

Management report to Council

Agenda item 6.4

Update of Authorisations under the Planning and Environment Act 1987

Council

Presenter: Angela Meinke, Manager Planning and Building

15 December 2015

Purpose and background

1. The purpose of this report is to update the authorisations to staff by Council in regards to the *Planning and Environment Act 1987* (Act).

Key issues

2. A small number of statutes do not allow the delegation of the power to delegate. An example is the Act. An added restriction in this Act is that the power to appoint authorised officers cannot be delegated. This again requires the Council to appoint the authorised officers under the Act.
3. A new officer has recently been appointed to the Planning Enforcement team requiring appointment as an authorised officer under the Act.

Recommendation from management

4. That Council by instrument of authorisation pursuant to section 188 of the Planning and Environment Act 1987 (Act) generally authorise Lia Thiagi, to carry out the duties and functions and exercise the powers of an authorised officer, within the meaning of the Act.

Attachments:

1. Supporting Attachment

1.

Supporting Attachment

Legal

1. Under the Act, the power to authorise officers must be exercised by the Council and cannot be delegated.

Finance

2. There are no financial implications to Council arising from the recommendation contained in this Management Report.

Conflict of interest

3. No member of Council staff, or other person engaged under a contract, involved in advising on or preparing this report has declared a direct or indirect interest in relation to the matter of the report.

Stakeholder consultation

4. There is no requirement to consult with external stakeholders.

Environmental sustainability

5. There are no environmental implications to Council arising from the recommendation contained in this Management Report.