basis of the reasonable cost of equivalent reinstatement; and</p> <p>15.1.10 allowance shall be made in favour of the Council for any enhancement in value of land adjoining the subject land in which the claimant is interested by reason of development of the land after its acquisition, but in no case shall the claimant be liable to make any payment to the Council in respect of such enhancement in value; and</p> <p>15.1.11 here a notice of intention to acquire land has been served upon a person interested in the land, any sales, transactions, arrangements, licences or approvals effected or obtained with respect to the land, and any improvements to the land effected, after service of the notice, shall not be taken into account unless it is proved that they were effected or obtained bona fide.</p>	
Council	24(4)	The power pursuant to Section 24(4) of the Act to apply to the Court to order that any person in possession of land after the expiration of three months from the day on which a notice of acquisition in relation to the land was published in the Gazette, shall pay rent to the Court at a rate fixed by the Court.	Chief Executive Officer
Council	24(3)	The power pursuant to Section 24(3) of the Act to agree to extend the period of three months referred to in Section 24(2) of the Act.	Chief Executive Officer
Council	24(2)	<p>The power pursuant to Section 24(2) of the Act, if at the expiration of three months after the publication in the Gazette of the notice of acquisition, the Council has failed to obtain agreement upon entry into possession of the subject land, to apply to the Court for:</p> <p>14.2.1 an order that any person be ejected from the subject land; and</p> <p>14.2.2 such further orders as may be just in the circumstances.</p>	Chief Executive Officer
Council	24(1)	The duty pursuant to Section 24(1) of the Act, where an interest in possession in land is vested in the Council pursuant to the Act, to diligently endeavour to obtain agreement as to the terms on which the Council will enter into possession of the subject land.	Chief Executive Officer
Council	23C(4)(a)	The power pursuant to Section 23C(4)(a) of the Act to not dispute that native title exists or exists in the	Chief Executive Officer

		subject land as claimed.	
Council	23C(1)	The power pursuant to Section 23C(1) of the Act to refer a question arising in the course of negotiations into Court.	Chief Executive Officer
Council	23B(2)	The power pursuant to Section 23B(2) of the Act to apply to the Court to give effect to an agreement filed in the Court under Section 23B of the Act.	Chief Executive Officer
Council	23B(1)	The duty pursuant to Section 23B(1) of the Act, if agreement about compensation is reached by the negotiating parties, to file a copy of the agreement in the Court.	Chief Executive Officer
Council	23A(3)	The duty pursuant to Section 23A(3) of the Act, within seven days after making an offer of compensation, pay the amount offered into the Court subject to Section 23A(3a) of the Act.	Chief Executive Officer
Council	23A(2)	The duty pursuant to Section 23A(2) of the Act to ensure the offer (where appropriate) differentiates between, and quantifies, the component of compensation representing the value of the acquired land and the component referable to disturbance or other compensable matters.	Chief Executive Officer
Council	23A(1)	The duty pursuant to Section 23A(1) of the Act, when the delegate gives notice of the acquisition of land to, in accordance with Section 23A(2) of the Act, make an offer to the person or persons whom the delegate believes to be entitled to compensation for the acquisition, stating the amount of compensation the Council is prepared to pay.	Chief Executive Officer
Council	23(5)	The power pursuant to Section 23(5) of the Act, if a party to the negotiations who is the holder of native title in the land requests non-monetary compensation, to: (a) consider the request; and (b) negotiate in good faith with the party in relation to the request.	Chief Executive Officer
Council	23(4)	The power pursuant to Section 23(4) of the Act to offer non-monetary compensation.	Chief Executive Officer
Council	23(3)	The power pursuant to Section 23(3) of the Act, to if a party to the negotiations holds or held, or claims to hold or to have held, native title in the land, request the ERD Court to mediate between the parties to assist in obtaining their agreement on the matters at issue between them.	Chief Executive Officer
Council	23(1)	The duty pursuant to Section 23(1) of the Act to, negotiate in good faith with interested persons about the compensation payable for the acquisition of land under the Act.	Chief Executive Officer
Council	17(2)	The duty pursuant to Section 17(2) of the Act to, if a notice of acquisition of native title in land is published, give a copy of the notice of acquisition to any authority that maintains a register of native title under the law of the State or the Commonwealth.	Chief Executive Officer
Council	17(1)	The duty pursuant to Section 17(1) of the Act to, forthwith after publication of a notice of acquisition cause a copy of the notice to be served on the Registrar.	Chief Executive Officer

Council	16(6)	The duty pursuant to Section 16(6) of the Act, if the acquisition may result in the extinguishment of the native title of persons who have not yet been registered under the law of the Commonwealth or the State as holders of, or claimants to, native title in land, to give general notice of the acquisition to all persons who hold or may hold native title in the land and to ensure the notice includes a statement of the special rights of native title holders to claim compensation under this Act.	Chief Executive Officer
Council	16(5a)	The duty pursuant to Section 16(5a) of the Act and subject to Sections 16(5a)(a) and (b) of the Act, to also give notice of the acquisition to the same persons and in the same way as the notice of intention to acquire the land.	Chief Executive Officer
Council	16(5)	The duty pursuant to Section 16(5) of the Act to have the notice of acquisition published in a newspaper circulating generally throughout the State.	Chief Executive Officer
Council	16(4)	The duty pursuant to Section 16(4) of the Act to ensure a notice of acquisition defines the subject land as accurately as is reasonably practicable.	Chief Executive Officer
Council	16(1)	The power pursuant to Section 16(1) of the Act, subject to the Act, to at least three months after the last occasion on which a notice of intention to acquire was given but before the period for acquisition of the land comes to an end, publish in accordance with Section 16(4) of the Act, a notice of acquisition in the Gazette	Chief Executive Officer
Council	15(6)	The power pursuant to Section 15(6) of the Act, if, three months after notice is given under Section 15(5) of the Act, the Council and the claimant are not agreed on whether the claimant is entitled to compensation, or the amount of the compensation, to refer the matter to the Court for determination.	Chief Executive Officer
Council	15 (4a)(b)	The power pursuant to Section (4a)(b) of the Act to apply to the ERD Court to extend the period for acquisition of the land.	Chief Executive Officer
Council	15 (4a)(a)	The power pursuant to Section (4a)(a) of the Act to extend the period for acquisition of the land by agreement with the interested parties.	Chief Executive Officer
Council	15(4)	The duty pursuant to Section 15(4) of the Act, if the Council does not acquire land within 18 months or a longer period fixed under Section (4a) of the Act, to not acquire the land unless a further notice of intention to acquire the land is given.	Chief Executive Officer
Council	15(3)	The duty pursuant to Section 15(3) of the Act, if the Council or the delegate decides not to proceed with the acquisition of land, to, subject to Section 15(3)(a) and (b), give notice of the decision to the same persons and in the same way as the notice of intention to acquire the land.	Chief Executive Officer
Council	15(2)	The power pursuant to Section 15(2) of the Act, notwithstanding the fact that a notice of intention to acquire land has been served upon any person, to decline to proceed with the acquisition of the subject	Chief Executive Officer

		land.	
Council	15(1)	The power pursuant to Section 15(1) of the Act, to, at any time after the service of a notice of intention to acquire land, and before the publication of a notice of acquisition in respect of the land, acquire the subject land by agreement.	Chief Executive Officer
Council	14(3)	The duty pursuant to Section 14(3) of the Act in respect of land to which Section 14 of the Act applies, where the Council or the delegate has determined not to proceed with the acquisition of land, or is presumed so to have determined under the provisions of the Act, to forthwith make written application to the Registrar for withdrawal of a caveat entered pursuant to Section 14 of the Act	Chief Executive Officer
Council	14(3)	The power pursuant to Section 14(3) of the Act in respect of land to which Section 14 of the Act applies, to determine not to proceed with the acquisition of land.	Chief Executive Officer
Council	14(2)	The duty pursuant to Section 14(2) of the Act in respect of land to which Section 14 of the Act applies, to cause a copy of each notice of intention to acquire land to be served upon the Registrar.	Chief Executive Officer
Council	13(4)	The power pursuant to Section 13(4) of the Act to, lodge a copy of a notice of intention to acquire land to which Section 13 applies, at the General Registry Office and to, by instrument in writing served upon any person, require him to deliver up to the Registrar any instrument evidencing his interest in the subject land.	Chief Executive Officer
Council	12B(6)	The duty pursuant to Section 12B(6) of the Act, if the independent person or body hearing an objection under Section 12B of the Act makes a determination upholding the objection, or that contains conditions about the acquisition that relate to registered native title rights, to comply with the determination unless: 4.1.1 the Minister responsible for indigenous affairs is consulted; and 4.1.2 the consultation is taken into account; and 4.1.3 it is in the interests of the State not to comply with the recommendation.	Chief Executive Officer
Council	12(4)	The duty pursuant to Section 12(4) of the Act to consider any request made to it under Section 12 of the Act and, within 14 days after receipt of the request, serve notice in writing on the person by whom the request was made, indicating whether the Delegate accedes to, or refuses, the request.	Chief Executive Officer
Council	11(3)	The power pursuant to Section 11(3) of the Act to, in relation to a written request made under Section 11(1) of the Act, furnish the explanation and details by letter, or by making available models, plans, specifications or other relevant materials relating to the statutory land acquisition scheme.	Chief Executive Officer
Council	10(4)	The duty pursuant to Section 10(4) of the Act, if the Council changes the boundaries of the land it proposes to acquire in any respect, to, subject to Section 10(5) of the Act immediately serve a notice of amendment	Chief Executive Officer

		to the notice of intention to acquire the land on the same persons and in the same way as the notice of intention to acquire.	
Council	10(3)	The duty pursuant to Section 10(3) of the Act to ensure the notice of intention to acquire the land complies with the following requirements: 1.3.1. it must define the subject land with reasonable particularity; and 1.3.2 if Part 4 Division 1 of the Act applies to the proposed acquisition - it must include a statement that Aboriginal groups who are not registered, and have not applied for registration, under the law of the State or the Commonwealth as holders of or claimants to native title in the land but want to participate in the negotiations must take the necessary steps under that law to become native title parties in relation to the relevant land within three months after service of the notice.	Chief Executive Officer
Council	10(2)	The duty pursuant to Section 10(2) of the Act if the Council proposes to acquire native title in land, to, in accordance with Section 10(3) of the Act, 1.2.1 if there is a native title declaration for the land give notice of intention to acquire the land to the registered representative of the native title holders and the relevant representative Aboriginal body; 1.2.2 if there is no native title declaration for the land: 1.2.2.1 give a notice of intention to acquire the land to all persons who hold, or may hold, native title in the land; and 1.2.2.2 in a case to which Part 4 Division 1 of the Act applies: (a) give a copy of the notice of intention to acquire the land to the Registrar of the ERD Court and the Commonwealth Registrar; and (b) as soon as practicable after completing all requirements for service of the notice, give the Registrar of the ERD Court, the Commonwealth Registrar, the relevant representative Aboriginal body and any other prescribed persons a statutory declaration: (i) specifying the steps that have been taken to effect service, the date of each step, and when the requirements for service were completed; and (ii) exhibiting any supporting materials required under the regulations.	Chief Executive Officer
Council	10(1)	The duty pursuant to Section 10(1) of the Land Acquisition Act 1969 (the Act), if the Council proposes to acquire land (other than native title), to, in accordance with Section 10(3) of the Act, give a notice of intention to acquire the land to each person whose interest in the land is subject to acquisition, or such of those persons as, after diligent inquiry, become known to the Council or the delegate.	Chief Executive Officer

<i>Land Acquisition Regulations 2004 (Internal)</i>			
Capacity of council	Statutory provision	Power/function	Delegate
Council	r8(c)	The power pursuant to Regulation 8(c) of the Regulations to, from time to time, waive in whole or in part, all or any of the obligations imposed by Section 8(a), on such conditions as it thinks fit.	Chief Executive Officer
Council	r8(1)(viii)	The power pursuant to Regulation 8(a)(viii) of the Regulations to give the tenant or tenants reasonable notice (which must not be less than one month) of determination of the tenancy.	Chief Executive Officer
Council	r8(a)(i)	The power pursuant to Regulation 8(a)(i) of the Regulations to agree with a tenant at will under Section 24(5) of the Act as to the days and the manner that the tenant, or where there are more than one, the tenants jointly and severally covenant, to pay rent at a rate that represents a fair economic rate, having regard to the use that, during the currency of the tenancy, will probably be made of the land.	Chief Executive Officer
Council	r6	The duty pursuant to Regulation 6 of the Land Acquisition Regulations 2004 (the Regulations) to, for the purposes of Section 10(2)(b)(ii)(B) of the Act, exhibit the following supporting materials: 22.1.1 the case of service by publication in a newspaper or relevant special-interest publication in accordance with the Native Title (South Australia) Act 1994 a copy of an extract from the publication containing the notice and identifying the name of the publication and the date of publication; 22.1.2 in the case of service by giving a copy of the notice personally or by post or by some other agreed method in accordance with the Native Title (South Australia) Act 1994, a copy of the notice so served.	
<i>Council ByLaw No 1 – Permits and Penalties ByLaw</i>			
Capacity of council	Statutory provision	Power/function	Delegate
Council	ByLaw No 1	The power to commence proceedings to prosecute an offence under a Council By-law.	Chief Executive Officer
Council	ByLaw No 1	The power to revoke or suspend a grant of permission that has been issued under a Council By-law by notice in writing to the person(s) to whom permission was granted.	Chief Executive Officer
Council	ByLaw No 1	The power to attach any conditions that the delegate sees fit to a grant of permission issued under a By-law and to vary or revoke such conditions or impose new conditions by notice in writing to the person(s) to whom permission was granted.	Chief Executive Officer
Council	ByLaw No 1	The power to grant or refuse an application for permission to undertake an activity or engage in conduct regulated by a Council By-law or, to otherwise grant permission under a Council By-law subject to any conditions the delegate sees fit to impose.	Chief Executive Officer

Instrument of authorisation for the purposes of the Instrument of General Approval and Delegation to Council (22 August 2013)

City of Salisbury

Instrument of authorisation

1. The Minister for Transport and Infrastructure granted:
 - (a) approvals to the Council for the purposes of specific powers under sections 17 and 20 of the *Road Traffic Act 1961*; and
 - (b) appointed the Council as the Minister's delegate in respect of specific powers under sections 17 and 33(1) of the Road Traffic Act,by the Instrument of General Approval and Delegation (dated 22 August 2013) (**General Approval**).
2. Pursuant to the General Approval, the Council authorises the employees of the Council named in the attached table to exercise the powers under sections 17 and 20 of the Road Traffic Act conferred on or delegated to the Council by the General Approval subject to the conditions set out in the General Approval and any additional conditions noted in the table with respect to the exercise of the power.

Signature of the Chief Executive Officer

Name of the Chief Executive Officer

Date

Instrument of authorisation for the purposes of the Instrument of General Approval and Delegation to Council (22 August 2013)

Council authorisations for the purposes of the General Approval

Road Traffic Act	Approval granted to Council (as set out in the General Approval)	Authorised employee	Conditions
sections 17(1) and 17(2)	A. Traffic control devices Install, maintain, alter, operate or remove, or cause to be installed, maintained, altered, operated or removed, any traffic control device on, above or near a road which is under the care, control and management of the Council (except those traffic control devices specified in clause A.8 of the General Approval or dealt with in other clauses of the General Approval)	001084 General Manager City Infrastructure 001088 Manager Infrastructure Management 001264 Team Leader Civil and Transport Assets 000040 Graduate Civil and Transport Engineer 00041 Engineer – Civil and Transport 000498 Senior Traffic Engineer	As set out in clause A of the General Approval

Instrument of authorisation for the purposes of the Instrument of General Approval and Delegation to Council (22 August 2013)

Road Traffic Act	Approval granted to Council (as set out in the General Approval)	Authorised employee	Conditions
section 20(2)	B. Speed limits at works on roads Place signs on a road for the purpose of indicating the maximum speed to be observed by drivers while driving on, by or towards a work area or a work site where workers are engaged, or works are in progress at the direction of the Council	001084 General Manager City Infrastructure 001088 Manager Infrastructure Management 001264 Team Leader Civil and Transport Assets 000040 Graduate Civil and Transport Engineer 00041 Engineer – Civil and Transport 000498 Senior Traffic Engineer	As set out in clause B of the General Approval

Instrument of authorisation for the purposes of the Instrument of General Approval and Delegation to Council (22 August 2013)

Road Traffic Act	Approval granted to Council (as set out in the General Approval)	Authorised employee	Conditions
section 17(3)	<p>C. Traffic control devices at works on roads</p> <p>Install, display, alter, operate or remove any traffic control device in relation to an area where persons are engaged in work or an area affected by works in progress, or in relation to part of a road temporarily closed to traffic under the <i>Road Traffic Act 1961</i> or any other Act</p>	<p>001084 General Manager City Infrastructure</p> <p>001088 Manager Infrastructure Management</p> <p>001264 Team Leader Civil and Transport Assets</p> <p>000040 Graduate Civil and Transport Engineer</p> <p>00041 Engineer – Civil and Transport</p> <p>000498 Senior Traffic Engineer</p>	As set out in clause C of the General Approval

Instrument of authorisation for the purposes of the Instrument of General Approval and Delegation to Council (22 August 2013)

Road Traffic Act	Approval granted to Council (as set out in the General Approval)	Authorised employee	Conditions
section 17(3)	D. Temporary parking controls Install, display, alter, operate or remove a traffic control device for the purposes of imposing, varying or abolishing a parking control on a temporary basis on a road which is under the care, control and management of the Council	001084 General Manager City Infrastructure 001088 Manager Infrastructure Management 001264 Team Leader Civil and Transport Assets 000040 Graduate Civil and Transport Engineer 00041 Engineer – Civil and Transport 000498 Senior Traffic Engineer	As set out in clause D of the General Approval

Instrument of authorisation for the purposes of the Instrument of General Approval and Delegation to Council (22 August 2013)

Road Traffic Act	Approval granted to Council (as set out in the General Approval)	Authorised employee	Conditions
section 17	<p>F. Grant approval to another road authority</p> <p>Specifically approve the installation, maintenance, alteration, operation or removal of a traffic control device in the Council area by a road authority on, above or near a road under the care, control and management of the road authority</p>	<p>001084 General Manager City Infrastructure</p> <p>001088 Manager Infrastructure Management</p> <p>001264 Team Leader Civil and Transport Assets</p> <p>000040 Graduate Civil and Transport Engineer</p> <p>00041 Engineer – Civil and Transport</p> <p>000498 Senior Traffic Engineer</p>	As set out in clause F of the General Approval

Instrument of sub-delegation for the purposes of the Instrument of General Approval and Delegation to Council (22 August 2013)

City of Salisbury

Instrument of sub-delegation

1. The Minister for Transport and Infrastructure granted:
 - (a) approvals to the Council for the purposes of specific powers under sections 17 and 20 of the *Road Traffic Act 1961*; and
 - (b) appointed the Council as the Minister's delegate in respect of specific powers under sections 17 and 33(1) of the Road Traffic Act,by the Instrument of General Approval and Delegation (dated 22 August 2013) (**General Approval**).
2. Pursuant to the General Approval, the Council sub-delegates to the Chief Executive Officer the power under section 33(1) of the Road Traffic Act to declare an event to be an event to which section 33 of the Road Traffic Act applies and make orders directing:
 - (a) that specified roads (being roads on which the event is to be held or roads that, in the opinion of the delegate, should be closed for the purpose of the event) be closed to traffic for a specified period; and
 - (b) that persons taking part in the event be exempted, in relation to the specified roads, from the duty to observe the following provisions of the *Australian Road Rules*:
 - (i) rule 221: using hazard warning lights;
 - (ii) rule 230: crossing a road – general;
 - (iii) rule 231 crossing a road at pedestrian lights;
 - (iv) rule 232: crossing a road at traffic lights;
 - (v) rule 234: crossing a road on or near a crossing for pedestrians;
 - (vi) rule 237: getting on or into a moving vehicle (provided that the speed of the vehicle does not exceed 5 km/h);
 - (vii) rule 238: pedestrians travelling along a road (except in or on a wheeled recreational device or toy);
 - (viii) rule 250: riding on a footpath or shared path;
 - (ix) rule 264: wearing of seat belts by drivers (provided that the speed of the vehicle does not exceed 25 km/h);
 - (x) rule 265: wearing of seat belts by passengers 16 years old or older (provided that the speed of the vehicle does not exceed 25 km/h);
 - (xi) rule 266: wearing of seat belt by passengers under 16 years old (provided that the speed of the vehicle does not exceed 25 km/h);

Updated: 13 February 2021

Instrument of sub-delegation for the purposes of the Instrument of General Approval and Delegation to Council (22 August 2013)

- (xii) rule 268: how persons must travel in or on a motor vehicle; (provided that the speed of the vehicle does not exceed 25 km/h)
 - (xiii) rule 269: opening doors and getting out of a vehicle etc (provided that the speed of the vehicle does not exceed 5 km/h); and
 - (xiv) rule 298: driving with a person in a trailer (provided that the speed of the vehicle does not exceed 25 km/h).
3. The delegation granted in this instrument is subject to the conditions set out in Clause G of the General Approval and the following conditions:
- (a) the sub-delegate must ensure that the delegated powers are exercised in accordance with relevant legislative requirements and relevant policies and guidelines adopted by the Council.

By resolution of the Council

on:.....

Updated: 13 February 2021

ITEM	3.1.4
	GOVERNANCE AND COMPLIANCE COMMITTEE
DATE	20 September 2021
HEADING	Amendment to Terms of Reference for Council Committees and Sub Committees
AUTHOR	Joy Rowett, Governance Coordinator, CEO and Governance
CITY PLAN LINKS	4.2 We deliver quality outcomes that meet the needs of our community
SUMMARY	This report provides information regarding changes to the <i>Local Government Act 1999</i> relating to the calculation of numbers of Members required to meet quorum.

RECOMMENDATION

That Council:

1. Approves that the Terms of Reference for Council's Committees and Sub Committees be amended to reflect the amended Section 85 of the *Local Government Act 1999* from the date of proclamation.

ATTACHMENTS

There are no attachments to this report.

1. BACKGROUND

- 1.1 Under the *Statutes Amendment (Local Government Review) Act 2021*, Section 85 of the *Local Government Act 1999* (the Act) has been amended to provide that Elected Members who are suspended from office and those granted a leave of absence under the new Section 55A of the Act, are not to be counted in the total number of members of a Council meeting when calculating the prescribed number of Elected Members that constitutes a quorum.
- 1.2 Section 55A of the Act relates to leave of absence for a Council Member contesting election for State Parliament.

2. REPORT

- 2.1 Section 85 of the Act now states:

85—*Quorum*

(1) The prescribed number of members of a council constitutes a quorum of the council and no business can be transacted at a meeting unless a quorum is present.

The prescribed number of members of a council is a number ascertained by dividing the total number of members of the council

for the time being in office by 2, ignoring any fraction resulting from the division, and adding one.

(2) *For the purposes of the definition of prescribed number—*

- (a) *a member of a council who is suspended from the office of member of the council; and*
- (b) *a member of a council who is taken to have been granted leave of absence from the office of member of the council under section 55A, is not to be counted in the total number of members of the council.*

2.2 The Terms of Reference for all Council Committees and Sub Committees make reference to the calculation of a quorum for a meeting to proceed and should now include the additional information arising from the amendment as follows:

2.2.1 Elected Members who are suspended from office and those granted a leave of absence under the new Section 55A of the *Local Government Act 1999*, are not to be counted in the total number of Members of the Council when calculating the prescribed number of Elected Members that constitutes a quorum.

3. CONCLUSION / PROPOSAL

3.1 The calculation of quorum for meetings has been amended following changes to the *Local Government Act 1999* arising from the *Statutes Amendment (Local Government Review) Act 2021*.

3.2 Consequently, the Terms of Reference for Council Committees and Sub Committees require changes to be made to reflect the legislative amendments as follows:

3.2.1 Elected Members who are suspended from office and those granted a leave of absence under the new Section 55A of the *Local Government Act 1999*, are not to be counted in the total number of members of the Council when calculating the prescribed number of Elected Members that constitutes a quorum.

CO-ORDINATION

Officer:	Executive	MG
	Group	
Date:	13/09/2021	06/09/2021

ITEM	3.1.5
	GOVERNANCE AND COMPLIANCE COMMITTEE
DATE	20 September 2021
HEADING	Australia Day Council of South Australia - Election of Board Members
AUTHOR	Joy Rowett, Governance Coordinator, CEO and Governance
CITY PLAN LINKS	4.2 We deliver quality outcomes that meet the needs of our community
SUMMARY	An election has been called for the appointment of five board member positions from eleven candidates for the Australia Day Council of South Australia Inc.

RECOMMENDATIONThat Council:

1. Appoints from the following list of candidates, the nomination of five candidates in order of preference for the Election of the Australia Day Council of South Australia Inc. Board of Management, for selection on the ballot form:
 - 1.1 Mr. Peter Tsokas
 - 1.2 Ms. Fiona Dorman
 - 1.3 Mr. Brad Manuel
 - 1.4 Mr. Maurice Henderson
 - 1.5 Mr. Aashish Wagley
 - 1.6 Dr. Lucy Sutherland
 - 1.7 Ms. Antonietta (Toni) Cocchiaro
 - 1.8 Mr. Stephen Pallaras
 - 1.9 Ms. Sarah Hooper
 - 1.10 Ms. Susanne (Susi) Tegen
 - 1.11 Ms. Gillian Lewis

ATTACHMENTS

This document should be read in conjunction with the following attachments:

1. Australian Day Council of SA Inc Election of Board Members - CANDIDATE INFORMATION 2021

1. BACKGROUND

- 1.1 Expressions of interest in nominating for the Australia Day Council of South Australia Inc were called last month. However, tight timeframes for submitting nominations did not permit a report to be presented to Council.
- 1.2 Further correspondence has now been received from the Australia Day Council seeking Council's preferences of the nominations received for the Board of Management.

2. REPORT

- 2.1 At the close of nominations, the following eleven candidates are nominated for five vacant board member positions:
 - 2.1.1 Mr. Peter Tsokas
 - 2.1.2 Ms. Fiona Dorman
 - 2.1.3 Mr. Brad Manuel
 - 2.1.4 Mr. Maurice Henderson
 - 2.1.5 Mr. Aashish Wagley
 - 2.1.6 Dr. Lucy Sutherland
 - 2.1.7 Ms. Antonietta (Toni) Cocchiaro
 - 2.1.8 Mr. Stephen Pallaras
 - 2.1.9 Ms. Sarah Hooper
 - 2.1.10 Ms. Susanne (Susi) Tegen
 - 2.1.11 Ms. Gillian Lewis
- 2.2 As there are more candidates than vacant positions, an election has been called.
- 2.3 Close of voting is 5:00pm on Monday 27 September 2021. However, an extension has been granted for Council's voting paper to be submitted before 9:30am on the morning following the Council meeting.
- 2.4 It is required to appoint five (5) candidates for selection on the ballot paper; selecting more candidates on the ballot paper will cause the vote be declared informal and invalid.
- 2.5 Candidate profile statements as provided are attached to this report in the same order they appear on the ballot paper.
- 2.6 Results of the ballot will be announced at the Annual General Meeting, which commences at 5:00pm on Wednesday 29 September 2021, in the Council Chambers, City of Unley, 181 Unley Road Unley.

3. CONCLUSION / PROPOSAL

- 3.1 Council is asked to appoint from the list of candidates, the nomination of five candidates in order of preference for the Election of the Australia Day Council of South Australia Inc. Board of Management, for selection on the ballot form.

CO-ORDINATION

Officer:	Executive Group	MG
Date:	13/09/2021	09/09/2021



CANDIDATE INFORMATION – 2021

MR PETER TSOKAS

Peter is one of two existing Board members who have more than 2 years on the Board and brings a strong history and knowledge of the organisation. He believes Corporate Governance and continuity is important.

Peter has been a Member of the Board of the Australia Day Council of SA Inc (ADCSA) since 2013 and for the past two years in the role of Chairperson. He has a firm understanding of the breadth of the role of ADCSA in the local and national landscape; advocating for and championing inclusion first and foremost; multi-culturalism in all its facets; and embracing change and positive thinking for strategic impact at a broader level. Importantly, he understands the privilege of serving on the Board and touching so many lives positively through the work ADCSA does at the local level and contributing strategically at a national level.

Key achievements over the last two years have been:

- expanding Australia Day Council events during the year so that we recognise our award recipients through a range of opportunities,
- Readjustment of Australia Day events to better align with the values of reflect, respect and celebrate
- developing opportunities to further engage with our First Nations peoples and migrant groups
- delivering an operating surplus to ensure the ongoing sustainability of the organisation.

If elected, Peter will continue to build on the achievements of the last two years as well as expanding ADCSA's activities to the regions of South Australia and reviewing the membership proposition to ensure we continue to provide value to ADCSA's members, partners and sponsors.

Peter has the following qualifications: B Eng. (University of Adelaide), MBA (University of SA), and is currently the CEO at the City of Unley.

Peter has a strong background in Local Government.

MS FIONA DORMAN

I am one of two existing Board members that have served more than two years and I bring a strong corporate knowledge and understandings of the organisations key directions and governance.

Since becoming a member of the Asian Women's Consultative Council SA and the National Council of Women SA in 2006, I've been passionate about serving the South Australian community; especially organisations such as the Australia Day Council of SA. I am grateful for all opportunities to engage, serve and champion the array of diverse voices in SA.

In my work, I have the opportunity to drive advocacy initiatives, coordinate views and diverse voices and advocate on a range of social and community reforms such as gender equality, human rights, homelessness and domestic violence in roles spanning National Council of Women SA member and as President; Vice President, Mass Media Adviser, Executive Committee Member and N.C.W. Australia Board. I've been honoured to also hold roles with the Asian Women's Consultative Council Committee (AWCC) as a committee member and past secretary, RPH Adelaide 1197am Community Radio Announcer, Torrens University Human Research Ethics Committee and now too, as the Chair of the Premier's Women's Council.

I commenced a professional scientific research career in 2002 at the Institute of Medical and Veterinary Science in Haematology in both cord blood and adult stem cell research. Following this, roles have included Project Manager, Vice President of Operations and Marketing at the international pre-clinical drug development company, vivoPharm Pty Ltd and as CEO of Surgical Research Australia. I also hold interests in a range of businesses and relish the opportunity to champion the great businesses in South Australia.

It is a privilege to bring all of these experiences and skills to the Australia Day Council in SA.



MR BRAD MANUEL

Brad spent the first decade of his working career working at NFP's AutismSA, Minda, DCSI and CanTeen, where he became the SA/NT Division Manager at 27 after completion of his MBA.

Brad then worked for the Adelaide Crows for several years, before co-founding a video game marketing business that operates across 3 continents.

After a year on the ADCSA Board, he looks forward to continuing to work with the team and drive action for equality and inclusivity.

MR MAURICE HENDERSON

Maurice became a member of the Australia Day Council over 20 years ago. During this time he has been a committed advocate for the Council and for a number of years has been responsible for securing sponsorship for the Australia Day events.

He is the Managing Director of Holdfast Assets which is the family company of Mr Grant Kelley, the CEO of Vicinity Shopping Centers. The assets of Holdfast include, the Adelaide 36ers Basketball Team, as well as agricultural and property investments.

Prior to Holdfast he was the Fundraising Director of the Liberal Party in South Australia. During this time he raised the funds for numerous State and Federal Elections developing along the way strong relationships with many of our politicians and a members of the South Australian business community.

He was Executive Director of The Queen Elizabeth Hospital Research Foundation for sixteen years where he was responsible for instigating the Home Lottery program. Previous employment also includes Deputy Director of The Wheelchair Sports Association and Fundraising officer at The Australian Red Cross Society.

Maurice has been a Director and Chairman of a number of Companies and not for profit organisations as well as serving on the Burnside Council as an elected member.

He has been a Fellow of the Institute of Company Directors and the Institute of Management for twenty years and is also a Fellow of the Fundraising Institute of Australia and the Association for Healthcare Philanthropy.

He is married with two adult children and lives with his wife Lois in a house that has been home to more than thirty foreign exchange and home stay students.

He brings to the Board of the Australia Day Council a vast network of connections which he is happy to leverage for the benefit of the Australia Day Council.

MR AASHISH WAGLEY

I am Aashish Wagley and I came to Australia in 1998 as an international student.

I completed my Bachelor of Commerce at Flinders University and qualified as a CPA.

After accumulating almost four years of solid work experience in the Auditor-General's Department of South Australia, I started my business in accounting and subsequently set up Boomerang International Educational Services in 2009 to attract students to study in Australia.

Presently, Boomerang International Educational Services have offices in Adelaide, Nepal, India, Sri Lanka, Kenya and Hong Kong. With my passion for charitable projects and community engagement, I have given advisory and funding support to various multicultural organizations and community events in South Australia for many years, such as Adelaide Khukuri Football Club, various sporting clubs, ethnic schools, multicultural radio, festivals and various local community activities.

Apart from a deep respect for our First Nations People, I feel strongly the need to bring together the diverse groups of people with their unique cultures and create a platform for new migrants' participation in the celebration of our identities as Australians.

Australia Day is not only an important celebration of multiculturalism in Australia but also a representation of our welcoming and inclusive society. Australia Day Council of South Australia should be more recognized and applauded by different stakeholders for its contribution to uniting all Australians together and be supported to grow and develop sustainably.



Coupled with my experiences and networks in both commercial and non-profit making sectors, I believe I can make people understand the importance of the Council and take action to contribute to its financial sustainability in the long run.

Having served on the Board as Acting Treasurer over the last 10 months I have a deeper knowledge of the workings of the Board and this will help me contribute in a better way going forward.

DR LUCY SUTHERLAND

Dr Lucy Sutherland was formerly the Director of the Botanic Gardens and State Herbarium in South Australia for around five years. She led this public institution, and important tourist attraction, and focused its efforts on supporting South Australia's growth, serving a diverse community, and making significant contributions to the liveability of Adelaide.

Previously, Lucy led the establishment of a national environmental charity, including its governance framework, and served on its Board. This charity has contributed leadership and delivered significant conservation outcomes as part of Australia's biodiversity agenda and national bushfire recovery efforts. Lucy has been a Non-Executive Director on various boards for not-for-profit organisations. She has also been an expert advisor and elected representative on intergovernmental committees, including committees pertaining to South Australia's Lot Fourteen development. Lucy is a seasoned executive with more than 30 years of leadership and management experience in government, not-for-profit and academic sectors.

Lucy is diplomatic and sensitive to diverse cultures through her extensive international work in such regions as Central and South America, Europe, North and South Africa and East and South Asia. Lucy maintains wide interests outside the environmental sector, including having volunteered for organisations supporting migrants and refugees and those with HIV/Aids.

Lucy has a strong interest in community and considers the Board of the Australia Day Council of South Australia Inc. provides her with an opportunity to continue to serve her fellow South Australians.

MS ANTONIETTA (TONI) COCCHIARO

I am of Italian background and a very proud Australian. My interest in the Australia Day Council spans many years, through participation in the Australia Day parade and many Australia Day functions and celebrations. My husband and I held an Australia Day celebration at our home for many years, with over 300 guests attending. As a dedicated Australian, I wish to give back to our wonderful country. If elected, I will have the opportunity to work alongside other members to promote Australian values, inspire the national spirit and work with the community to articulate a shared future. I also recognise that working alongside the National Australia Day Council and other state and federal partners to honour our outstanding Australians is integral to the Board's role.

I will bring to the Australia Day Council many years of leadership experience. These include Deputy Chair of the South Australia Multicultural and Ethnic Affairs Commission, Director of Education of Western and Northern Adelaide, line management of 160 school and preschool leaders and 130 office staff. My connection with schools and the Department for Education will be an advantage to the Board's work in schools.

One of the most crucial functions throughout my career as a culturally and linguistic diverse background woman was to play essential roles in developing multicultural, anti-racism, languages and English as second language policies. I have been a member of state and national committees, providing state and federal government advice on multicultural issues. As an ADCSA member, my leadership experiences with South Australia diverse communities will be an advantage for the Board.

All Australia Day Councils will together need to work on the many diverse needs and strive to reach a common ground with the Australian community, particularly our First Nations People. I look forward to being part of this great challenge.



MR STEPHEN PALLARAS

With over 45 years experience in both the private and public sectors in the practice and teaching of law and advocacy, Stephen's career has included working as a law lecturer, defence counsel, prosecuting counsel and as an Adjunct Professor of Law.

He was made a Queen's Counsel in 2000, was acting Director of Public Prosecutions for Western Australia and appointed as South Australia's Director of Public Prosecutions in 2005. He has practised at the Bars of Victoria, Western Australia and Hong Kong.

While head of the Extraditions Unit in the Hong Kong Attorney General's Chambers, he won several international commendations from the United States of America and the Kingdom of the Netherlands particularly for his work in the field of drug law enforcement. He has had wide experience in cases in several European and Asian jurisdictions and has delivered many key note addresses at international conferences.

In 2008 Stephen was appointed Honorary Member of the Leaders Institute of South Australia.

In 2010 he was appointed member of the Executive Committee of the International Association of Anti-Corruption Authorities.

In 2011 he was elected Vice President of the International Association of Prosecutors.

Stephen is also a Graduate of the Australian Institute of Company Directors.

In 2013 he was made a Justice of the High Court and Court of Appeal in Solomon Islands.

Stephen has also lectured in terrorism and corruption to two leading Chinese universities and has advised several South Pacific governments on issues including domestic violence and human rights.

Stephen is also a director of Legal Services International, which offers training to those people who may be required to testify in court.

Stephen is a second generation Australian with his grandparents from both sides being some of the earliest immigrants to arrive in Australia from Greece at the end of the 20th and at the beginning of the 21st centuries.

He has one sibling, a younger sister, is married and has two children.

He is a keen sports follower, plays several musical instruments and his hobbies are reading, gardening, cooking, exercising and magic.

MS SARAH HOOPER

I am passionate about giving back to my community and wish to be part of an organisation that promotes a welcoming and inclusive society. I have a range of skills including governance, legal compliance and director responsibilities.

I have a business degree and a law degree and have been practising as a lawyer in dispute resolution for over 10 years, now as a Partner at Wallmans Lawyers. I have proven problem solving skills and an ability to identify and manage risks and find practical solutions.

I have acted for numerous not-for-profits which has given me insight into the legal and management issues they face. This led me to develop a seminar series which is presented to not-for-profits annually. I have presented to at least 30 different organisations on governance, directors' duties and disputes. I have also undertaken the review of numerous constitutions, most recently for the Australia Day Council of SA.

With a business education background, I am able to effectively balance competing issues and participate in strategic decisions. My education and work, together with my experience in acting for not-for-profits, has made me cognizant of the challenges currently facing organisations due to coronavirus and its subsequent financial impact and I am confident that I will be able to contribute effectively to strategic, financial and governance matters.

I have been on the Board of the Australia Day Council of SA for the last year and have thoroughly enjoyed working with the team and other Board members. I am hopeful of being able to continue this work and am confident that I can make a long-lasting contribution. I would very much appreciate the opportunity to dedicate my time and energy to the Australia Day Council of SA whilst also enjoying learning more about the many great and inspiring people in SA.



MS SUSANNE (SUSI) TEGEN

As a passionate Australian who has lived and worked in urban, rural and remote Australia I believe I will add value to the Australia Day Council SA.

I have worked in health, medicine, international development, industry, agriculture and education as CEO and MD and all have given me an insight into the vibrant economy and society we have in Australia, indeed ASIA Pac and globally. I have also seen where there are opportunities for growth, collaboration, and leadership. It is only with community, industry, and government collaboration, that we will meet the goals which will ensure that we are sustainable.

I bring people of all walks of life, cultures, background, and experience along, to represent Australia and SA's current position in the world and assist in determining where we will go in the future. It is only by reflecting on the past and the current state of our nation, that we can develop the future we believe is necessary.

As an Immigrant and non-English speaker to Australia as a teenager, I have valued the freedom, privileges and rights of an Australian citizen and the opportunities we have to do well in society and economy, whether as paid worker, as volunteer or as a family member. I have enjoyed volunteering, the roles as mentor, on Government and industry committees, for not-for-profit Health/medical entities and I understand that community volunteers add to the nation, through the culture of "giving back".

Australia through its people, has a vibrant heritage, it also has, like many countries, learnt from its mistakes or changed views it has held in the past. The legacy we leave for our children and future citizens is crucial and the experience in work, community spirit and family will determine what is best for our future. I look forward to working with the Australia Day Council and the community to build and celebrate the legacy.

MS GILLIAN LEWIS

Gillian Lewis has a strong commitment to social justice, equity and inclusion. She is a passionate advocate for the empowerment and safety of women and girls locally, nationally and internationally.

Gillian's advocacy is both powerful and practical. She founded the very successful Adelaide White Ribbon Breakfast in 2007 on the conviction that men needed to engage in addressing violence against women, and has continued since as the Committee's co-convenor. She went on to establish the White Ribbon Night and to initiate and found Pay Our Respects (Honouring Women murdered in Australia each year), and is a Member of the White Ribbon South Australia Committee.

Gillian is a member of BPW International, an influential organisation of business and professional women who advocate for equal opportunities for all women, and represents South Australia on the BPW Australia Board. In her BPW role, Gillian has written expert submissions and appeared at national Inquiries, served on international taskforces, and attended the UN Commission on the Status of Women in New York. She is a Life Member of Muriel Matters Society. Gillian was recognised and inducted to the South Australian Women's Honour Roll in 2015, due in the main to her advocacy and campaigning for gender equity and anti-men's violence against women.

Gillian has a social work background and, until mid-2020, was a senior policy advisor with SA Health. She has brought a wealth of knowledge and skills, including her experience and expertise in government policy development, to establish strong partnerships and engage stakeholders to achieve real and sustainable outcomes for communities and societies. Gillian is determined to make a difference wherever she involves herself and looks forward to the opportunity to serve as a member of the Australia Day Council of South Australia.

ITEM	3.1.6
	GOVERNANCE AND COMPLIANCE COMMITTEE
DATE	20 September 2021
HEADING	Review of Elected Members Records Management Policy
AUTHOR	Laura Fischetti, Team Leader Information Management, Business Excellence
CITY PLAN LINKS	4.4 We plan effectively to address community needs and identify new opportunities 4.2 We deliver quality outcomes that meet the needs of our community
SUMMARY	This report presents the Elected Members Records Management Policy to Council for consideration and endorsement. The Policy has been reviewed with changes made to reflect current practice.

RECOMMENDATIONThat Council:

1. Receives the information.
2. Adopts the amended Elected Members Records Management Policy as set out in Attachment 1 to this report (Governance and Compliance 20/09/2021, Item No. 3.1.6).

ATTACHMENTS

This document should be read in conjunction with the following attachments:

1. Attachment 1 - Updated Elected Members Records Management Policy

1. BACKGROUND

- 1.1 Council's Policy Framework provides for Council Policies to be reviewed within 12 months of a general election and thereafter every two years.
- 1.2 This Policy is due for review, and was last endorsed by Council in August 2019.

2. CITY PLAN CRITICAL ACTION

- 2.1 Improve how we use data to better inform decision making

3. CONSULTATION / COMMUNICATION

- 3.1 Internal
 - 3.1.1 Consultation with staff as to the continuing relevance of the policies and any changes that may be required.
- 3.2 External - Nil

4. REPORT

- 4.1 This Policy has been reviewed by the Policy Owner.
- 4.2 Elected Members have an obligation under the State Records Act 1997, Local Government Act 1999, The Freedom of Information Act 1991 and other relevant legislation to create and manage documents and records.
- 4.3 The policy has been put into the new policy format and the only change of substance is as follows to reflect current practice;

Records Capture

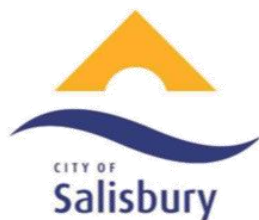
- 5.2.2.1 In order to ensure that emails from Elected Members to members of staff are captured in the Corporate Records Keeping System, a rule has been set up in outlook that sends a copy of these emails to the Councillor@salisbury.sa.gov.au email address which is managed by the Business Intelligence and Data Management Team.
 - 5.2.2.2 When an Elected Member receives an email from a constituent that requires capturing in the corporate record keeping system, the Elected Member must forward that email to the councillors@salisbury.sa.gov.au email address
- 4.4 This process aims to assist Elected Members meet their obligations under the Act.
- 4.5 Consideration of any confidential information is appropriately managed by the Business Intelligence and Data Management Team.

5. CONCLUSION / PROPOSAL

- 5.1 The Elected Members Records Management Policy as contained within Attachment 1 is recommended to Council for endorsement.

CO-ORDINATION

Officer: Executive Group
Date: 13/09/2021



City of Salisbury Values: Respectful, Accountable, Collaborative, Helpful

TITLE: Elected Members Records Management Policy

Approved by:	Council
Responsible Division:	Community Communications and Events
First Issued/Approved:	27 April 2015
Last Reviewed:	26 August 2019
Next Review Date:	August 2021

1. Introduction/Purpose

The City of Salisbury is committed to implementing best practice in the management of its records information and in accordance with business and legislative requirements.

The Elected Members Records Management Policy outlines and directs the practices of Elected Members of the City of Salisbury (Council) in relation to the management of their records.

Records of Council are created and received as a result of interaction with residents and ratepayers, other agencies, government departments and businesses.

Adherence to this Policy will ensure Elected Members are able to

- Meet their records management legislative responsibilities
- Provide evidence of business transactions and accountability
- Validate and support their decisions and actions
- Protect their interest and those of Council

Records are critical to establish the history, corporate memory, build context, meet legislative requirements and to ensure the transparency, accountability and security of Council.

2. Scope

This Policy is applicable to all Elected Members and corporate records created and received in the conduct of their role, including emails, letters and records in all formats and media (paper and digital).

3. Legislative Requirements and Corporate Policy Context

State Records Act 1997

[State Records Act 1997 \(legislation.sa.gov.au\)](http://legislation.sa.gov.au)

Freedom of Information Act 1991

[Freedom of Information Act 1991 \(legislation.sa.gov.au\)](http://legislation.sa.gov.au)

Local Government Act 1999

[Local Government Act 1999 \(legislation.sa.gov.au\)](http://legislation.sa.gov.au)

Australian Records Management Standards AS ISO 15489.1-2002

[AS ISO 15489.1-2002 Records Management - General \(saiglobal.com\)](http://saiglobal.com)

4. Interpretation/Definitions

The definitions within the Policy have been taken from the Glossary of Records Management Terms produced by State Records of South Australia.

Access – Right, opportunity, means of finding, using or retrieving information.

Capture – Deliberate action that results in the registration of a record into Dataworks ECM, assigning a unique identity on its entry into that system.

Dataworks ECM – An automated system used to manage the creation, use, management and disposal of physical and electronically created documents and records for the purposes of supporting the creation, revision and management of digital documents, improving an organisations work-flow and providing evidence of business activities.

Destruction – Process of eliminating or deleting records beyond any possible reconstruction as per the relevant General Disposal Schedule.

Digital Documents/Records – A record created, and/or maintained by means of digital computer technology. Includes records that are 'born digital' or have undergone conversion from a non-digital format (i.e. digitised using OCR or imaging technology).

Disposal – the range of processes associated with implementing records retention, destruction or transfer decisions, which are documented in disposal authorities or other instruments.

Document(s) – Structured units of recorded information, published or unpublished, in hard copy or electronic form, and managed as discrete units in information systems.

Elected Member – means the Mayor and Councillors of the City of Salisbury.

Record – Corporate information created, received and maintained as evidence and information by an agency or person, in the pursuance of legal obligations or in the transaction of business (e.g. email, letter, image). *State Records Act 1997* defines an official record as a record made or received by an agency in the conduct of its business.

Stakeholder – Client, customer, organisation, other agency or government department who conducts business and/or has a relationship with Council.

5. Policy Statements

5.1 The business activities of the Elected Members of the City of Salisbury will be documented, the recorded and managed to protect the integrity, enhance the efficiency, preserve the history and provide a business context of Council.

5.2 The Mayor and Elected Members are responsible for ensuring:

5.2.1 Record Creation

- 5.2.1.1 Records created within the conduct of their role at the City of Salisbury are the property of Council and therefore must be managed and cared for in accordance with the Policy, associated policies and legislation.
- 5.2.1.2 Records are captured within Dataworks ECM as soon as practicable, after an event, decision, agreement of business action.
- 5.2.1.3 Records should be completed, accurate and meaningful to provide a valid and reliable account of what they document

5.2.2 Records Capture

- 5.2.2.1 In order to ensure that emails from Elected Members to members of staff are captured in the Corporate Records Keeping System, a rule has been set up in outlook that sends a copy of these emails to the Councillors@salisbury.sa.gov.au email address which is managed by the Business Intelligence and Data Management Team.
- 5.2.2.2 When an Elected Member receives an email from a constituent that requires capturing in the corporate record keeping system, the Elected Member must forward that email to the councillors@salisbury.sa.gov.au email address.

- 5.2.2.3 All original hard copy documentation including records handed to Elected Members must be forwarded to the Manager Governance or the Governance Coordinator at Council Meetings or Workshops as soon as possible. These records will then be captured into DataWorks ECM by Business Intelligence and Data Management Staff.

5.2.3 Records Retention and Disposal

- 5.2.3.1 There is to be no intentional deletion, destruction or alteration of official records. Records are only to be disposed of in accordance with the provisions of the *State Records Act 1997* by authorised Business Intelligence and Data Management Staff.
- 5.2.3.2 The illegal destruction of records carries penalties under the State Records Act 1997. If prosecuted, penalties will apply to the individual Elected Member involved.

5.2.4 Access and Privacy

- 5.2.4.1 Access to Council held information by Elected Members will need to be requested through the Chief Executive Officer
- 5.2.4.2 Elected Members are entitled, at any reasonable time, to access information held by Council that is relevant to the performance of their functions/duties
- 5.2.4.3 Where information is sought by an Elected Member in relation to their decision-making responsibilities at a formal meeting, it is deemed the same information has equal relevance for all other Elected Members who are also involved in that decision-making process at a formal meeting, and therefore that information will be provided equally to all Elected Members at the same time.
- 5.2.4.4 Where the administration has identified information of relevance to the decision-making responsibilities of Elected Members at a formal meeting (and consistent with informed and responsible decision-making) that information will be provided equally to all other Elected Members of the administration's own initiative.
- 5.2.4.5 Records may contain information that is confidential in nature and should not be divulged to other parties.

5.2.5 Public Access to Information

- 5.2.5.1 Requests by the public or media for access to Council information and records are to be managed by a Freedom of Information Accredited Officer, Access by the public or media to information is protected by provisions in the *Freedom of Information Act 1991* and

advice should be sought from Governance or a Freedom of Information Accredited Officer when enquiries are received prior to allowing access.

5.2.6 Council Systems

- 5.2.6.1 The Mayor and Elected Members must not use private email systems for City of Salisbury business purposes.
- 5.2.6.2 The signature block used on Elected Member emails is to comply with the City of Salisbury default email signature and contain appropriate information as to current role etc.

5.2.7 Integrity of Information

- 5.2.7.1 Under the Local Government Act 1999, Freedom of Information Act 1991, Ombudsman's investigations and legal discovery, the public may apply to request and obtain access to Council records. It is important that a professional approach be taken in relation to documenting and recording all forms of communication with staff, elected members, and community members and customers, actions, transactions, decisions and agreements.
- 5.2.7.2 Comments of a personal or derogatory nature should not be documented in or on records, including emails, under any circumstance. This includes comments on 'post it' notes attached to a document as they become part of the official record.

6. Related Policies and Procedures

- 6.1 City of Salisbury Information Management Policy
- 6.2 City of Salisbury Information Management Procedures

7. Approval and Change History

Version	Approval Date	Approval By	Change
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8. Availability

- 8.1 The Policy is available to be downloaded, free of charge, from Council's website www.salisbury.sa.gov.au
- 8.2 The Policy will be available for inspection without charge at the Civic Centre during ordinary business hours and a copy may be purchased at a fee as set annually by Council.

City of Salisbury Community Hub
34 Church Street, Salisbury SA 5108
Telephone: 84068222
Email: city@salisbury.sa.gov.au

9. Review

This Policy will be reviewed:

- The frequency dictated in legislation; or
- Earlier in the event of changes to legislation or related Policies and Procedures.

Further Information

For further information on this Policy please contact:

Responsible Officer: Team Leader Business Intelligence and Data Management
Address: 34 Church Street, Salisbury SA 5108
Telephone: 8406 8222
Email: city@salisbury.sa.gov.au

ITEM	3.2.1
	GOVERNANCE AND COMPLIANCE COMMITTEE
DATE	20 September 2021
HEADING	Summary of Elected Member Training and Development Expenditure and Outstanding Summary Reports
AUTHOR	Michelle Woods, Projects Officer Governance, CEO and Governance
CITY PLAN LINKS	4.2 We deliver quality outcomes that meet the needs of our community

SUMMARY The Elected Member Training and Development Policy requires staff to report on progress against the expenditure of the Elected Member Training and Development budget on an annual basis. This report presents information on progress against the expenditure for the 2020/2021 financial year. Information in relation to training and development summary reports is also included.

RECOMMENDATION

That Council:

1. Receives the information.

ATTACHMENTS

This document should be read in conjunction with the following attachments:

1. Elected Member Training and Development Budget - 2020/21 Summary of Expenditure
2. Elected Member Training and Development Budget - Individual Carry Forwards to 2021/22 and Budget Allocations
3. Cr Woodman: Summary of Attendance at National General Assembly of Local Government, Canberra - 20-23 June 2021

1. BACKGROUND

- 1.1 An allocation for Elected Member Training and Development activities is made each year as part of the budget process. For 2020/21 the amount allocated was \$48,600. Consistent with the categories specified in the Elected Member Training and Development Policy, the budget allocation was split as follows:

• Whole of Council training and development	• \$12,000
• Council delegate activities	• \$6,000
• Individual Elected Member development	• \$30,600 / 15 Elected Members • = \$2,040 per member/per annum
•	• \$48,600

2. REPORT

Training and Development Expenditure

- 2.1 Attached to this report is a summary of training and development activities attended by Elected Members during 2020/21, including details of expenditure (Attachment 1).
- 2.2 Of the \$48,600 allocated for Elected Member Training and Development, \$9,524 was spent in 2020/21.
- 2.3 Clause 12(c) of the Elected Member Training and Development Policy specifies that any unspent allocations for individual Elected Member development may be carried forward for one year.
- 2.4 Attachment 2 is a summary of individual Elected Member allocations for training and development detailing 2020/21 expenditure, and a final individual allocation for the 2021/22 financial year, taking into account the ability to carry funds forward for one year.
- 2.5 In accordance with the resolution of Council 28 October 2019, funds for the Elected Member Training and Development budget increase by March CPI at the beginning of each financial year.

Attendance Summary Reports

- 2.6 Clause 28 of the Elected Member Training and Development Policy requires staff to report on an annual basis, details of any outstanding Elected Member training and development summary reports.
- 2.7 The only outstanding summary report is by Cr Woodman for her attendance at the National General Assembly of Local Government in Canberra held 20-23 June 2021.
- 2.8 Cr Woodman has now provided a summary of her attendance at the above event, which is attached to this report (Attachment 3).

3. CONCLUSION / PROPOSAL

- 3.1 Council note the expenditure for the Elected Member Training and Development budget.

CO-ORDINATION

Officer:	Executive Group	MG
Date:	13/09/2021	09/09/2021

**Elected Member Training and Development Budget
2020/21 Summary of Expenditure**

Elected Member Training & Development Policy entitlements		Mayor Aldridge	Cr Blackmore	Cr Braun	Cr Brug	Cr Buchanan	Cr Duncan	Cr Grenfell
	Whole of Council Training & Development	\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00
	(details & date provided)	11/08/20 - Chairing Meetings Training (\$260) 18/08/20 - Meeting Procedures (\$220) 20-21/02/21 - Weekend Workshop (\$60)	11/08/20 - Chairing Meetings Training (\$260) 18/08/20 - Meeting Procedures (\$220) 20-21/02/21 - Weekend Workshop (\$60)	11/08/20 - Chairing Meetings Training (\$260) 18/08/20 - Meeting Procedures (\$220) 20-21/02/21 - Weekend Workshop (\$60)	11/08/20 - Chairing Meetings Training (\$260) 18/08/20 - Meeting Procedures (\$220) 20-21/02/21 - Weekend Workshop (\$60)	11/08/20 - Chairing Meetings Training (\$260) 18/08/20 - Meeting Procedures (\$220) 20-21/02/21 - Weekend Workshop (\$60)	11/08/20 - Chairing Meetings Training (\$260) 18/08/20 - Meeting Procedures (\$220) 20-21/02/21 - Weekend Workshop (\$60)	11/08/20 - Chairing Meetings Training (\$260) 18/08/20 - Meeting Procedures (\$220) 20-21/02/21 - Weekend Workshop (\$60)
	Council Delegate Activities					\$ - 29/10/20 - LGA Ordinary General Meeting		
	(details & date attended)					\$ - 30/04/21 - LGA Ordinary General Meeting		
Individual Elected Member Development		\$ -			\$ -			
	(includes activity, accommodation & travel) (details & date attended)	29/10/20 - LGA Annual General Meeting			30/04/21 - LGA Ordinary General Meeting (via livestream)			
		\$ - 30/04/21 - LGA Ordinary General Meeting						
		\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00

**Elected Member Training and Development Budget
2020/21 Summary of Expenditure**

Elected Member Training & Development Policy entitlements		Cr Henningsen	Cr Hood	Cr Jensen	Cr Ouk	Cr Proleta	Cr Reardon	Cr Reynolds	Cr Woodman
	Whole of Council Training & Development	\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00
	(details & date provided)	11/08/20 - Chairing Meetings Training (\$260) 18/08/20 - Meeting Procedures (\$220) 20-21/02/21 - Weekend Workshop (\$60)	11/08/20 - Chairing Meetings Training (\$260) 18/08/20 - Meeting Procedures (\$220) 20-21/02/21 - Weekend Workshop (\$60)	11/08/20 - Chairing Meetings Training (\$260) 18/08/20 - Meeting Procedures (\$220) 20-21/02/21 - Weekend Workshop (\$60)	11/08/20 - Chairing Meetings Training (\$260) 18/08/20 - Meeting Procedures (\$220) 20-21/02/21 - Weekend Workshop (\$60)	11/08/20 - Chairing Meetings Training (\$260) 18/08/20 - Meeting Procedures (\$220) 20-21/02/21 - Weekend Workshop (\$60)	11/08/20 - Chairing Meetings Training (\$260) 18/08/20 - Meeting Procedures (\$220) 20-21/02/21 - Weekend Workshop (\$60)	11/08/20 - Chairing Meetings Training (\$260) 18/08/20 - Meeting Procedures (\$220) 20-21/02/21 - Weekend Workshop (\$60)	11/08/20 - Chairing Meetings Training (\$260) 18/08/20 - Meeting Procedures (\$220) 20-21/02/21 - Weekend Workshop (\$60)
	Council Delegate Activities								\$ 1,460.00
	(details & date attended)								20-23/06/21 - NGA of LG, Canberra (registration + flight)
	Individual Elected Member Development								
	(includes activity, accommodation & travel) (details & date attended)								
		\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00	\$ 540.00	\$ 2,000.00

Elected Member Training and Development Budget
Summary of Individual Allocations including Carry Forwards to 2021/22

	Mayor Aldridge	Cr Blackmore	Cr Braun	Cr Brug	Cr Buchanan	Cr Duncan	Cr Grenfell	Cr Henningsen
19/20 funds carried fwd to 20/21	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 54.52	\$ 474.11	\$ 2,040.00	-\$ 649.53	\$ 2,040.00
spent in 20/21	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
balance from 19/20 funds carried forward is lost	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 54.52	\$ 474.11	\$ 2,040.00	-\$ 649.53	\$ 2,040.00
20/21 allocation	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00
debit balance carried fwd to 20/21	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-\$ 649.53	\$ -
funds to be carried fwd to 21/22	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 1,390.47	\$ 2,040.00
21/22 allocation	\$ 2,120.00	\$ 2,120.00	\$ 2,120.00	\$ 2,120.00	\$ 2,120.00	\$ 2,120.00	\$ 2,120.00	\$ 2,120.00
21/22 available balance	\$ 4,160.00	\$ 4,160.00	\$ 4,160.00	\$ 4,160.00	\$ 4,160.00	\$ 4,160.00	\$ 3,510.47	\$ 4,160.00

	Cr Hood	Cr Jensen	Cr Ouk	Cr Proleta	Cr Reardon	Cr Reynolds	Cr Woodman	
19/20 funds carried fwd to 20/21	\$ 2,040.00	\$ 2,040.00	-\$ 445.28	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	
spent in 20/21	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
balance from 19/20 funds carried forward is lost	\$ 2,040.00	\$ 2,040.00	-\$ 445.28	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	
20/21 allocation	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	Total to be carried forward to the 2021/22 budget
debit balance carried fwd to 20/21	\$ -	\$ -	-\$ 445.28	\$ -	\$ -	\$ -	\$ -	\$ 29,505.19
funds to be carried fwd to 21/22	\$ 2,040.00	\$ 2,040.00	\$ 1,594.72	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	\$ 2,040.00	
21/22 allocation	\$ 2,120.00	\$ 2,120.00	\$ 2,120.00	\$ 2,120.00	\$ 2,120.00	\$ 2,120.00	\$ 2,120.00	
21/22 available balance	\$ 4,160.00	\$ 4,160.00	\$ 3,714.72	\$ 4,160.00	\$ 4,160.00	\$ 4,160.00	\$ 4,160.00	

NATIONAL GENERAL ASSEMBLY REPORT 2021

Presented by Cr Julie Woodman

The Australian Local Government 27th National General Assembly took place in Canberra between 20 and 27 June 2021.

Last year's event was cancelled due to COVID restrictions. This year, at the commencement of the conference, Melbourne was in lockdown. This would have impacted on attendance by Victorians but the conference was available to be viewed online.

I attended the conference as Salisbury Council's delegate and also represented the Australian Local Government Women's Association SA (ALGWA SA). My expenses for conference attendance were shared between the two organisations with ALGWA SA paying my flight to Canberra via Sydney, my first night's accommodation and attendance at the ALGWA breakfast on the Monday morning. Council paid for my return flight, two night's accommodation and taxi expenses. My booked flight out of Canberra via Melbourne was cancelled due to increasing Covid restrictions and Sydney heading for lockdown, but I was able to take a direct flight to Adelaide four hours later than planned.

The Registrations and Welcome reception took place on Sunday evening after which I joined ALGWA representatives for dinner at a restaurant in the central shopping precinct.

MONDAY 21 JUNE

President of ALGA, Linda Scott, opened the Assembly at 9 am and **Violet Sheridan** did the Welcome to Country speech.

The Prime Minister, **Scott Morrison**, gave the Opening Address on Monday morning via Zoom. He was in quarantine having just returned from G7 conference. He thanked councils for what they continued to achieve under Covid restrictions and mentioned the \$2.5 B spend on infrastructure.

The Agenda then shifted and brought forward the speech from **The Hon Michael McCormack** MP, Deputy Prime Minister and National Party Member. The speech was brought forward due to important business taking place in Parliament – which turned out to be his ousting by Barnaby Joyce. Pity really, I was quite impressed by his knowledge of Local Government. He mentioned the \$2.5 B infrastructure spend and Building Better Regions and Roads to Recovery.

Political Editor at Network Ten, **Peter Van Onselen** spoke next. He mentioned the increased centralisation of power in Australia and also his belief that Local Government should be included in national round tables. Apparently he has not predicted correctly the winner of a federal election in many years – but for what it's worth he said Scott Morrison will prevail at next election.

Before the break the President gave a special thanks to **previous President of ALGWA, David O'Loughlin**. With the NGA cancelled in 2020 they had been unable to give him a farewell.

Professor Mary-Louise McLaws, Epidemiologist, Hospital Infection and Infectious Diseases Control UNSW, not surprisingly, spoke on Covid and the Delta variation. With advent of Delta she mentioned that the efficacy of the vaccinations had reduced to 50% for Pfizer and 30% for

Astra Zenica. Said we need a best practice nationally for quarantine. We have too many false positives with testing but getting better.

Professor Sanjaya Senanayake spoke next – also on Covid. He said that the Corona virus mutates slower than the flu but the variants are causing concern. One person with Covid will infect on average 2.5 other people; Alpha is 3 – 7 others and Delta over 5 – with more children affected. He said that there are 135 vaccines now on trial with only 8 approved to date. There were at that time 31 in phase 3 trial. Some concern developing with 16 – 20 yo boys especially developing myocarditis. Said Nova Vax in Mexico was promising with 90% efficiency.

Professor Gigi Foster, School of Economics UNSW unsettled everyone with statics on the cost of Covid to the economy. In short, she covered 20% loss of world GDP, fear of famine, humanitarian disaster, loneliness, less cancer screenings, accelerated dementia, education loss for more than one billion children, severe effects for older people and immune compromised people.

From 2.30 pm to 4pm we had **debates on motions**. Due to Covid restrictions debate was limited and amendments were not allowed. Basically voting yes or no on electronic devices. I have a record of the outcomes and Council has taken a copy also. Salisbury's motion went through basically last thing on Tuesday with no discussion.

At 4.30 pm on Monday **The Hon Jason Clare MP**, Shadow Minister for Regional Services, Territories and Local Government addressed the Assembly. He put forward that Local Government should have a place again on National Cabinet; Local Government should be involved in Covid vaccinations; re-establish Council of Local Government (abolished by PM Abbott). Declared that Labor would be supporting Affordable Housing through a Housing Australia Future Fund and would build 20,000 social housing homes in their first 5 years. Will work with Local Government on a National Housing and Homelessness Plan.

Session closed at 5pm. I did not attend the evening Networking Dinner (too expensive).

TUESDAY 22 JUNE

The Agenda was somewhat thrown to the wind on Tuesday with some speakers not being able to get to Canberra, however, I will cover those I recall.

The keynote address on Tuesday was presented by **Danielle Wood**, CEO, Grattan Institute. She believes in the power of public policy to make Australia a better place. Danielle promotes economic reform policies, budget policy, tax reform and acknowledges generational inequality and the need to reform political institutions.

Marlene Krasovitsky, Co-Chair and Director, EveryAGE Counts, spoke about mistreatment in the workforce based on age. "Shifting the way people think about older people helps to prevent elder abuse. Devaluing older people encourages elder abuse. Marlene encouraged all councils, and councillors to take the oath:

I stand for a world without ageism where all people of all ages are valued and respected and their contributions are acknowledged. I commit to speak out and take action to ensure older people can participate on equal terms with all others in all aspects of life.

Marlene encouraged everyone to call out ageism and create awareness. Get on the list of Age Inclusive Employers. "Older people want to be involved".

**** Unfortunately it was at this time that I received an urgent text stating that my two return flights the next day were cancelled and I needed to accept a different direct flight scheduled**

for four hours later or stay another night. Apparently Sydney airport was overwhelmed by all the redirected flights from Melbourne. It was difficult to get through and I missed the rest of the proceedings for the morning.

Lunch started late, so we were allowed to take our food into the auditorium to watch the National Press Club address by **ALGA President, Linda Scott**. Linda performed extremely well and fielded the questions afterwards remarkably well. She certainly got home the message that Local Government needs to have a place at the table with Federal and State roundtables.

There was a final session on Motions during the afternoon. The session closed at 5pm when we returned to our various hotels to rest and get ready for the buses to take us to the General Assembly Dinner held at Exhibition Park in Canberra (EPIC).

WEDNESDAY 23 JUNE

The morning started with an address by Recovery and Resilience Commissioner **Shane Fitzsimmons AFSM**, and then **The Hon Shane L Stone AC QC**, Co-ordinator-General, National Recovery and Resilience Agency.

It became obvious that they are two remarkable men – but I got the impression that they were somewhat troubled by the overlap of their responsibilities. In my notes I wrote – Shane Fitzsimmons – engaging. Shane L Stone – Down-to-earth and impressive.

Next was Opposition Leader **The Hon Anthony Albanese MP**. "Albo" did not give a speech but was ably interviewed on a couch on the stage by Linda Scott. Frankly he was more impressive in person. He had early connections with Local Government, as a child (petitioning his local council), a Uni Student and then working in the office of the Local Government Minister.

During the lunch break I continued my journey around all the tables of organisations represented in the Exhibition Hall. I was able to speak to many prospective sponsors and gather flyers to send to the publishers of ALGWA SA's Diary that is to be published next year.

The final speaker before the close of the conference and lunch was **Craig Foster AM**. Craig is a Human Rights and Refugee Ambassador. He is a former Captain of the Socceroos and a broadcaster who is leading the way in sport and social justice. He was an inspirational speaker – and very loud which we needed after a tiring three days. He is a member of the Australian Multicultural Council and was recognised for his leadership of the #SaveHakeem campaign to free a young Bahraini from a Thai prison, his advocacy of inclusion and multiculturalism and anti-racism with an Order of Australia Medal in the 2021 Australia Day honours.

Footnote: If Linda Scott does not end up as a Labor Member of Parliament one day I'll be much surprised.

(SOME PHOTOS OVER)



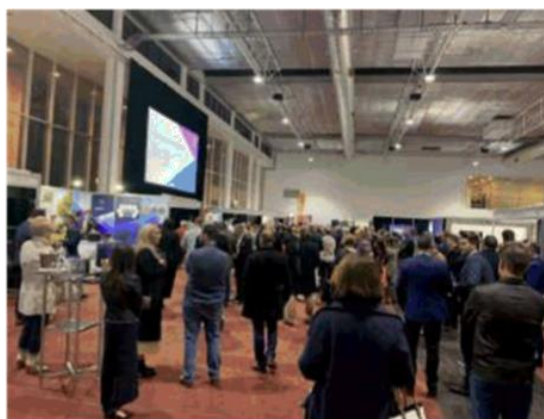
ALGWA BOOTH



ALGWA NATIONAL COMMITTEE



ASSEMBLY HALL



EXHIBITION HALL



DINNER EVENT



CRAIG FOSTER AM