

<b>AUTHORISATION AND APPOINTMENTS</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliances</b>
A1	<p><b>Appointments and Authorisations - Authorised person under <i>Environmental Planning and Assessment Act 1979</i></b></p> <p>Act as an investigation officer within the meaning of the <i>Environmental Planning and Assessment Act 1979</i>.</p>	<b><i>Environmental Planning and Assessment Act 1979</i></b>
A1A	<p><b>Appointments and Authorisations - Power of Entry under <i>Environmental Planning and Assessment Act 1979</i></b></p> <p>Act as an investigation officer within the meaning of the <i>Environmental Planning and Assessment Act 1979</i> only for the purposes of Part 9, Division 9.2, Subdivision 2.</p>	<b><i>Environmental Planning and Assessment Act 1979</i></b>
A2	<p><b>Appointments and Authorisations - Power of Entry under <i>Environmental Planning and Assessment Act 1979</i> and <i>Local Government Act 1993</i></b></p> <p>Authority to enter any premises pursuant to section 118A of the <i>Environmental Planning and Assessment Act 1979</i> and Sections 191 and 191A of the <i>Local Government Act 1993</i>. Note: The use of reasonable force for the purpose of gaining entry to premises requires authority from the Council under Section 118D of the <i>Environmental Planning and Assessment Act 1979</i> (NSW). A resolution of the Council is also required (see S377(1)(p) of the <i>Local Government Act 1993</i>).</p>	<b><i>Environmental Planning and Assessment Act 1979</i></b> <b><i>Local Government Act 1993</i></b>
A2A	<p><b>Appointments and Authorisations - Power of entry under <i>Local Government Act 1993</i></b></p> <p>Authority to enter any premises pursuant to Sections 191 and 191A of the <i>Local Government Act 1993</i>.</p>	<b><i>Local Government Act 1993</i></b>
A3	<p><b>Appointments and Authorisations - Authorised person under <i>Local Government Act 1993</i></b></p> <p>Act as an authorised person within the meaning of the <i>Local Government Act 1993</i>. Note: An authorised person under the <i>Local Government Act 1993</i> is also a Class 12 officer under the <i>Road Transport (General) Regulation</i>, and is authorised to issue penalty notices for certain offences as prescribed by Schedule 3 to that Regulation.</p>	<b><i>Local Government Act 1993</i></b> <b><i>Road Transport (General) Regulation</i></b>
A3A	<p><b>Appointments and Authorisations - Authorised person under <i>Local Government Act 1993</i> relating to liquid trade waste discharge</b></p> <p>Act as an authorised person within the meaning of the <i>Local Government Act 1993</i>. Note: An authorised person under the <i>Local Government Act 1993</i> is also a Class 12 officer under the <i>Road Transport (General) Regulation</i>, and is authorised to issue penalty notices for certain offences as prescribed by Schedule 3 to that Regulation only for purposes of any matter relating to liquid trade waste discharge.</p>	<b><i>Local Government Act 1993</i></b> <b><i>Road Transport (General) Regulation</i></b>
A3B	<p><b>Appointments and Authorisations - Authorised person under <i>Local Government Act 1993</i> relating to on-site sewage management systems</b></p>	<b><i>Local Government Act 1993</i></b>

<b>AUTHORISATION AND APPOINTMENTS</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliances</b>
	Act as an authorised person within the meaning of the <i>Local Government Act 1993</i> . Note: An authorised person under the <i>Local Government Act 1993</i> is also a Class 12 officer under the <i>Road Transport (General) Regulation</i> , and is authorised to issue penalty notices for certain offences as prescribed by Schedule 3 to that Regulation only for the purposes of any matter relating to on-site sewage management systems.	<b><i>Road Transport (General) Regulation</i></b>
A4	<b>Appointments and Authorisations - Represent Council at Local Court</b> Pursuant to Section 687 of the <i>Local Government Act 1993</i> : Authority to represent Council as though they are the party concerned in Local Court proceedings; and institute and carry on any Local Court proceedings which Council is authorised to institute and carry on.	<b><i>Local Government Act 1993</i></b>
A5	<b>Appointments and Authorisations - Authorised officer of <i>Companion Animals Act 1998</i></b> Act as an authorised officer within the meaning of the <i>Companion Animals Act 1998</i> .	<b><i>Companion Animals Act 1998</i></b>
A6	<b>Appointments and Authorisations - Authorised officer of <i>Protection of the Environment Operations Act 1997</i></b> Act as an authorised officer within the meaning of the <i>Protection of the Environment Operations Act 1997</i> .	<b><i>Protection of the Environment Operations Act 1997</i></b>
A7	<b>Appointments and Authorisations - Enforcement officer of <i>Protection of the Environment Operations Act 1997</i></b> Act as an enforcement officer within the meaning of the <i>Protection of the Environment Operations Act 1997</i> .	<b><i>Protection of the Environment Operations Act 1997</i></b>
A7A	<b>Appointments and Authorisations - Enforcement officer of <i>Protection of the Environment Operations Act 1997</i> (under supervision)</b> Act as an enforcement officer within the meaning of the <i>Protection of the Environment Operations Act 1997</i> (under supervision).	<b><i>Protection of the Environment Operations Act 1997</i></b>
A8	<b>Appointments and Authorisations - Authorised officer of the meaning of the <i>Food Act 2003</i></b> Act as an authorised officer within the meaning of the <i>Food Act 2003</i> .	<b><i>Food Act 2003</i></b>
A9	<b>Appointments and Authorisations - Impounding officer</b> Act as an impounding officer within the meaning of the <i>Environment Operations Act 1997</i> and Part 10 of the <i>Rural Lands Protection Act 1993</i> .	<b><i>Environment Operations Act 1997</i> <i>Rural Lands Protection Act 1993</i></b>
A10	<b>Appointments and Authorisations - Authorised person of <i>Environment Operations Act 1997</i></b> Act as an authorised person within the meaning of the <i>Environment Operations Act 1997</i> .	<b><i>Environment Operations Act 1997</i></b>

<b>AUTHORISATION AND APPOINTMENTS</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliances</b>
A11	<b>Appointments and Authorisations - Inspector of Noxious Weeds Act 1993</b> Act as an inspector within the meaning of the <i>Noxious Weeds Act 1993</i> .	<b>Noxious Weeds Act 1993</b>
A12	<b>Appointments and Authorisations - Authorised officer of Public Health Act 2010</b> Act as an authorised officer within the meaning of the <i>Public Health Act 2010</i> .	<b>Public Health Act 2010</b>
A13	<b>Appointments and Authorisations - Authorised officer of the Roads Act 1993</b> Act as an authorised officer within the meaning of the <i>Roads Act 1993</i> .	<b>Roads Act 1993</b>
A14	<b>Appointments and Authorisations - Authorised officer of Swimming Pools Act 1992</b> Act as an authorised officer within the meaning of the <i>Swimming Pools Act 1992</i> .	<b>Swimming Pools Act 1992</b>
A15	<b>Appointments and Authorisations - Authorised officer of the Road Transport (Safety and Traffic Management) Act 1999</b> Act as an authorised officer within the meaning of the <i>Road Transport (Safety and Traffic Management) Act 1999</i> .	<b>Road Transport (Safety and Traffic Management) Act 1999</b>
A16	<b>Appointments and Authorisations - Clause 65 Authorised person under the Poisons and Therapeutic Goods Regulation 2008</b> Act as an authorised person within the meaning of Clause 65 of the <i>Poisons and Therapeutic Goods Regulation 2008</i> . Note: Clause 65(2) of the Regulation provides that an authorised person who uses pentobarbitone sodium for the destruction of animals must comply with the requirements of this Clause. The authorised person must also be authorised under Section 16(1)(d) of this Act to obtain possession of pentobarbitone sodium for the humane destruction of animals.	<b>Poisons and Therapeutic Goods Regulation 2008</b>
A17	<b>Appointments and Authorisations - Authorised officer of Rural Fires Regulation 2008</b> Act as an authorised officer within the meaning of Clause 48(2) of the <i>Rural Fires Regulation 2008</i> .	<b>Rural Fires Regulation 2008</b>
A18	<b>Appointments and Authorisations – Inspector within the meaning of Plumbing and Drainage Act 2011</b> Act as an inspector within the meaning of the <i>Plumbing and Drainage Act 2011</i> .	<b>Plumbing and Drainage Act 2011</b>
A19	<b>Appointments and Authorisations - Enforcement officer of Plumbing and Drainage Act 2011</b> Act as an enforcement officer within the meaning of the <i>Plumbing and Drainage Act 2011</i> .	<b>Plumbing and Drainage Act 2011</b>
A20	<b>Appointments and Authorisations - Enter premises of a registered boarding house</b> Authority to enter premises of a registered boarding house for the purpose of conducting an initial compliance investigation in accordance with Part 2 of the <i>Boarding Houses Act 2012</i> .	<b>Boarding Houses Act 2012</b>

<b>AUTHORISATION AND APPOINTMENTS</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliances</b>
A21	<b>Authorisation and Appointments - Issue a notice to control noxious weeds</b> Issue a notice to control noxious weeds on a private occupier of land under Section 12 of the <i>Noxious Weeds Act 1993</i> .	<b><i>Noxious Weeds Act 1993</i></b>
A22	<b>Authorisation and Appointments - Issue a weed control notice</b> Issue a weed control notice under Sections 18 and 18A of the <i>Noxious Weeds Act 1993</i> (including authority to give notice of a proposed weed control notice, and amend and revoke a weed control notice).	<b><i>Noxious Weeds Act 1993</i></b>
<b>Code</b>	<b>Delegation Description</b>	<b>Compliance</b>
A23	<b>Authorisation and Appointments - Authority to carry out noxious weed control</b> Authority to carry out noxious weed control work on behalf of the Council and in accordance with Section 20 of the <i>Noxious Weeds Act 1993</i> .	<b><i>Noxious Weeds Act 1993</i></b>
A24	<b>Appointments and Authorisations - Issue notice of proposed noxious weed control work</b> Issue notice of proposed noxious weed control work to be carried out by the Council in accordance with Section 20 of the <i>Noxious Weeds Act 1993</i> .	<b><i>Noxious Weeds Act 1993</i></b>
A25	<b>Appointments and Authorisations - Authority to require the owner or occupier of land to remove livestock</b> Authority to require the owner or occupier of land to remove animals and prevent animals from entering any part of the land for the purposes of carrying out work under Section 20 of the <i>Noxious Weeds Act 1993</i> .	<b><i>Noxious Weeds Act 1993</i></b>
A26	<b>Appointments and Authorisations - Issue a certificate as to weed control notice</b> Issue a certificate as to weed control notice etc. on land in accordance with Section 64 of the <i>Noxious Weeds Act 1993</i> .	<b><i>Noxious Weeds Act 1993</i></b>
A27	<b>Appointments and Authorisations - Authority to require the owner or occupier of land to remove livestock and impose temporary restrictions</b> Authority to require the occupier to remove livestock and to keep livestock out of land for the purposes of work carried out under Section 20, as well as authority to impose temporary restrictions during noxious weed control work, in accordance with Section 36A of the <i>Noxious Weeds Act 1993</i> .	<b><i>Noxious Weeds Act 1993</i></b>

A28	<p><b>Grounds for Entering Premises and Powers of Entry and Search Warrants - under <i>Swimming Pools Act 1992</i></b></p> <p><b>Grounds for Entering Premises:</b></p> <p>(1) An authorised officer may enter premises for any one or more of the following purposes:</p> <p>(a) to carry out an inspection of a swimming pool under Division 5 of Part 2,</p> <p>(b) to investigate a complaint under Section 29A,</p> <p>(c) to investigate any contravention of this Act or the regulations that the authorised officer reasonably suspects to have occurred.</p> <p>(2) Nothing in this section prevents an authorised officer from entering premises with the consent of the owner or occupier of those premises.</p> <p><b>Powers of Entry and Search Warrants</b></p> <p>(1) This section applies to an authorised officer who has been appointed by a local authority that is a council.</p> <p>(2) Part 2 of Chapter 8 of the <i>Local Government Act 1993</i> applies to the entry of premises by an authorised officer for any purpose specified in section 27A and an authorised officer is taken to be an authorised person for the purposes of section 201 of that Act.</p> <p>(3) For the avoidance of doubt, the investigation of any contravention of this Act or the regulations that an authorised officer reasonably suspects to have occurred is a function of the council that appointed the authorised officer.</p>	<p><b><i>Swimming Pools Act 1992</i></b></p> <p><b><i>Swimming Pools Act 1992</i></b></p> <p><b><i>Swimming Pools Act 1992</i></b></p> <p><b><i>Local Government Act 1993</i></b></p>
A29	<p><b>Assume voting rights of the General Manager</b></p> <p>Assume voting rights of the General Manager under Section 378 (2) of the <i>Local Government Act 1993</i>.</p>	<p><b><i>Local Government Act 1993</i></b></p>
<b>CONTRACTS AND EXPENDITURE</b>		
C1	<p><b>Contracts and Expenditure - tenders</b></p> <p>Act as an appropriate person, within the meaning of clause 164 of the <i>Local Government (General) Regulation 2005</i>, to receive or deal with tenders submitted to Council.</p> <p>NB: The functions of an appropriate person include: * placing tenders submitted by facsimile in a sealed envelope (Clause 173 of <i>Local Government (General) Regulation 2005</i>); * storing tender information electronically (Clause 174 of the <i>Local Government (General) Regulation 2005</i>); * opening tenders in presence of 2 other persons designated by the General Manager (Clause 175 of the <i>Local Government (General) Regulation 2005</i>); and * preparation of a tender list (Clause 175 of the <i>Local Government (General) Regulation 2005</i>).</p>	<p><b><i>Local Government (General) Regulation 2005</i></b></p>

C2	<b>Contracts and Expenditure – witness the opening of tenders</b> Witness the opening of tenders by the appropriate person.	<b>Eurobodalla Shire Council’s Procurement Policy</b>
C3	<b>Contracts and Expenditure - up to \$1,000</b>  Authorise expenditure on the provision of goods, plant and equipment, works and services to the Council (including the signing of any contract relating to that expenditure on behalf of Council) by external parties up to the amount of \$1,000.00 subject to the following limitations: (a) the expenditure must relate to the position holder's area of responsibility; (b) expenditure must be in accordance with approved budget; (c) the expenditure must not involve the acceptance of a tender which is required under the <i>Local Government Act 1993</i> and associated Regulation to be invited and accepted only by the Council; (d) the expenditure must be incurred in accordance with the Council's Procurement Policy; and (e) the expenditure/entry into the contract must not otherwise require a resolution of the Council under the <i>Local Government Act 1993</i> and associated Regulation (e.g. a resolution of the Council is required for entry into a public-private partnership).	<b><i>Local Government Act 1993</i></b>

C4	<p><b>Contracts and Expenditure - up to \$2,000</b></p> <p>Authorise expenditure on the provision of goods, plant and equipment, works and services to the Council (including the signing of any contract relating to that expenditure on behalf of Council) by external parties up to the amount of \$2,000 subject to the following limitations: (a) the expenditure must relate to the position holder's area of responsibility; (b) expenditure must be in accordance with approved budget; (c) the expenditure must not involve the acceptance of a tender which is required under the <i>Local Government Act 1993</i> and associated Regulation to be invited and accepted only by the Council; (d) the expenditure must be incurred in accordance with the Council's Procurement Policy; and (e) the expenditure/entry into the contract must not otherwise require a resolution of the Council under the <i>Local Government Act 1993</i> and associated Regulation (e.g. a resolution of the Council is required for entry into a public-private partnership).</p>	<b><i>Local Government Act 1993</i></b>
<b>CONTRACTS AND EXPENDITURE</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliance</b>
C5	<p><b>Contracts and Expenditure - up to \$5,000</b></p> <p>Authorise expenditure on the provision of goods, plant and equipment, works and services to the Council (including the signing of any contract relating to that expenditure on behalf of Council) by external parties up to the amount of \$5,000 subject to the following limitations: (a) the expenditure must relate to the position holder's area of responsibility; (b) expenditure must be in accordance with approved budget; (c) the expenditure must not involve the acceptance of a tender which is required under the <i>Local Government Act 1993</i> and associated Regulation to be invited and accepted only by the Council; (d) the expenditure must be incurred in accordance with the Council's Procurement Policy; and (e) the expenditure/entry into the contract must not otherwise require a resolution of the Council under the <i>Local Government Act 1993</i> and associated Regulation (e.g. a resolution of the Council is required for entry into a public-private partnership).</p>	<b><i>Local Government Act 1993</i></b>

C6	<p><b>Contracts and Expenditure - up to \$10,000</b></p> <p>Authorise expenditure on the provision of goods, plant and equipment, works and services to the Council (including the signing of any contract relating to that expenditure on behalf of Council) by external parties up to the amount of \$10,000 subject to the following limitations: (a) the expenditure must relate to the position holder's area of responsibility; (b) expenditure must be in accordance with approved budget; (c) the expenditure must not involve the acceptance of a tender which is required under the <i>Local Government Act 1993</i> and associated Regulation to be invited and accepted only by the Council; (d) the expenditure must be incurred in accordance with the Council's Procurement Policy; and (e) the expenditure/entry into the contract must not otherwise require a resolution of the Council under the <i>Local Government Act 1993</i> and associated Regulation (e.g. a resolution of the Council is required for entry into a public-private partnership).</p>	<p><b><i>Local Government Act 1993</i></b></p>
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CONTRACTS AND EXPENDITURE		
Code	Delegation Description	Compliance
C8	<p><b>Contracts and Expenditure - up to \$25,000</b></p> <p>Authorise expenditure on the provision of goods, plant and equipment, works and services to the Council (including the signing of any contract relating to that expenditure on behalf of Council) by external parties up to the amount of \$25,000 subject to the following limitations: (a) the expenditure must relate to the position holder's area of responsibility; (b) expenditure must be in accordance with approved budget; (c) the expenditure must not involve the acceptance of a tender which is required under the <i>Local Government Act 1993</i> and associated Regulation to be invited and accepted only by the Council; (d) the expenditure must be incurred in accordance with the Council's Procurement Policy; and (e) the expenditure/entry into the contract must not otherwise require a resolution of the Council under the <i>Local Government Act 1993</i> and associated Regulation (e.g. a resolution of the Council is required for entry into a public-private partnership).</p>	<p><b><i>Local Government Act 1993</i></b></p>
C9	<p><b>Contracts and Expenditure - up to \$50,000</b></p> <p>Authorise expenditure on the provision of goods, plant and equipment, works and services to the Council (including the signing of any contract relating to that expenditure on behalf of Council) by external parties up to the amount of \$50,000 subject to the following limitations: (a) the expenditure must relate to the position holder's area of responsibility; (b) expenditure must be in accordance with approved budget; (c) the expenditure must not involve the acceptance of a tender which is required under the <i>Local Government Act 1993</i> and associated Regulation to be invited and accepted only by the Council; (d) the expenditure must be incurred in accordance with the Council's Procurement Policy; and (e) the expenditure/entry into the contract must not otherwise require a resolution of the Council under the <i>Local Government Act 1993</i> and associated Regulation (e.g. a resolution of the Council is required for entry into a public-private partnership).</p>	<p><b><i>Local Government Act 1993</i></b></p>

CONTRACTS AND EXPENDITURE		
Code	Delegation Description	Compliance
C10	<p><b>Contracts and Expenditure - up to \$100,000</b></p> <p>Authorise expenditure on the provision of goods, plant and equipment, works and services to the Council (including the signing of any contract relating to that expenditure on behalf of Council) by external parties up to the amount of \$100,000 subject to the following limitations: (a) the expenditure must relate to the position holder's area of responsibility; (b) expenditure must be in accordance with approved budget; (c) the expenditure must not involve the acceptance of a tender which is required under the <i>Local Government Act 1993</i> and associated Regulation to be invited and accepted only by the Council; (d) the expenditure must be incurred in accordance with the Council's Procurement Policy; and (e) the expenditure/entry into the contract must not otherwise require a resolution of the Council under the <i>Local Government Act 1993</i> and associated Regulation (e.g. a resolution of the Council is required for entry into a public-private partnership).</p>	<b><i>Local Government Act 1993</i></b>
C11	<p><b>Contracts and Expenditure - up to \$150,000</b></p> <p>Authorise expenditure on the provision of goods, plant and equipment, works and services to the Council (including the signing of any contract relating to that expenditure on behalf of Council) by external parties up to the amount of \$150,000 subject to the following limitations: (a) the expenditure must relate to the position holder's area of responsibility; (b) expenditure must be in accordance with approved budget; (c) the expenditure must not involve the acceptance of a tender which is required under the <i>Local Government Act 1993</i> and associated Regulation to be invited and accepted only by the Council; (d) the expenditure must be incurred in accordance with the Council's Procurement Policy; and (e) the expenditure/entry into the contract must not otherwise require a resolution of the Council under the <i>Local Government Act 1993</i> and associated Regulation (e.g. a resolution of the Council is required for entry into a public-private partnership).</p>	<b><i>Local Government Act 1993</i></b>
C12	<p><b>Contracts and Expenditure - over \$150,000</b></p> <p>Authorise expenditure on the provision of goods, plant and equipment, works and services to the Council (including the signing of any contract relating to that expenditure on behalf of Council) by external parties over \$150,000 subject to the following limitations: (a) the expenditure must relate to the position holder's area of responsibility; (b) expenditure has been approved by a resolution of the Council; (c) the expenditure must be incurred in accordance with the Council's Procurement Policy.</p>	<b>Eurobodalla Shire Council's Procurement Policy</b>

<b>CONTRACTS AND EXPENDITURE</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliance</b>
C13	<p><b>Contracts and Expenditure - Agreement with private property owner to carry out works</b></p> <p>Enter into an agreement with the owner or occupier of any private land to carry out work (such as kerbing and guttering, tree planting and maintenance) in accordance with Section 67 of the <i>Local Government Act 1993</i>, upon payment of the approved fee to Council for the carrying out of such work.</p>	<b>Local Government Act 1993</b>
C14	<p><b>Contracts and Expenditure - Creating covenants, easements</b></p> <p>Authority to execute on behalf of the Council instruments creating covenants, easements or restrictions affecting land (including any release, variation or modification of same), except in circumstances where the Council seal is required to be affixed.</p>	<b>Council seal</b>
C15	<p><b>Contracts and Expenditure - Sale documents for purchase of land</b></p> <p>Authority to execute on behalf of Council any contractual documentation relating to the sale or purchase of land by the Council (including any transfer of land), provided entry into that contract (including the sale and purchase price) has been authorised by resolution of the Council.</p>	<b>Council resolution</b>
C16	<p><b>Contracts and Expenditure - Signatory for DA/CC</b></p> <p>Authority to act on behalf of Council as applicant and landowner in respect of any Development Application/Construction Certificate Application (including signing any owner's consent) provided the lodgement of the development application/construction certificate application has been approved by Council resolution.</p>	<b>Council resolution</b>
C17	<p><b>Contracts and Expenditure - Lease or licence up to 12 months</b></p> <p>Authority to execute on Council's behalf any lease or licence up to a total term of 12 months (inclusive of any option to renew).</p>	

ENFORCEMENT		
Code	Delegation Description	Compliance
E1	<b>Enforcement - Swimming Pool</b> Issue a direction pursuant to Section 23 of the <i>Swimming Pools Act 1992</i> .	<b><i>Swimming Pools Act 1992</i></b>
E1A	<b>Enforcement - Swimming Pool</b> Issue a direction pursuant to Section 23 of the <i>Swimming Pools Act 1992</i> (under supervision).	<b><i>Swimming Pools Act 1992</i></b>
E2	<b>Enforcement - Section 23 of Swimming Pools Act 1992</b> Authorise an authorised officer to carry out the requirements of a direction given under Section 23 of the <i>Swimming Pools Act 1992</i> , in accordance with Section 23A of that Act.	<b><i>Swimming Pools Act 1992</i></b>
E3	<b>Enforcement - Intention to enter</b> Give an owner or occupier of premises written notice of Council's intention to enter premises pursuant to the provisions of the <i>Environmental Planning and Assessment Act 1979</i> and <i>Local Government Act 1993</i> .	<b><i>Local Government Act 1993</i> <i>Environmental Planning and Assessment Act 1979</i></b>
E3A	<b>Enforcement - Intention to enter</b> Give an owner or occupier of premises written notice of Council's intention to enter premises pursuant to the provisions of the <i>Environmental Planning and Assessment Act 1979</i> and <i>Local Government Act 1993</i> (under supervision).	<b><i>Local Government Act 1993</i> <i>Environmental Planning and Assessment Act 1979</i></b>
E4	<b>Enforcement - Companion animals</b> Exercise Council's enforcement and regulatory functions under the <i>Companion Animals Act 1998</i> and <i>Environment Operations Act 1997</i> , excluding authorising the sale or destruction of a surrendered or impounded animal or releasing any impounded item.	<b><i>Companion Animals Act 1998</i></b>
E5	<b>Enforcement - Impounded animals</b> Authorise the sale or destruction of a surrendered or impounded animal, or the release of any impounded item.	

E6	<p><b>Enforcement - Issue enforcement notices</b></p> <p>Exercise the Council's enforcement and regulatory functions under the <i>Protection of the Environment Act 1997</i>, including:</p> <ul style="list-style-type: none"> <li>a) issuing a clean up direction;</li> <li>b) issuing a prevention notice;</li> <li>c) issuing a compliance cost notice;</li> <li>d) revoking a smoke abatement notice given by an authorised officer;</li> <li>e) issuing a notice requiring the production of information and records;</li> <li>f) issuing, revoking or varying a noise control notice.</li> </ul>	<p><b><i>Protection of the Environment Act 1997</i></b></p>
<b>ENFORCEMENT</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliance</b>
E6A	<p><b>Enforcement - Issue enforcement notices relating to liquid trade waste</b></p> <p>Exercise the Council's enforcement and regulatory functions under the Protection of the Environment Act 1997, including:</p> <ul style="list-style-type: none"> <li>a) issuing a clean up direction;</li> <li>b) issuing a prevention notice;</li> <li>c) issuing a compliance cost notice;</li> <li>d) revoking a smoke abatement notice given by an authorised officer;</li> <li>e) issuing a notice requiring the production of information and records;</li> <li>f) issuing, revoking or varying a noise control notice only for purposes of any matter relating to liquid trade waste discharge.</li> </ul>	<p><b><i>Protection of the Environment Act 1997</i></b></p>
E6B	<p><b>Enforcement - Issue enforcement notices</b></p> <p>Exercise the Council's enforcement and regulatory functions under the Protection of the Environment Act 1997 (under supervision), including:</p> <ul style="list-style-type: none"> <li>a) issuing a clean up direction;</li> <li>b) issuing a prevention notice (under supervision);</li> <li>c) issuing a compliance cost notice (under supervision);</li> <li>d) revoking a smoke abatement notice given by an authorised officer (under supervision);</li> <li>e) issuing a notice requiring the production of information and records (under supervision);</li> <li>f) issuing, revoking or varying a noise control notice (under supervision).</li> </ul>	<p><b><i>Protection of the Environment Act 1997</i></b></p>
E7	<p><b>Enforcement - Food Act 2003</b></p>	<p><b><i>Food Act 2003</i></b></p>

	Exercise Council's functions under the <i>Food Act 2003</i> and in accordance with any limitations and conditions imposed by the Food Authority under Section 111B of the <i>Food Act 2003</i> .	
E7A	<b>Enforcement - Section 111B Food Act 2003</b> Exercise Council's functions under the <i>Food Act 2003</i> and in accordance with any limitations and conditions imposed by the Food Authority under Section 111B of the <i>Food Act 2003</i> only for purposes of undertaking inspections.	<b><i>Food Act 2003</i></b>
E7B	<b>Enforcement - Food Act 2003</b> Exercise Council's functions under the <i>Food Act 2003</i> and in accordance with any limitations and conditions imposed by the Food Authority under Section 111B of the <i>Food Act 2003</i> (under supervision).	<b><i>Food Act 2003</i></b>
E8	<b>Enforcement - Prohibition order Public Health Act 2010</b> Exercise the Council's functions under Part 3 Division 5 of the <i>Public Health Act 2010</i> , including the issue of a prohibition order.	<b><i>Public Health Act 2010</i></b>
E8A	<b>Enforcement - Prohibition order Public Health Act 2010</b> Exercise the Council's functions under Part 3 Division 5 of the <i>Public Health Act 2010</i> , including the issue of a prohibition order (under supervision).	<b><i>Public Health Act 2010</i></b>
<b>ENFORCEMENT</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliance</b>
E9	<b>Enforcement - Roads Act 1993</b> Give a direction under Part 7 of the <i>Roads Act 1993</i> .	<b><i>Roads Act 1993</i></b>
E10	<b>Enforcement - Issue/revote order Section 122 of Roads Act 1993</b> Issue (and revoke) an Order prohibiting a person from causing a vehicle under the person's control to pass along a specified local road under Section 122 of the <i>Roads Act 1993</i> .	<b><i>Roads Act 1993</i></b>
E11	<b>Enforcement - Order to restore land under Section 122 of Roads Act 1993</b> Direct a landowner affected by a road widening order to carry out work to restore the land under Section 26 of the <i>Roads Act 1993</i> .	<b><i>Roads Act 1993</i></b>
E12	<b>Enforcement - Direct owner of private road to undertake works on private land</b> Direct the owner of a private road (other than a classified road) to carry out work to prevent the road from becoming unsafe or unsightly, under Section 86(1) of the <i>Roads Act 1993</i> .	<b><i>Roads Act 1993</i></b>
E13	<b>Enforcement - Orders</b>	

	Exercise the Council's enforcement and regulatory functions under Part 6 Division 2A of the <i>Environmental Planning and Assessment Act 1979</i> and Part 2 Chapter 7 of the <i>Local Government Act 1993</i> concerning the issue of Orders, including the: * giving of an Emergency Order; * giving notice of intention to issue an Order; * consideration of representations against the issue of an Order; and * the giving of a final Order.	<b><i>Environmental Planning and Assessment Act 1979 Local Government Act 1993</i></b>
E13A	<b>Enforcement – Orders</b> Exercise the Council's enforcement and regulatory functions under Part 6 Division 2A of the <i>Environmental Planning and Assessment Act 1979</i> and Part 2 Chapter 7 of the <i>Local Government Act 1993</i> concerning the issue of Orders, including the: * giving of an Emergency Order; * giving notice of intention to issue an Order; * consideration of representations against the issue of an Order; and * the giving of a final Order (under supervision).	<b><i>Environmental Planning and Assessment Act 1979 Local Government Act 1993</i></b>
E14	<b>Enforcement - Carry out work to effect Orders</b> Authorise the carrying out of work by the Council in order to give effect to the terms of an Order issued under the <i>Environmental Planning and Assessment Act 1979</i> or <i>Local Government Act 1993</i> .	<b><i>Local Government Act 1993</i></b>
E15	<b>Enforcement - Contaminated Lands Management Act 1997</b> Exercise the Council's regulatory functions under the <i>Contaminated Land Management Act 1997</i> , including the issue of a notice pursuant to Section 35 of that Act.	<b><i>Contaminated Land Management Act 1997</i></b>
E16	<b>Enforcement - Revoke or cancel Penalty Infringement Notice</b> Authority to revoke or cancel any Penalty Infringement Notice issued by a Council officer.	
<b>ENFORCEMENT</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliance</b>
E17	<b>Enforcement - Burning of vegetation</b> Issue an approval authorising the burning of vegetation and other materials under Clause 13 of the <i>Protection of the Environment (Clean Air) Regulation 2010</i> and in accordance with the Council's Clean Air Policy.	<b><i>Protection of the Environment (Clean Air) Regulation 2010</i></b>
E17A	<b>Enforcement - Burning of vegetation</b> Issue an approval authorising the burning of vegetation and other materials under Clause 13 of the <i>Protection of the Environment (Clean Air) Regulation 2010</i> and in accordance with the Council's Clean Air Policy (under supervision).	<b><i>Protection of the Environment (Clean Air) Regulation 2010</i></b>
E18	<b>Enforcement - Enter premise under <i>Boarding Houses Act 2012</i></b>	<b><i>Boarding Houses Act 2012</i></b>

	Give written notice of the intention to enter premises in accordance with Part 2 of the <i>Boarding Houses Act 2012</i> .	
<b>FINANCIAL</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliance</b>
F1	<p><b>Accounting - Responsible Accounting Officer</b></p> <p>Authority to act as the Council's responsible accounting officer within the meaning of Clause 196 of the <i>Local Government (General) Regulation 2005</i>, including the exercise of the following functions: (a) establish and maintain a system of budgetary control for the Council in accordance with Clause 202 of the <i>Local Government (General) Regulation 2005</i>; (b) prepare and submit a budget review statement in accordance with Clause 203 of the <i>Local Government (General) Regulation 2005</i>; (c) keep the Council's accounting records and manage Council's money, assets and liabilities in accordance with Clause 207 of the <i>Local Government (General) Regulation 2005</i>; (d) prepare a report to Council on its investments in accordance with Clause 212 of the <i>Local Government (General) Regulation 2005</i>; (f) prepare the Council's annual financial reports and any other functions of the Council concerning accounting records, financial reports and auditing under Chapter 13 Part 3 of the <i>Local Government Act 1993</i>; and (g) balance the Council's ledgers and prepare a list of ledger balances in accordance with Clause 228 of the <i>Local Government (General) Regulation 2005</i>.</p>	<b><i>Local Government (General) Regulation 2005</i></b>
F2	<p><b>Accounting - Investments</b></p> <p>Invest the Council's money pursuant to Section 625 of the <i>Local Government Act 1993</i>, in accordance with the Order of the Minister published in the Government Gazette and the Council's adopted Investment Policy.</p>	<b><i>Local Government Act 1993</i></b>

FINANCE		
Code	Delegation Description	Compliance
F3	<b>Accounting - Signatory on accounts</b> Act as signatory to the Council's bank account.	Finance policy
F4	<b>Accounting - Certify Electronic funds transfer, cheque</b> Certify electronic funds transfers, goods received dockets, cheque requisitions and sign cheques drawn on Council's bank accounts.	Finance policy
F5	<b>Accounting - Funding</b> Authority to sign applications for funding or other grants to Government Departments. NB: This authority does not override the requirement that all correspondence to Ministers and Members of Parliament must be signed by the General Manager.	Finance policy
F6	<b>Accounting – Fringe Benefits Tax, Goods and Services Tax and Payroll Tax</b> Sign declarations for Fringe Benefits Tax, Goods and Services Tax Business Activities Statements and Payroll Tax on behalf of Council.	Finance policy
F7	<b>Accounting - Unclaimed money</b> Exercise any functions of Council under the <i>Unclaimed Money Act 1995</i> , including lodging a return relating to unclaimed money with the Chief Commissioner under Section 10 of that Act.	<i>Unclaimed Money Act 1995</i>
F8	<b>Refunds</b> Authority to provide refunds or credit adjustment for any over-payment of fees, rates or other charges paid to Council, subject to appropriate evidence of same being provided.	Finance policy
F9	<b>Refunds - Fees paid</b> Authority to refund fees paid by an applicant in association with: (a) an application for approval under the <i>Local Government Act 1993</i> ; (b) a development application or Section 96 modification application; or (c) an application for a certificate under Part 4A of the <i>Environmental Planning and Assessment Act 1979</i> , in circumstances where the application is withdrawn.	<i>Local Government Act 1993</i>  <i>Environmental Planning and Assessment Act 1979</i>
F10	<b>Rates and Charges - Application for valuation</b> Exercise the Council's functions under the <i>Valuation of Land Act 1916</i> , including the making of applications for the valuation of land within the Council's local government area.	<i>Valuation of Land Act 1916</i>
F11	<b>Rates and Charges - Rating and property information</b>	Finance policy



Respond to any requests from government and statutory authorities for Council rating and property information.



FINANCE		
Code	Delegation Description	Compliance
F12	<p><b>Rates and Charges</b></p> <p>Authority to exercise any the delegable functions of the Council concerning rates and charges in Chapter 15 Parts 1 to 9 of the Local Government Act 1993.</p>	<b>Local Government Act 1993</b>
F13	<p><b>Rates and Charges - Write off</b></p> <p>Authority to write off or reduce accrued interest on outstanding rates or charges pursuant to Sections 564 and 567 of the <i>Local Government Act 1993</i> up to the amount of \$5,000 payable by a person if, in the position holder's opinion: (a) the person was or is unable to pay the rates and charges and/or accrued interest on rates and charges for reasons beyond their control; (b) payment of the accrued interest, rate or charge would cause the person hardship; or (c) the person has complied with an agreement to pay outstanding rates and charges. This function must be exercised at all times in accordance with the Council's adopted Rates and Debtors Hardship Policy.</p>	<b>Local Government Act 1993</b>
F14	<p><b>Rates and Charges - Unpaid rates</b></p> <p>Issue a notice under Section 569 of the <i>Local Government Act 1993</i> requiring the payment of unpaid rates and charges.</p>	<b>Local Government Act 1993</b>
F15	<p><b>Rates and Charges - Waive/reduce rates for pensioners</b></p> <p>Determine applications to waive or reduce rates or charges for eligible pensioners and persons in receipt of a benefit, pension or social security allowance, including the making of an order under Section 577 of the <i>Local Government Act 1993</i>. This function must be exercised at all times in accordance with the Council's adopted 'Rates and Debtors Hardship Policy'.</p>	<b>Local Government Act 1993</b>
F16	<p><b>Rates and Charges - Issue</b></p> <p>Issue a certificate as to rates and charges in accordance with Section 603 of the <i>Local Government Act 1993</i>, upon payment of the prescribed fee being made to Council.</p>	<b>Local Government Act 1993</b>
F17	<p><b>Rates and Charges - Waive/reduce fees</b></p> <p>Determine applications to waive and reduce fees in accordance with Section 610E of the <i>Local Government Act 1993</i>.</p>	<b>Local Government Act 1993</b>
F18	<b>Debt Recovery</b>	

Authority to commence and carry on any debt recovery processes (including for outstanding rates or charges) on behalf of Council except for: (a) the commencement of bankruptcy proceedings; and (b) the commencement of winding up proceedings.

***Eurobodalla Shire Council's  
Finance policy***

GOVERNANCE		
Code	Delegation Description	Compliance
G1	<b>Council Documents - Public Officer</b> Act as the Council's public officer, pursuant to Section 342 of the <i>Local Government Act 1993</i> .	<i>Local Government Act 1993</i>
G2	<b>Council Documents - Disposal of Records</b> Exercise the Council's functions under the <i>State Records Act 1998</i> , including making determinations as to the disposal of Council records and making of open and closed access directions in accordance with that Act and Associated Regulation.	<i>State Records Act 1998</i>
G3	<b>Council Documents - Release of Council information</b> Authorise the proactive release of Council information and determine informal requests and formal applications to access Council information under the <i>Government Information (Public Access) Act 2009</i> .	<i>Government Information (Public Access) Act 2009</i> .
G4	<b>Council Documents - Determination of internal review</b> Exercise any delegable functions of the Council under the <i>Privacy and Personal Information Protection Act 1998</i> , including determine an application for internal review under Section 53 of that Act.	<i>Privacy and Personal Information Protection Act 1998</i>
G5	<b>Council Correspondence</b> Sign correspondence (including electronic mail) in relation to the day to day operations of the position holder's position with the exception of correspondence: (a) to the Ombudsman or ICAC; (b) to the Prime Minister, Premier, State or Federal Ministers or Members of Parliament; (c) relating to staff appointments or staff disciplinary matters/grievances; (d) to Government Departments of a controversial nature; (e) to the Governor of NSW or the Governor-General; (f) which makes political comment or expresses an advice/opinion contrary to Council's adopted policy or which may have policy/political implications for Council; (g) to unions covering any Council employee; (h) to the Australian Local Government Association or NSW Local Government and Shires Association; (i) to Mayors, Councillors or General Managers of other Councils; (j) to Eurobodalla Shire Council Councillors; (k) which makes a commitment (financial or otherwise) contrary to the Council's adopted Delivery Program and Operational Plan; and (l) relating to the making of a complaint (unless the position holder is authorised to make complaints under delegation G6).	<b>Eurobodalla Shire Council's Procedure</b>
G5A	<b>Council Correspondence - Councillors</b> Sign correspondence (including electronic mail) in relation to the day to day operations of the position holder's position to Eurobodalla Shire Councillors.	<b>Eurobodalla Shire Council's Procedure</b>
G6	<b>Council Correspondence - Complaint building certifier</b>	

	Make a complaint on behalf of the Council about an accredited certifier under the <i>Building Professionals Act 2005</i> .	<b><i>Building Professionals Act 2005</i></b>
<b>GOVERNANCE</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliance</b>
G7	<b>Council Correspondence - Agendas and Minutes</b> Prepare business papers and agendas for Council meetings, including determining what matters are to be marked 'confidential' on Council's business papers.	<b>Eurobodalla Shire Council's Procedure</b>
G8	<b>Council Correspondence - Media Interviews</b> Participate in media interviews and speak on behalf of Council to the media in respect of matters within the position holder's area of responsibility, in accordance with the Council's adopted Media Releases - Spokesperson for Council Policy.	<b>Media Releases - Spokesperson for Council Policy</b>
G9	<b>Council Correspondence - Media releases</b> Issue media releases and make statements on behalf of Council to the media in relation to matters within the position holder's area of responsibility in accordance with the Council's adopted 'Media Releases - Spokesperson for Council Policy'.	<b>Media Releases - Spokesperson for Council Policy</b>
G10	<b>Council Staff - Attendance at training</b> Approve the attendance at training seminars and conferences in New South Wales for staff within the position holder's area of responsibility to the value of \$500.00.	<b>Eurobodalla Shire Council's Organisation Development Policy</b>
G11	<b>Council Staff - Supervisory functions</b> Direct, supervise and control staff within the position holder's area of responsibility in the performance of their duties, including the approval and certification of: * petty cash forms; * overtime, annual leave and sick leave forms; * staff timesheets; * return of absence forms; and * any other form of staff leave in accordance with the relevant Award, Enterprise Agreement and Council Policy.	<b>Eurobodalla Shire Council's Organisation Development Policy</b>
G12	<b>Council Staff - Increase in salaries</b> Approve any variations (including increases) in salaries for staff within the position holder's area of responsibility and in accordance with the Council's adopted salary system.	<b>Eurobodalla Shire Council's Organisation Development Policy</b>
G13	<b>Council Staff - Recruitment</b> Authorise the recruitment of new Council staff, including the advertising for new positions and conducting interviews with applicants, in accordance with the Council's organisation structure and resources approved by the Council.	<b>Eurobodalla Shire Council's Organisation Development Policy</b>

GOVERNANCE		
Code	Delegation Description	Compliance
G14	<p><b>Council Staff - Appointment</b></p> <p>Make recommendations to the General Manager for the appointment of staff within the position holder's area of responsibility and in accordance with the Council's organisation structure and resources approved by the Council.</p>	<b>Eurobodalla Shire Council's Organisation Development Policy</b>
G15	<p><b>Council Staff - Accept resignations</b></p> <p>Accept resignations from staff within the position holder's area of responsibility.</p>	<b>Eurobodalla Shire Council's Organisation Development Policy</b>
G16	<p><b>Council Staff - Discipline staff</b></p> <p>Discipline staff within the position holder's area of responsibility in accordance with Council policy, noting that only the General Manager is authorised to terminate the employment of staff.</p>	<b>Eurobodalla Shire Council's Organisation Development Policy</b>
G16B	<p><b>Council Staff - Discipline staff second and final warning</b></p> <p>Discipline staff (second and final warning) within the position holder's area of responsibility in accordance with Council policy, noting that only the General Manager is authorised to terminate the employment of staff.</p>	<b>Eurobodalla Shire Council's Organisation Development Policy</b>
G17	<p><b>Council Staff - Dismissal</b></p> <p>Make recommendations to the General Manager with respect to the dismissal of employees within the position holder's area of responsibility.</p>	<b>Eurobodalla Shire Council's Organisation Development Policy</b>
G18	<p><b>Council Premises and Land - Draft Management Plan</b></p> <p>Prepare a Draft Plan of Management and/or amended Plan of Management for Community Land. Note: The adoption of a final Plan of Management requires a resolution of the Council.</p>	<b>Eurobodalla Shire Council's Procedure</b>
G19	<p><b>Council Premises and Land - Licences</b></p> <p>Determine applications for a licence to use, hire and/or occupy Council's community land and associated buildings on a short term, casual basis (such as a playing of a musical instrument for fee or reward, engaging in trade or business, the playing of a lawful game or sport, public addresses, public performance, commercial photographic sessions, filming sessions, picnics and private celebrations) in accordance with: (a) the <i>Local Government Act 1993</i> and associated Regulation; (b) the Council's adopted fees and charges; and (c) any relevant policy of Council.</p>	<b><i>Local Government Act 1993</i></b>
G20	<p><b>Council Premises and Land - Library</b></p> <p>Manage the Council's library under Section 10 of the <i>Library Act 1939</i>.</p>	<b>Library Act 1939</b>



GOVERNANCE		
Code	Delegation Description	Compliance
G21	<b>Council Premises and Land - Sale of plant and equipment</b> Authority to sell Council's plant or equipment assets, at all times ensuring that the maximum practicable price is obtained, in accordance with Council's Assets Disposal policy.	<b>Eurobodalla Shire Council's Assets Disposal policy.</b>
G22	<b>Council Premises and Land - Hire of plant and equipment</b> Authority to hire any of the Council's plant or equipment assets in accordance with the Council's adopted fees and charges and applicable policies and procedures.	<b>Eurobodalla Shire Council's adopted fees and charges and applicable policies and procedures</b>
G23	<b>Council Premises and Land - Classification of public land</b> Authority to issue a certificate stating the classification of public land pursuant to section 54 of the <i>Local Government Act 1993</i> .	<b><i>Local Government Act 1993</i></b>
G24	<b>Council Premises and Land - Licences (temporary)</b> Grant a temporary licence in respect of a part of a reserve for which the Council is the Manager of a Reserve Trust, pursuant to Section 108 of the <i>Crown Lands Act 1989</i> .	<b><i>Crown Lands Act 1989</i></b>
G25	<b>Council Legal and Insurance Matters - Engage lawyers</b> Give instructions to the Council's lawyers to provide legal advice to the Council on any matter relevant to the position holder's area of responsibility, after consultation with a Director.	<b>Eurobodalla Shire Council's Procedure</b>
G26	<b>Council Legal and Insurance Matters - Defend legal proceedings</b> Authority to institute, conduct and defend legal proceedings with respect to Council's activities (except debt recovery proceedings which are dealt with by Delegation F18) in all Courts (including negotiate the terms of any Consent Orders in enforcement proceedings) and instruct and engage Council's solicitors and Counsel where necessary to act on Council's behalf in those proceedings.	<b>Eurobodalla Shire Council's Procedure</b>
G27	<b>Council Legal and Insurance Matters - Settlement of proceedings up to \$150,000</b> Authority to agree to terms of monetary settlement up to the amount of \$150,000 in any proceedings commenced by or against Council in accordance with legal advice provided to Council.	<b>Eurobodalla Shire Council's Procedure</b>
G28	<b>Council Legal and Insurance Matters- Appeal legal proceedings</b> Reach agreement or give consent to the disposing of a Class 1 appeal, on behalf of the Council, during a conciliation conference conducted by the Land and Environment Court.	<b>Eurobodalla Shire Council's Procedure</b>
G29	<b>Council Legal and Insurance Matters - Lay information</b>	<b><i>Local Government Act 1993</i></b>

	Authority to lay information in respect of any proceedings for an offence pursuant to Section 684 of the <i>Local Government Act 1993</i> .	
<b>GOVERNANCE</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliance</b>
G30	<p><b>Council Legal and Insurance Matters - Settle public liability up to \$150,000</b></p> <p>Authority to settle public liability and professional indemnity claims made against Council up to the value of \$150,000 provided the settlement proposal is within a monetary range recommended for settlement by either the Council's insurance brokers or Council's lawyers.</p>	<b>Eurobodalla Shire Council's Procedure</b>
G31	<p><b>Council Legal and Insurance Matters - Finalise workers compensation</b></p> <p>Determine and finalise all workers compensation claims lodged by Council staff up to the value of \$20,000 provided the settlement proposal is within a monetary range recommended for settlement by either the Council's insurance brokers or Council's lawyers.</p>	<b>Eurobodalla Shire Council's Procedure</b>
G32	<p><b>Aboriginal Heritage Impact Permit</b></p> <p>Submit an Aboriginal Heritage Impact Permit to the Office of Environment and Heritage as per Part 6 of the <i>National Parks and Wildlife Act 1974</i>.</p>	<b><i>National Parks and Wildlife Act 1974</i></b>
G33	<p><b>Perform duties of the Justice of the Peace</b></p> <p>Perform the duties of the Justice of the Peace (JP) under the <i>Justice of the Peace Act 2002</i> Section 8 and 8A.</p> <p><b>8 Functions of Justices of the Peace</b></p> <p>(1) A justice of the peace may exercise any function conferred or imposed on a Justice of the Peace by or under this Act, the Oaths Act 1900 or any other Act.</p> <p>(2) The Minister may issue guidelines with respect to the exercise of specified functions by Justices of the Peace under this or any other Act.</p> <p>(3) The guidelines are to incorporate relevant provisions of any code of conduct for Justices of the Peace that has been prescribed by the regulations.</p> <p><b>Under Section 8A Justices of the Peace may certify copies</b></p> <p>(1) A Justice of the Peace may certify a document to be a true and accurate copy if the Justice of the Peace has both the original document and the copy in his or her possession at the time of certifying.</p> <p>(2) A Justice of the Peace who certifies a document under this section must cause to be printed on the copy of the original document the following words or words substantially the same as the following: I certify this to be a true and accurate copy of the document reported to me to be the original document.</p>	<p><b><i>Oaths Act 1990</i></b></p> <p><b><i>Justice of the Peace Act 2002</i></b></p>



PLANNING		
Code	Delegation Description	Compliance
P1	<p><b>Planning - Reject Development Application</b></p> <p>Reject a development application pursuant to Clause 51 of the <i>Environmental Planning and Assessment Regulation 2000</i>.</p>	<i>Environmental Planning and Assessment Regulation 2000</i>
P2	<p><b>Planning - Determine Development Application up to \$10 million</b></p> <p>Determine an application for development consent or a complying development certificate under Part 4 of the <i>Environmental Planning and Assessment Act 1979</i> (including those applications which require a variation of a development standard) subject to the following limitations: (a) the proposed development must have a construction value of up to \$10 million; (b) where the development involves the subdivision of land, the proposed subdivision must involve the creation of 100 lots or less.</p> <p>Note: * Any application which is lodged in connection with a Voluntary Planning Assessment must be reported to the Council for determination in accordance with the Council's Planning Agreement Policy.</p> <p>*Development applications which do not comply with a development standard must be accompanied by a written request from the applicant to vary the standard in accordance with the provisions of State Environmental Planning Policy No. 1 and/or the Council's applicable Local Environmental Plan. In certain circumstances, the Director-General's concurrence may be required to a variation of a development standard.</p>	<i>Environmental Planning and Assessment Act 1979</i>
P3	<p><b>Planning - Determine Development Application up to \$4 million</b></p> <p>Determine an application for development consent or a complying development certificate under Part 4 of the <i>Environmental Planning and Assessment Act 1979</i> (including those applications which require a variation of a development standard) subject to the following limitations: (a) the proposed development must have a construction value of up to \$4 million; (b) where the development involves the subdivision of land, the proposed subdivision must involve the creation of 25 lots or less; and (c) no more than 10 objections to the proposed development have been lodged with Council.</p> <p>Note: *Any application which is lodged in connection with a Voluntary Planning Assessment must be reported to the Council for determination in accordance with the Council's Planning Agreement Policy.</p> <p>*Development applications which do not comply with a development standard must be accompanied by a written request from the applicant to vary the standard in accordance with the provisions of</p>	<i>Environmental Planning and Assessment Act 1979</i>

	<p>State Environmental Planning Policy No. 1 and/or the Council's applicable Local Environmental Plan. In certain circumstances, the Director-General's concurrence may be required to a variation of a development standard.</p>	
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PLANNING		
Code	Delegation Description	Compliance
P4	<p><b>Planning - Determine Development Application up to \$2 million</b></p> <p>Determine an application for development consent or a complying development consent under Part 4 of the <i>Environmental Planning and Assessment Act 1979</i> subject to the following limitations: (a) the proposed development must have a construction value of \$2 million or less; (b) where the development involves the subdivision of land, the proposed subdivision must involve the creation of 4 lots or less; (c) the proposed development must not involve any variation to a development standard or non-compliance with Council's development control plan; and (d) no more than 5 objections to the proposed development have been lodged with Council. Note: Any application which is lodged in connection with a Voluntary Planning Assessment must be reported to the Council for determination in accordance with the Council's Planning Agreement Policy.</p>	<p><b><i>Environmental Planning and Assessment Act 1979</i></b></p>
P4A	<p><b>Planning - Determine Development Application up to \$2 million (complying development and Bushfire Attack Level certificates)</b></p> <p>Determine an application for development consent or a complying development consent under Part 4 of the <i>Environmental Planning and Assessment Act 1979</i> subject to the following limitations: (a) the proposed development must have a construction value of \$2 million or less; (b) where the development involves the subdivision of land, the proposed subdivision must involve the creation of 4 lots or less; (c) the proposed development must not involve any variation to a development standard or non-compliance with Council's development control plan; and (d) no more than 5 objections to the proposed development have been lodged with Council. Note: Any application which is lodged in connection with a Voluntary Planning Assessment must be reported to the Council for determination in accordance with the Council's Planning Agreement Policy including complying development certificate and Bushfire Attach Level certificate.</p>	<p><b><i>Environmental Planning and Assessment Act 1979</i></b></p>
P5	<p><b>Planning - Determine Development Application up to \$1 million</b></p>	

Determine an application for development consent or a complying development consent under Part 4 of the *Environmental Planning and Assessment Act 1979* subject to the following limitations: (a) the proposed development must have a construction value of \$1 million or less; (b) the proposed development must not involve the subdivision of land; (c) the proposed development must not involve any variation to a development standard or non-compliance with Council's development control plan; and (d) no objections to the proposed development have been lodged with Council. Note: Any application which is lodged in connection with a Voluntary Planning Assessment must be reported to the Council for determination in accordance with the Council's Planning Agreement Policy.

***Environmental Planning  
and Assessment Act 1979***

PLANNING		
Code	Delegation Description	Compliance
P5A	<p><b>Planning - Determine Development Application up to \$1 million (complying development and Bushfire Attack Level certificates)</b></p> <p>Determine an application for development consent or a complying development consent under Part 4 of the <i>Environmental Planning and Assessment Act 1979</i> subject to the following limitations: (a) the proposed development must have a construction value of \$1 million or less; (b) the proposed development must not involve the subdivision of land; (c) the proposed development must not involve any variation to a development standard or non-compliance with Council's development control plan; and (d) no objections to the proposed development have been lodged with Council. Note: Any application which is lodged in connection with a Voluntary Planning Assessment must be reported to the Council for determination in accordance with the Council's Planning Agreement Policy including complying development certificate and Bushfire Attack Level certificate.</p>	<i>Environmental Planning and Assessment Act 1979</i>
P6	<p><b>Planning - Increase lapsing period for development consent</b></p> <p>Determine an application to increase the lapsing period for development consent, pursuant to Section 95A of the <i>Environmental Planning and Assessment Act 1979</i>, unless the development consent was granted by the Council.</p>	<i>Environmental Planning and Assessment Act 1979</i>
P7	<p><b>Planning - Modify development consent (Section 96 <i>Environmental Planning and Assessment Act 1979</i>)</b></p> <p>Determine an application to modify development consent pursuant to Section 96 of the <i>Environmental Planning and Assessment Act 1979</i>, provided the originally approved development was within the delegate's authority under delegations P2 to P5 above.</p>	<i>Environmental Planning and Assessment Act 1979</i>
P8	<p><b>Planning - Modify development consent granted by Land and Environment court</b></p> <p>Determine an application to modify a consent granted by the Land and Environment Court in accordance with Section 96AA of the <i>Environmental Planning and Assessment Act 1979</i>.</p>	<i>Environmental Planning and Assessment Act 1979</i>
P9	<p><b>Planning - Revoke or modify development consent (Section 96A <i>Environmental Planning and Assessment Act 1979</i>)</b></p> <p>Revoke or modify a development consent or complying development certificate in accordance with Section 96A of the <i>Environmental Planning and Assessment Act 1979</i>.</p>	<i>Environmental Planning and Assessment Act 1979</i>
P10	<p><b>Planning - Review of determination under Section 82A of <i>Environmental Planning and Assessment Act 1979</i></b></p>	<i>Environmental Planning and Assessment Act 1979</i>

	Determine an application for a review of a determination, in accordance with Section 82A of the <i>Environmental Planning and Assessment Act 1979</i> , provided the position holder did not determine the application which is the subject of the review.	
<b>PLANNING</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliance</b>
P11	<b>Planning - Construction certificate</b> Determine an application for a construction certificate, compliance certificate, occupation certificate and subdivision certificate (including the signing of any associated instruments/linen plan), in accordance with Part 4A of the <i>Environmental Planning and Assessment Act 1979</i> .	<i>Environmental Planning and Assessment Act 1979</i>
P12	<b>Planning - Principal Certifying Authority <i>Environmental Planning and Assessment Act 1979</i></b> Represent the Council as Principal Certifying Authority in accordance with the <i>Environmental Planning and Assessment Act 1979</i> .	<i>Environmental Planning and Assessment Act 1979</i>
P13	<b>Planning - Voluntary planning agreement</b> Negotiate on behalf of the Council the terms of a voluntary planning agreement in accordance with the Council's Planning Agreements Policy. Note: The entry into a final Voluntary Planning Assessment requires a resolution of Council.	<b>Eurobodalla Shire Council resolution</b>
P14	<b>Planning - Environmental Impact Statement</b> Exercise Council's function as a determining authority for an activity in accordance with Part 5 of the <i>Environmental Planning and Assessment Act 1979</i> , including authority to determine whether or not an Environmental Impact Statement for an activity is required.	<i>Environmental Planning and Assessment Act 1979</i>
P15	<b>Planning - Strata certificates</b> Exercise Council's functions under the <i>Strata Schemes (Freehold Development) Act 1973</i> and <i>Strata Schemes (Leasehold Development) Act 1986</i> , including determining an application for the issue of a strata certificate.	<i>Strata Schemes (Freehold Development) Act 1973</i>  <i>Strata Schemes (Leasehold Development) Act 1986</i>
P16	<b>Planning - Planning certificates Section 149 (2) and (5) of <i>Environmental Planning and Assessment Act 1979</i></b> Issue planning certificates pursuant to Section 149(2) and (5) of the <i>Environmental Planning and Assessment Act 1979</i> .	<i>Environmental Planning and Assessment Act 1979</i>
P17	<b>Planning - Building certificate Sections 149A to 149D of <i>Environmental Planning and Assessment Act 1979</i></b>	

Determine an application for a building certificate pursuant to Sections 149A to 149D of the *Environmental Planning and Assessment Act 1979*.

***Environmental Planning  
and Assessment Act 1979.***

PLANNING		
Code	Delegation Description	Compliance
P18	<p><b>Planning - Swimming Pools</b></p> <p>Exercise the Council's functions under the <i>Swimming Pools Act 1992</i> including: (a) determine applications for a certificate of compliance under Section 22D; (b) determine applications for an exemption from the barrier requirements under Section 22; and (c) carry out inspections of a swimming pool at the owner's request in accordance with Section 22C.</p>	<b>Swimming Pools Act 1992</b>
P19	<p><b>Planning - Heritage</b></p> <p>Exercise the Council's functions under the <i>Heritage Act 1977</i>, including the making of an Interim Heritage Order where the Minister has authorised the Council to make such an Order, and the revocation of that Order.</p>	<b>Heritage Act 1977</b>
P20	<p><b>Planning - Determine application for approval under Section 68 of Local Government Act 1993</b></p> <p>Determine an application for approval of an activity specified in the Table set out in section 68 of the <i>Local Government Act 1993</i>, including assuming the concurrence of the Director-General under section 82(3) where that role has been delegated to Council.</p>	<b>Local Government Act 1993</b>
P20A	<p><b>Planning - Determine application for approval under Section 68 of Local Government Act 1993 for liquid trade waste</b></p> <p>Determine an application for approval of an activity specified in the Table set out in Section 68 of the <i>Local Government Act 1993</i>, including assuming the concurrence of the Director-General under Section 82(3) where that role has been delegated to Council only for purposes of any matter relating to liquid trade waste discharge.</p>	<b>Local Government Act 1993</b>
P20B	<p><b>Planning - Determine application for approval under Section 68 of Local Government Act 1993 for on-site sewage management systems</b></p> <p>Determine an application for approval of an activity specified in the Table set out in Section 68 of the <i>Local Government Act 1993</i>, including assuming the concurrence of the Director-General under Section 82(3) where that role has been delegated to the Council only for the purposes of any matter relating to on-site sewage management systems.</p>	<b>Local Government Act 1993</b>
P20C	<p><b>Planning - Determine application for approval under Section 68 of Local Government Act 1993 (under supervision)</b></p>	<b>Local Government Act 1993</b>

	<p>Determine an application for approval of an activity specified in the Table set out in Section 68 of the <i>Local Government Act 1993</i>, including assuming the concurrence of the Director-General under Section 82(3) where that role has been delegated to the Council (under supervision).</p>	
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PLANNING		
Code	Delegation Description	Compliance
P21	<p><b>Planning - Determine application for amend, extend or revoke approval under Section 68 Activity of <i>Local Government Act 1993</i></b></p> <p>Determine an application to amend, extend, renew or revoke an approval of a Section 68 Activity, pursuant to Sections 106, 107 and 108 of the <i>Local Government Act 1993</i>, except in circumstances where the original approval was granted by the Council.</p>	<b><i>Local Government Act 1993</i></b>
P21A	<p><b>Planning - Determine application for amend, extend or revoke approval under section 68 of <i>Local Government Act 1993</i> for liquid trade waste</b></p> <p>Determine an application to amend, extend, renew or revoke an approval of a Section 68 Activity, pursuant to Sections 106, 107 and 108 of the <i>Local Government Act 1993</i>, except in circumstances where the original approval was granted by the Council only for purposes of any matter relating to liquid trade waste discharge.</p>	<b><i>Local Government Act 1993</i></b>
P21B	<p><b>Planning - Determine application for amend, extend or revoke approval under section 68 of <i>Local Government Act 1993</i> for on-site sewage management systems</b></p> <p>Determine an application to amend, extend, renew or revoke an approval of a Section 68 Activity, pursuant to Sections 106, 107 and 108 of the <i>Local Government Act 1993</i>, except in circumstances where the original approval was granted by the Council only for the purposes of any matter relating to on-site sewage management systems.</p>	<b><i>Local Government Act 1993</i></b>
P21C	<p><b>Planning - Determine application for amend, extend or revoke approval under section 68 of <i>Local Government Act 1993</i> (under supervision)</b></p> <p>Determine an application to amend, extend, renew or revoke an approval of a Section 68 Activity, pursuant to Sections 106, 107 and 108 of the <i>Local Government Act 1993</i>, except in circumstances where the original approval was granted by the Council only for the purposes of any matter relating to on-site sewage management systems (under supervision).</p>	<b><i>Local Government Act 1993</i></b>
P22	<p><b>Planning - Reject unclear or illegible development applications</b></p> <p>Reject unclear or illegible applications for approval, pursuant to Section 85 of the <i>Local Government Act 1993</i>.</p>	<b><i>Local Government Act 1993</i></b>
P22A	<p><b>Planning - Reject unclear or illegible development applications for liquid trade waste discharge</b></p>	<b><i>Local Government Act 1993</i></b>

	Reject unclear or illegible applications for approval, pursuant to Section 85 of the <i>Local Government Act 1993</i> only for purposes of any matter relating to liquid trade waste discharge.	
<b>PLANNING</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliance</b>
P22B	<b>Planning - Reject unclear or illegible development applications for on-site sewage management systems</b> Reject unclear or illegible applications for approval, pursuant to Section 85 of the <i>Local Government Act 1993</i> only for the purposes of any matter relating to on-site sewage management systems.	<b>Local Government Act 1993</b>
P22C	<b>Planning - Reject unclear or illegible development applications (under supervision)</b> Reject unclear or illegible applications for approval, pursuant to Section 85 of the <i>Local Government Act 1993</i> (under supervision).	<b>Local Government Act 1993</b>
P23	<b>Planning - Review of determination under section 100 Local Government Act 1993</b> Determine an application to review a determination under Section 100 of the <i>Local Government Act 1993</i> , provided the position holder did not determine the application which is the subject of the review.	<b>Local Government Act 1993</b>
P24	<b>Planning - Issue certificate for outstanding orders</b> Issue a certificate as to outstanding orders or notices issued under the <i>Environmental Planning and Assessment Act 1979</i> and <i>Local Government Act 1993</i> .	<b>Environmental Planning and Assessment Act 1979</b>
P25	<b>Planning - Functions under sections 65 and 69 or Environment Planning and Assessment Act 1979</b> Carry out the Council's functions under Sections 65 and 69 of the <i>Environmental Planning and Assessment Act 1979</i> in accordance with the Instrument of Delegations issued by the Director General of the Department of Urban Affairs and Planning dated 16 February 2006. Note: Sections 65 and 69 of the <i>Environment Planning and Assessment Act 1979</i> have been repealed however these provisions may still have effect with respect to draft pending Local Environmental Plans in accordance with clause 12 of the <i>Environmental Planning and Assessment Regulation 2000</i> .	<b>Environmental Planning and Assessment Act 1979</b>  <b>Environmental Planning and Assessment Regulation 2000</b>
P26	<b>Planning – Functions under Part 3, Division 4 of Environment Planning and Assessment Act 1979</b> Carry out the Council's functions as planning authority in respect of the making of an environmental planning instrument under Part 3, Division 4 of the <i>Environmental Planning and Assessment Act 1979</i> .	<b>Environmental Planning and Assessment Act 1979</b>
P27	<b>Planning - Functions under Liquor Act 1982</b> Exercise the Council's functions under the <i>Liquor Act 1982</i> .	<b>Liquor Act 1982</b>
P28	<b>Planning - Consent authority under Community Land Development Act 1989 and Community Land Management Act 1989</b>	<b>Community Land Management Act 1989</b>



Exercise any functions of the Council as consent authority under the *Community Land Development Act 1989* and *Community Land Management Act 1989*, and associated Regulations.

***Community Land  
Development Act 1989***

PLANNING		
Code	Delegation Description	Compliance
P29	<p><b>Planning - Contributions Plan</b></p> <p>Prepare a Contributions Plan under Part 4 Division 6 of the <i>Environmental Planning and Assessment Act 1979</i>. Note: The adoption of any final Contributions Plan requires a resolution of the Council.</p>	<b><i>Environmental Planning and Assessment Act 1979</i></b>
P30	<p><b>Planning - Development Control Plan</b></p> <p>Prepare a Development Control Plan under Part 3 Division 6 of the <i>Environmental Planning and Assessment Act 1979</i>. Note: The adoption of any final Development Control Plan requires a resolution of the Council.</p>	<b><i>Environmental Planning and Assessment Act 1979</i></b>
P31	<p><b>Planning - Plumbing</b></p> <p>Exercise the functions of a plumbing regulator under the <i>Plumbing and Drainage Act 2011</i> delegated to the Council in accordance with the Instrument of Delegation issued by the Acting Commissioner for Fair Trading dated 8 November (Instrument), other than those functions excluded from the Instrument.</p> <p>Note: Council accepted the delegations contained in the Instrument by resolution dated 28 May 2013. The Instrument excludes the following functions of a plumbing regulator:</p> <ul style="list-style-type: none"> <li>* Receiving notices of work and other documentation required to be submitted to the plumbing regulator concerning alternative solutions (s9(3) of the Act and clause 10 of the Plumbing and Drainage Regulation);</li> <li>* Authorising fittings for use in plumbing and drainage work (s20 of the Act); and</li> <li>* Initiating criminal or other proceedings as provided for in Part 5 of the Act.</li> </ul>	<b><i>Plumbing and Drainage Act 2011</i></b>

<b>WORKS AND ROADS</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliance</b>
W1	<b>Works and Roads - Grant short term lease over unused public road</b> Grant a short term lease of an unused public road in accordance with Part 10 Division 2 of the <i>Roads Act 1993</i> .	<b><i>Roads Act 1993</i></b>
W2	<b>Works and Roads - Grant lease (up to 10 years) above or below surface of road</b> Grant approval for a lease (up to 10 years) above or below the surface of a road in accordance with Section 149 of the <i>Roads Act 1993</i> , subject to obtaining the approval of the Director of Planning to that lease.	<b><i>Roads Act 1993</i></b>
W3	<b>Works and Roads - Closure of public road</b> Make application for the closure of a public road or crown public road, pursuant to Section 34 of the <i>Roads Act 1993</i> .	<b><i>Roads Act 1993</i></b>
W4	<b>Works and Roads - Closure of temporary public road</b> Cause a temporary public road to be closed by publishing a notice in the Gazette, pursuant to Section 39 of the <i>Roads Act 1993</i> .	<b><i>Roads Act 1993</i></b>
W5	<b>Works and Roads - Regulation of traffic on public road</b> Authorise the regulation of traffic on a public road by means of barriers or notices for any of the purposes set out in Section 115(2) of the <i>Roads Act 1993</i> (in so far as they apply to Council as a roads authority), including the authority to appoint traffic controllers in accordance with Clause 6 of the <i>Roads Regulation 2008</i> .	<b><i>Roads Act 1993</i></b>  <b><i>Roads Regulation 2008</i></b>
W6	<b>Works and Roads - Temporary regulation of traffic on public roads</b> Authorise the temporary regulation of traffic on public roads for which Council is the roads authority under Section 122 of the <i>Roads Act 1993</i> , including the issue of an order under Section 122(2) of the <i>Roads Act 1993</i> .	<b><i>Roads Act 1993</i></b>
W7	<b>Works and Roads - Approval of footpath trading</b> Determine applications for approval to use part of a footway for the purposes of a restaurant, including the erection and maintaining of structures on the footpath, under Part 9 Division 1 of the <i>Roads Act 1993</i> .	<b><i>Roads Act 1993</i></b>
W8	<b>Works and Roads –Issue and revoke a permit to occupy land</b> Issue and revoke a permit to an occupier of land under Part 9 Division 2 of the <i>Roads Act 1993</i> .	<b><i>Roads Act 1993</i></b>

WORKS AND ROADS		
Code	Delegation Description	Compliance
W9	<p><b>Works and Roads – Determine consent for erect a structure, dig or pump water on public road</b></p> <p>Determine an application for consent to:</p> <p>a) erect a structure, or carry out work in, on or over a public road (including permitting the use of the structure for the purpose of selling any article or service);</p> <p>b) dig up or disturb the surface of a public road;</p> <p>c) remove or interfere with a structure, work or tree on a public road;</p> <p>d) pump water into a public road from any land adjoining a public road;</p> <p>e) connect a road (whether public or private) to a classified road,</p> <p>under Part 9 Division 3 of the <i>Roads Act 1993</i>, where the Council is the roads authority.</p>	<b>Roads Act 1993</b>
W10	<p><b>Works and Roads - Grant permit for event on public road</b></p> <p>Grant a permit to any person to conduct a road event on a public road, pursuant to Section 144 of the <i>Roads Act 1993</i>, where the Council is the roads authority.</p>	<b>Roads Act 1993</b>
W11	<p><b>Works and Roads - Impose load limits on roads and bridges</b></p> <p>Authority to impose load limits on roads and bridges and cause a notice to be displayed adjacent to the road or bridge prohibiting vehicles with a laden mass exceeding that maximum mass from passing along the road, bridge or causeway, pursuant to Section 28 of the <i>Road Transport (General) Act 2005</i>.</p>	<b>Road Transport (General) Act 2005</b>
W12	<p><b>Works and Roads - Installation of traffic control device</b></p> <p>Authority to authorise the installation or display of a prescribed traffic control device under Division 1 Part 4 of the <i>Road Transport (Safety and Traffic Management) Act 1999</i>, in accordance with the delegation to Council from the Roads and Maritime Service of NSW dated 31 October 2011. Note: This delegation will need to be reviewed upon any new delegation being issued by the Roads Maritime Services.</p>	<b>Road Transport (Safety and Traffic Management) Act 1999</b>
W13	<p><b>Works and Roads - Adopt name of road as per Eurobodalla Shire Council policy</b></p> <p>Authority to adopt a name for a road within new subdivisions in accordance with the Council's 'Road Naming' Policy and 'Code of Practice for Road Naming'.</p>	<b>Eurobodalla Shire Council's Procedure</b>
W14	<p><b>Works and Roads - Act as Local Emergency Officer</b></p> <p>Authority to act as the Local Emergency Officer under the <i>State Emergency and Rescue Management Act 1989</i>.</p>	<b>State Emergency and Rescue Management Act 1989</b>
W15	<p><b>Works and Roads - Approve use of Council plant, equipment and employees for emergencies</b></p>	

	Approve the use of Council plant, equipment and employees in response to emergency incidents in accordance with the <i>State Emergency and Rescue Management Act 1989</i> .	<b><i>State Emergency and Rescue Management Act 1989</i></b>
<b>WORKS AND ROADS</b>		
<b>Code</b>	<b>Delegation Description</b>	<b>Compliance</b>
W16	<b>Works and Roads – Issue certificate of compliance in accordance with <i>Water Management Act 2000</i></b> Issue a certificate of compliance under Chapter 6 Part 2 Division 5 of the <i>Water Management Act 2000</i> .	<b><i>Water Management Act 2000</i></b>
W17	<b>Works and Roads - Construction of buildings over Council sewers</b> Authority to enter into agreements with owners of land relating to the construction of buildings over Council sewers.	
W18	<b>Works and Roads - Transfer of Crown Road to Council</b> Authority to consent to the transfer of a Crown road to Council in accordance with the Council's Transfer of Crown Roads to Council Policy.	<b>Eurobodalla Shire Council's Procedure</b>
W19	<b>Works and Roads -Issue licences/enclosure permits on Crown Land under Council control</b> Authority to grant concurrence to the Crown Lands Division of the Department of Primary Industries for: (a) the issue or transfer of a licence on Crown land which is not under Council's care and control; and (b) the issue of enclosure permits over Crown Roads.	
W20	<b>Works and Roads - Roads Authority under section 217 of <i>Roads Act 1993</i></b> Exercise the Council's delegable functions as a roads authority under section 217 of the <i>Roads Act 1993</i> .	<b><i>Roads Act 1993</i></b>
W21	<b>Works and Roads - Approval of activity within marine park zones</b> Make applications on behalf of the Council for approval of activities within marine park zones under Part 1 Division 2 of the <i>Marine Parks (Zoning Plans) Regulation 1999</i> .	<b><i>Marine Parks (Zoning Plans) Regulation 1999</i></b>
W22	<b>Works and Roads - Permit dredging and reclamation works under <i>Fisheries Management Act 1994</i></b> Make applications on behalf of the Council for a permit to carry out of dredging and reclamation works under Part 7 of the <i>Fisheries Management Act 1994</i> .	<b><i>Fisheries Management Act 1994</i></b>