

Management report to Council

Agenda Item 6.2

Update of Authorisations under the Planning and Environment Act 1987

30 September 2014

Presenter: Angela Meinke, Manager Planning and Building

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. Changes to the Planning and Building Branch structure has resulted in a need for Council to make the following changes under the Act:
 - 3.1. revocations of authorisations as a result of a number of officers from the Planning and Building Branch having departed
 - 3.2. appointment of new officers (as listed in Attachment 2) as authorised officers under the Act.

Recommendation from management

4. That Council:
 - 4.1. by instrument of authorisation pursuant to section 188 of the *Planning and Environment Act 1987*, generally authorise the officers listed at part 1 of Attachment 2 of the management report, to carry out the duties and functions and exercise the powers of an 'authorised officer' within the meaning of the *Planning and Environment Act 1987*
 - 4.2. revoke the authorisations of the officers listed at part 2 of Attachment 2 of the management report.

Attachments:

1. Supporting Attachment
2. List of Authorisations

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. Environmental sustainability issues or opportunities are considered not relevant to this proposal as it does not impact on the consumption/generation of water, waste, energy and/or greenhouse gases.

Part 1
Individuals to be authorised

George Sinadinos
Phillip Rose

Part 2
Individuals to be revoked

David Hargreaves
Paul Miziewicz
Karen Bayly
Christopher Blackwood
Hissan Kazi
Meagan Merritt
Sophia Michailides
Martin Williams
Steve Hovanesian