

28 February 2006**GOVERNANCE ARRANGEMENTS FOR INNER MELBOURNE
ACTION PLAN****Committee** Planning and Environment**Presenter** Cr Ng**Purpose**

1. For Council to:
 - 1.1. endorse the establishment of the Inner Melbourne Action Plan Implementation Committee, pursuant to the Section 86 of the *Local Government Act 1989*, to facilitate on-going regional collaboration and the effective implementation of the Inner Melbourne Action Plan (IMAP); and
 - 1.2. approve the IMAP Instrument of Delegation and Terms of Reference of the Inner Melbourne Action Plan Implementation Committee, in order to progress its formal constitution.

Recommendation

2. That Council:
 - 2.1. establish a Special Committee called the Inner Melbourne Action Plan Implementation Committee (“Special Committee”), pursuant to section 86 of the *Local Government Act 1989* (“Act”);
 - 2.2. adopt the Terms of Reference for the Special Committee as detailed in Attachment 1 to the Management Report;
 - 2.3. by Instrument of Delegation pursuant to section 86 of the Act, delegate to the Special Committee, the powers, duties and functions relevant to the Inner Melbourne Action Plan Implementation Committee Governance Arrangements in accordance with the Instrument of Delegation in Attachment 2 to the Management Report;
 - 2.4. appoint as members of the Special Committee:
 - 2.4.1. the person from time to time holding the position of Chair of the Melbourne City Council’s Planning and Environment Committee;
 - 2.4.2. the person from time to time holding the position of Director Sustainability & Innovation, Melbourne City Council;
 - 2.4.3. the person from time to time holding the position of Mayor, Stonnington City Council;
 - 2.4.4. the person from time to time holding the position of Chief Executive Officer, Stonnington City Council;

- 2.4.5. the person from time to time holding the position of Mayor, Yarra City Council;
 - 2.4.6. the person from time to time holding the position of Chief Executive Officer, Yarra City Council;
 - 2.4.7. the person from time to time holding the position of Mayor, Port Phillip City Council; and
 - 2.4.8. the person from time to time holding the position of Chief Executive Officer, Port Phillip City Council; and
- 2.5. approve the appointment of the Chair Planning and Environment Committee and the Director Sustainability & Innovation to the Port Phillip City Council's, Stonnington City Council's and Yarra City Council's Inner Melbourne Action Plan Implementation Committees.
- 2.6. determine that the first ordinary meeting of the Special Committee shall be held on Friday, 21 April 2006 commencing at 9.00am at the St Kilda Town Hall.

Council Report Attachment:

1. Planning and Environment Committee, Agenda Item 5.2, 7 February 2006

7 February 2006

**GOVERNANCE ARRANGEMENTS FOR INNER MELBOURNE
ACTION PLAN**

Division Sustainability & Innovation

Presenter Andrew McCulloch, Manager City Strategy

Purpose

1. The purpose of this report is to endorse the establishment of the Inner Melbourne Action Plan Implementation Committee, pursuant to the Section 86 of the *Local Government Act 1989*, to facilitate on-going regional collaboration and the effective implementation of the Inner Melbourne Action Plan (IMAP).
2. The report also seeks approval of the IMAP Instrument of Delegation and Terms of Reference of the Inner Melbourne Action Plan Implementation Committee, in order to progress its formal constitution.

Recommendation

3. That the Planning and Environment Committee recommend that Council:
 - 3.1. establish a Special Committee called the Inner Melbourne Action Plan Implementation Committee (“Special Committee), pursuant to section 86 of the *Local Government Act 1989* (“Act”);
 - 3.2. adopt the Terms of Reference for the Special Committee as detailed in Attachment 1;
 - 3.3. by Instrument of Delegation pursuant to section 86 of the Act, delegate to the Special Committee, the powers, duties and functions relevant to the Inner Melbourne Action Plan Implementation Committee Governance Arrangements in accordance with the Instrument of Delegation in Attachment 2;
 - 3.4. appoint as members of the Special Committee:
 - 3.4.1. the person from time to time holding the position of Chair of the Melbourne City Council’s Planning and Environment Committee;
 - 3.4.2. the person from time to time holding the position of Director Sustainability & Innovation, Melbourne City Council;
 - 3.4.3. the person from time to time holding the position of Mayor, Stonnington City Council;
 - 3.4.4. the person from time to time holding the position of Chief Executive Officer, Stonnington City Council;
 - 3.4.5. the person from time to time holding the position of Mayor, Yarra City Council;

- 3.4.6. the person from time to time holding the position of Chief Executive Officer, Yarra City Council;
- 3.4.7. the person from time to time holding the position of Mayor, Port Phillip City Council; and
- 3.4.8. the person from time to time holding the position of Chief Executive Officer, Port Phillip City Council; and
- 3.5. approve the appointment of the Chair Planning and Environment Committee and the Director Sustainability & Innovation to the Port Phillip City Council's, Stonnington City Council's and Yarra City Council's Inner Melbourne Action Plan Implementation Committees.
- 3.6. determine that the first ordinary meeting of the Special Committee shall be held on Friday 21st April 2006 commencing at 9:00am at the St Kilda Town Hall.

Key Issues

4. The Inner Melbourne Action Plan (IMAP) is a regional strategy and action plan, which provides a framework for directing and managing urban change (in the context of Melbourne 2030) to ensure the Region's liveability and economic prosperity into the future.
5. The Plan is the result of collaboration between the four inner regional Councils of Melbourne, Yarra, Stonnington and Port Phillip, in association with VicUrban (the temporary municipal body of the Docklands).
6. The Inner Melbourne Action Plan represents 'agreement' as to regional priorities and the need for regionally based action. Formalised governance arrangements are proposed, to enable on-going regional co-operation and decision-making that will facilitate the implementation of IMAP.
7. A report is being placed before each of the four partner Councils to consider the establishment of the Inner Melbourne Action Plan Implementation Committee, pursuant to Section 86(3) and 88 of the *Local Government Act 1989*, in accordance with a common Instrument of Delegation and Terms of Reference, and as proposed in the IMAP document.
8. In December 2005, each partner Council resolved to adopt *Making Melbourne More Liveable - Inner Melbourne Action Plan*, following a period of public consultation and review.
9. Each Council also gave 'in principle' support for the establishment of a Section 86 Special Committee, pursuant to the *Local Government Act 1989*, to facilitate effective regional collaboration and decision making.
10. A further report was proposed for February 2006, to enable Council to consider final Governance arrangements (including a final Instrument of Delegation and Terms of Reference) and progress the formal constitution of the Section 86 Committee.
11. The IMAP document includes a proposed Governance framework to support ongoing regional collaboration. The establishment (by each partner Council) of an identical Section 86 Special Committee (under the *Local Government Act 1989*) is proposed to provide for coordinated decision-making, which will facilitate implementation of IMAP actions within a framework of annual priorities.

Establishment and Role of the Section 86 Special Committee:

12. The Committee is essentially an ‘enabler’ to make things happen, rather than a strategic decision-maker. Its role will focus on progressing and reporting on the implementation of the adopted IMAP, including the prioritisation of specific actions, both regionally and by individual Councils. Formal participation on the Committee will demonstrate the commitment of the individual Councils to continuing to collaborate regionally.
13. The Section 86 Special Committee, to be referred to as the “Inner Melbourne Action Plan Implementation Committee”, would operate under a common Term of Reference and Instrument of Delegation granted by each Council. Attachments 1 and 2 provide a copy of these arrangements, including the extent of powers and authorities, roles and functions, budgeting, structure and membership, decision-making processes, reporting and administration arrangements.
14. It is proposed that the delegation would remain in force for a period of five years from the date of the constitution of the Committee, or until Council resolves to vary or revoke it.
15. The Terms of Reference refers to an annualised ‘rolling Three Year Implementation Program’. This will guide the work of the Committee, being the priority strategic actions in IMAP to be undertaken jointly by the member Councils. Some actions will occur over a number of years and will involve planning/design and construction/implementation stages. The Three Year Implementation Program will be reviewed by the Committee annually.
16. The Committee will be authorised to seek external funding for approved projects and allocate these funds to specific actions. It will advise the partner Councils of budget allocations required to effect the implementation of specific IMAP actions, to enable consideration in each Council’s annual budgeting process.
17. Each member Council’s budget is expected to reflect necessary resources to deliver on commitments agreed in the plan. The budget of each member Council would be specific to meeting the IMAP initiatives relevant to that respective municipality. The amount of budget allocated is to be based on the perceived benefits and/or capacity of each member Council.

Membership and decision-making

18. The Section 86 Special Committee would consist of eight members; One Councillor and the Chief Executive Officer (or specified executive Director) from the Cities of Yarra, Stonnington, Port Phillip and Melbourne. One representative from VicUrban, DOI, DSE and the Department of Innovation, Industry and Regional Development (DIIRD) would be invited to meetings of the Committee, but would not have full membership or voting rights. (Attachment 3)
19. The Terms of Reference specifies that the Committee must have a quorum of five of the eight members of the Committee. For a motion to be successful it must be carried by a majority of the member Councils (three) partners, excepting that the annual approval of the Three Year implementation Program must be carried unanimously.
20. The business of the Committee shall be conducted in accordance with requirements of Section 86 of the *Local Government Act 1989*. Meetings will be open to the public and business will be recorded and included in a Register available for public inspection. The Committee shall provide an annual report to the member Councils.

Leadership Forums

21. The Committee will establish two Leadership Forums:
 - 21.1. a CEO / Senior Management and Associate Partners Forum; and
 - 21.2. an Elected Representatives Forum.

22. The Forums will meet annually or more often as required, with their role being to:
 - 22.1. determine and drive strategic regional priorities;
 - 22.2. provide advice on annual priorities and the review of the Three Year Implementation Program;
 - 22.3. facilitate liaison, partnerships and co-ordination with the State Government and its agencies, including identifying project synergies/opportunities arising from State or Local Government programs; and
 - 22.4. receive progress reports and an annual report on the implementation program.

Project Task Groups

23. The Committee is able to establish Project Task Groups to undertake individual project initiatives. The Project Task Groups would be formulated to deliver individual IMAP actions in response to the annual work program. The composition and project funding of the Groups would be needs based.

Time Frame

24. Following approval by all IMAP partner Councils, the Inner Melbourne Action Plan Implementation Committee will be formally constituted, an IMAP implementation officer will be appointed and the Committee will meet thereafter to finalise the Three Year Implementation Program and oversee its implementation. It is expected that the first meeting of the IMAP Implementation Committee will be held in early April when the IMAP is launched.

Relation to Council Policy

25. The existing policies, strategies and plans of the partner Councils have formed the basis of the Draft IMAP; the document is consistent with Council's policy.

Consultation

26. Preparation of IMAP was supported by a series of stakeholder forums, including input from key State Government agencies. The draft IMAP document was released for public comment in June /July 2005. This included a model of the proposed governance arrangements. Submissions indicated a high level of support for on-going regional collaboration. The IMAP document adopted in December 2005, included changes made in response to the submissions received.

Government Relations

27. The on-going support of the State Government and other relevant partners is crucial for the Plan to be implemented effectively and this is highlighted in the IMAP governance model which provides for State Government non-voting membership of the IMAP Implementation Committee and the proposed CEO Leadership Forum. This is outlined in the Terms of Reference (Attachment 1).

Finance

28. It is anticipated that each partner Council will contribute an amount annually to support the Implementation Committee's core role in the co-ordination and administration of IMAP initiatives (\$20,000 from each Council for the 06/07 financial year has been suggested).
29. In addition, it is expected that each Council's budget will reflect the necessary resources to deliver on specific initiatives agreed to in an annual implementation program. The Section 86 Special Committee would be authorised to seek external funding for approved projects and allocate these funds towards specific actions, but would not directly administer funds.

Legal

30. Section 86 of the *Local Government Act 1989* provides that Council may establish special committees and delegate to a special committee certain of its functions, duties or powers.

Sustainability

31. IMAP adopts a vision and guiding principles for Inner Melbourne, underpinned by sustainability. The Plan addresses the environmental, economic and social aspirations for the future development of Inner Melbourne. IMAP seeks to make Melbourne more liveable by preserving, enhancing and developing the Region's assets in a responsible and sustainable way. IMAP is fully consistent with the Strategic Directions of CityPlan 2010 and the 11 strategies which support the IMAP vision address issues of sustainability in the following way:
 - 31.1. *Environment:* IMAP provides for the protection, development and enhancement of the Inner Region's environment; including improving overall 'environmental performance' (through environmentally sustainable design, water reuse and improved waterway management); facilitating increased use of sustainable transport modes (through providing for improved walking and cycling links, and enhanced public transport infrastructure and services); and improved regional open space and habitat areas;
 - 31.2. *Economic:* IMAP highlights the economic potential of the Region based on its high level of creativity and innovation. Strategies and actions provide for sustainable population and housing growth; business promotion and investment in key and emerging sectors; improved freight links to the Port; and promotion of the Region as a tourist destination; and
 - 31.3. *Social:* In managing the projected growth of 90,000 households by 2030, IMAP highlights the importance of ensuring adequate social infrastructure and services are provided, and that the supply of affordable housing within the Region is maintained; it also addresses the enhancement of the built environment and sustainable transport options with improved regional access and links.

Background

32. The Inner Melbourne Action Plan (IMAP) was developed through a partnership between Melbourne, Yarra, Stonnington and Port Phillip Councils, in association with VicUrban (the temporary municipal body of the Docklands).
33. IMAP represents an agreement of the partner Councils and VicUrban on what needs to be done, but is not the final decision on the implementation of the actions. Implementing IMAP will involve on-going regional co-operation, regional decision-making and the commitment of partner Councils through:
 - 33.1. corporate planning processes (including annual work programs and budgets);
 - 33.2. capital works and infrastructure programs;
 - 33.3. changes to Municipal Strategic Statements and Local Planning Policies (through planning scheme amendment processes); and
 - 33.4. other initiatives.

34. The IMAP document canvassed a number of possible governance arrangements to facilitate regional collaboration, ranging from informal arrangements through to an Incorporated Association or Company Limited by Guarantee. It was considered that the establishment of a Section 86 Committee (pursuant to the *Local Government Act 1989*) would provide for the desired accountability, transparency, and continuity of decision making, without the need for the more complex administrative arrangements associated with establishing a separate body.
 35. The implementation of IMAP will involve strategic partnering with key implementers with access to funds, including State Government agencies and other provider organisations (eg public transport companies).
 36. Prioritising actions for implementation will occur through the proposed Section 86 Special Committee. Successful implementation of IMAP initiatives will depend on an opportunistic rather than a sequential approach, particularly where engagement of State Government agencies and external funding is required.
 37. It is anticipated that the Councils within the Inner Melbourne Region will implement many of the proposed actions within a 5-10 year timeframe.
 38. The release of IMAP will involve briefings to key Ministers and an official launch in early April to coincide with the first meeting of the Section 86 Special Committee.
 39. An IMAP Implementation officer will be appointed to provide administrative support to the Committee, and coordinate the annual IMAP program in accordance with the Terms of Reference. It is proposed that the position of IMAP Implementation Officer will be filled by rotating staff secondments from partner Councils.
 40. The Committee shall determine the amount that partner Councils will contribute annually for the cost of co-ordination and administration.
 41. In addition to direct budget allocations, staff resources will be required to progress specific IMAP initiatives. It is envisaged that the roll of 'project lead' on different individual initiatives will be shared across partner Councils.
 42. The Committee will be authorised to seek external funding for approved projects and allocate these funds to specific initiatives. It will advise the partner Councils of budget allocations required to effect the implementation of specific IMAP initiatives, to enable consideration in each Council's annual budgeting process.
 43. *Making Melbourne More Liveable - Inner Melbourne Action Plan (IMAP)* establishes a shared vision for the Inner Melbourne Region, and a framework of agreed strategies and actions which reflect the priorities for on-going regional collaboration.
 44. The establishment of the Section 86 IMAP Implementation Committee will help to ensure an on-going commitment to and co-ordination of the implementation of IMAP, with both partner Council and strategic partners.
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Attachments:

1. Inner Melbourne Action Plan Implementation Committee Terms of Reference
2. Inner Melbourne Action Plan Implementation Committee Instrument of Delegation

Terms of Reference (7 February 2006)

INNER MELBOURNE ACTION PLAN IMPLEMENTATION COMMITTEE

Preamble

The Cities of Melbourne, Port Phillip, Stonnington and Yarra have each set up identically constituted section 86 special committees, in accordance with the *Local Government Act 1989*, to provide a coordinated decision-making process to facilitate the implementation of the Inner Melbourne Action Plan (IMAP) dated January 2006, as adopted by member Councils in December 2005.

The name of each of the section 86 special committees will be "Inner Melbourne Action Plan Implementation Committee" (described jointly as "the Committee").

Any of the member Councils may terminate its section 86 special committee at any time. Where no more than one member Council terminates its committee, it is the intention that the Committee will continue to operate, subject to modification of this Terms of Reference to reflect the altered membership structure.

Purpose

Generally, the purpose of the Committee will be to oversee the implementation of regionally based actions identified in the Inner Melbourne Action Plan (IMAP) January 2006, as adopted by member Councils in December 2005.

Objectives

The IMAP project scope is to provide for the development of regional actions to deliver agreed regional outcomes. The broad outcome is to ensure the continued development and liveability of the inner region of Melbourne into the future.

The IMAP project is distinctive in bringing together key government stakeholders to develop and deliver regionally based actions.

The Committee will provide:

- regional decision-making necessary to implement agreed IMAP actions, which is binding on the member Councils; and
- impetus for the coordination and commitment of all partner organisations.

Role and Functions

The Committee will, with respect to:

Programming

- develop and approve a rolling Three Year Implementation Program to implement the actions 'agreed' to in the IMAP. This Program is to be updated and approved annually by the Committee;
- approve individual 'Project Briefs' developed to progress specific IMAP actions in accordance with the Implementation Program;

- monitor the progress of individual IMAP actions ; and
- establish the IMAP Leadership Forums (CEO/Senior Management and Associate Partners Forum and the Elected Representatives Forum) to provide strategic input to the identification of regional priorities and development of the annualised Three Year Implementation Program.

Budgeting

- from such monies as are allocated in each member Council's budget, determine the amount that member Councils will contribute annually for the cost of coordination and administration;
- be authorised to seek on behalf of the member Councils external funding for IMAP actions ; and
- make recommendations to the member Councils of budget allocations required to effect the implementation of specific IMAP actions, to enable consideration in each Council's annual budgeting process. Each member Council's budget is expected to reflect necessary resources to deliver on commitments agreed in the Plan. The budget of each member Council would be specific to meeting the IMAP actions relevant to that respective municipality. The recommended budget allocation is to be based on the perceived benefits and / or capacity of each member Council.

Procedures Protocol

- develop a protocol to be adopted by the Committee to provide the basis for the working relationships between the member Councils in respect to matters within the Committee's Terms of Reference (including the role, relationships and operational processes of the Leadership Forums and the IMAP Co-ordination Officer) and for the resolution of any issues that arise between member Councils in respect to IMAP.
- provide advice, from time to time to the member Councils on the governance arrangements of the Committee.

Structure

Each IMAP member Council's special Committee is constituted in accordance with section 86 of the *Local Government Act 1989* and its decision-making powers are subject to an Instrument of Delegation of the relevant IMAP member Council.

The Committee will consist of 8 voting members, being:

- one councillor and the Chief Executive Officer (or specified executive Director) from each of the following municipalities:
 - City of Yarra;
 - City of Melbourne;
 - City of Port Phillip; and
 - City of Stonnington.

A quorum for the Committee will be five, which is a majority of the persons appointed to the Committee.

Decision-making will be by a show of hands. For a motion to be successful it must be carried with the support of the members from at least three of the Councils listed above, excepting that the annual approval of the rolling Three Year Implementation Program must be carried unanimously.

The Chairperson and Deputy Chairperson shall be appointed from the councillor members of the Committee on a rotational basis for each meeting.

The Committee will set meeting dates and shall meet at least quarterly or at such other intervals as agreed by the Committee.

One representative from each of the following associate partners:

- Vic Urban;
- Department of Infrastructure;
- Department of Sustainability and Environment; and
- Department of Innovation, Industry and Regional Development,

will be invited to attend the meetings of the Committee. Associate Partner representatives will not be members of the Committee or entitled to vote, but can participate in any discussion. The associate partners may change from time to time.

Reporting

The business of the Committee shall be recorded in proper minutes that shall be distributed to member Councils and included in the Register available for public inspection.

The Committee shall provide an annual report to the member Councils.

Administration

An IMAP Implementation Officer will be appointed to provide administrative support to the Committee.

The IMAP Implementation Officer will undertake a Co-ordination/Project Management role to:

- ensure the timely and coordinated delivery of the overall annual IMAP program; and
- provide the day to day oversight of the IMAP program and specific actions.

The Implementation Officer will provide to the Committee:

- quarterly briefings at meetings; and
- six monthly progress reports.

Leadership Forums

The Committee will establish two Leadership Forums:

1. a CEO/Senior Management and Associate Partners Forum; and
2. an Elected Representatives Forum of Councillors from the member Councils.

The forums will meet annually, or more often as required, with the role of the Forums being to:

- determine and drive strategic regional priorities;

- provide advice to the Committee on annual priorities and the review of the Three Year Implementation Program;
- facilitate liaison, partnerships and co-ordination with the State Government and its Agencies, including identifying project synergies / opportunities arising from State or Local Government programs; and
- receive progress reports and an annual report from the Committee on the implementation program.

Forum meetings will be recorded by minutes for formal tabling and consideration by the Committee.

Project Task Groups

The Committee is able to establish Project Task Groups to undertake individual project actions.

The Project Task Groups would be formulated to deliver individual IMAP actions in response to the annual work program. The composition and funding of the Groups would be needs based.

The budget for specific project actions (including external funding where obtained) could be centralised in one partner Council's budget (ie the 'project lead' Council) or, alternatively, each partner Council could make project payments as required. The method of budget administration will be determined on an individual project needs basis.

Day to day co-ordination and integration of the Project Task Groups, would be managed by the IMAP Implementation Officer.

Individual 'Project Briefs' would be need to be approved by the Committee.

Membership

The Inner Melbourne Action Plan Implementation Committee will comprise the following members:

- **City of Melbourne:**
 - Chair, Planning and Environment Committee; and
 - Director Sustainability & Innovation.
- **City of Port Phillip:**
 - Mayor; and
 - Chief Executive Officer.
- **City of Stonnington:**
 - Mayor; and
 - Chief Executive Officer.
- **City of Yarra:**
 - Mayor; and
 - Chief Executive Officer.

Melbourne City Council

Instrument of Delegation

INNER MELBOURNE ACTION PLAN IMPLEMENTATION COMMITTEE

Pursuant to sections 86(3) and 88 of the *Local Government Act 1989* ("Act"), Melbourne City Council ("Council") delegates to the special committee established by resolution of Council and known as the "Inner Melbourne Action Plan Implementation Committee" ("the Committee"), the powers, duties and functions set out in the Terms of Reference (dated 7 February 2006) included in the accompanying Schedule, and declares that:

1. this Instrument of Delegation is authorised by a resolution of Council passed on 28 February 2006;
2. this delegation:
 - 2.1. comes into force immediately the common seal of Council is affixed to this Instrument of Delegation;
 - 2.2. remains in force for a period of five years from the date of the Council resolution, or until Council resolves to vary or revoke it; and
 - 2.3. is to be exercised in accordance with the guidelines or policies which Council from time to time adopts; and
3. the Committee is not authorised by this Instrument to:
 - 3.1. enter into any contracts, or incur expenditure, for an amount which exceeds the approved budget; and
 - 3.2. exercise the powers which, by force of section 86 of the Act, cannot be delegated, as follows:
 - 3.2.1. this power of delegation;
 - 3.2.2. to declare a rate or charge;

- 3.2.3. to borrow money;
- 3.2.4. to enter into contracts for an amount exceeding an amount previously determined by the Council;
- 3.2.5. to incur any expenditure exceeding an amount previously determined by the Council; and
- 3.2.6. any prescribed power.

The **COMMON SEAL** of the **MELBOURNE**)
CITY COUNCIL was affixed hereto)
in accordance with the **Conduct of**)
Meetings Local Law 2001)

.....
Lord Mayor

.....
Chief Executive Officer

Schedule

INNER MELBOURNE ACTION PLAN IMPLEMENTATION COMMITTEE

Powers and functions

The powers, duties and functions directly relating or ancillary to the following primary responsibilities:

1. develop and prioritise a rolling Three Year Implementation Program of Inner Melbourne Action Plan (January 2006) actions, to be updated and approved annually;
2. oversee implementation of the IMAP in accordance with the agreed Three Year Implementation Program;
3. make recommendations to the Council and other IMAP member Councils on budget allocations (refer Terms of Reference) to effect the implementation of IMAP actions;
4. progress individual initiatives in accordance with the annualised 3 year Implementation Program;
5. review and recommend adjustments to the Three Year Implementation Program as required;
6. monitor and report annually to IMAP member Councils on the progress of the implementation of IMAP actions; and
7. perform all other functions that are set out in the Terms of Reference (attached) that are not otherwise listed above.

Exceptions, conditions and limitations

The Committee is not authorised by this Instrument to:

- enter into any contracts, or incur expenditure, for an amount which exceeds the approved budget;
or
- exercise the powers which, by force of section 86 of the Act, cannot be delegated.

FINANCE ATTACHMENT

GOVERNANCE ARRANGEMENTS FOR INNER MELBOURNE ACTION PLAN

Funding of \$20,000 has been included in the draft 2006/07 budget for the Inner Melbourne Action Plan (IMAP). (Activity code 47063). This funding will be subject to the normal budget processes.

Joe Groher
Manager Financial Services

LEGAL ATTACHMENT

GOVERNANCE ARRANGEMENTS FOR INNER MELBOURNE ACTION PLAN

Section 3D of the *Local Government Act 1989* (“the Act”) provides that the role of a Council includes:

(2)(b) “providing leadership by establishing strategic objectives and monitoring their achievement”.

Section 3E of the Act provides that the functions of a Council include:

(1)(d) “undertaking strategic and land use planning for the municipal district”.

Section 86 of the Act provides that Council may establish one or more special committees comprising Councillors, Council staff, other persons, or any combination of such persons.

The Act provides that a Council may by instrument of delegation delegate any of its functions, duties or powers under the Act or any other Act to such a special committee apart from certain powers as detailed in Section 86.

Alison Lyon
Manager Legal & Governance