

# DELEGATIONS REGISTER

## 1. PURPOSE

The formal delegations set out in this Register set assist the Council to achieve its stated goals and objectives as recorded in the annual plan, the Long Term Plan and other approved documents, and to implement its statutory obligations. These delegations are in place to facilitate actions within the limits of authority permitted by Council itself and by the legislation under which it acts, to ensure that the organisation meets the needs of its customers in a lawful, timely, efficient, and effective manner.

## 2. STRUCTURE OF DELEGATIONS

The delegations contained in this Register are set out in the following way:

- Part One – delegations from Council to the Chief Executive
- Part Two – delegations from Chief Executive to Officers (for ease of reference, this part is split into sub-parts applicable to different divisions of Council).

## 3. DELEGATION: WHY AND HOW

Clauses 32, 32A and 32B of Schedule 7 of the Local Government Act 2002 (LGA 2002) allow Council to delegate all or any of its powers, responsibilities, or duties to specified people, including Committees, members and officers (unless expressly provided otherwise in another Act). Clause 32 lists certain powers that are exceptions and may not be delegated. A delegation can be made subject to certain directions and the delegation is subject to revocation at any time at will by Council.

In addition, some other Acts also contain specific delegation provisions and can impose different restrictions from those arising under the LGA 2002.

## 4. EXTENT OF DELEGATED POWERS

It is important for staff to appreciate that local authorities are established by statute. As such the powers of a local authority are limited by statute. However, there is a long-established principle that local authorities have implied power to do anything that is ancillary to the discharge of any of their statutory functions.

All Council delegations, whether delegated from Council or by the Chief Executive are required to be exercised on the following basis:

- a) A delegation of authority made by Council to any officer will not affect Council's ability to exercise the power itself.
- b) Officers must note that a delegation is a permission to act on Council's behalf, which is revocable at any time by Council or, in the case of a delegation by the Chief Executive, by notice from the Chief Executive. LEG-POL-001 | June 2020 Page 4 of 41

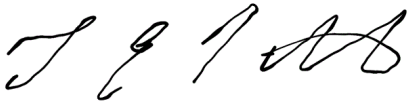
- c) Delegations must be exercised lawfully and, in a manner, consistent with Council's planning documents (particularly the Long Term Plan and the Annual Plan) and Policies; and
- d) Where more than one officer designation is named, the powers are delegated severally.

## 5. DELEGATIONS BY COUNCIL

Delegations set out in Part One of this Register are made by Council resolution.

## 6. DELEGATIONS BY THE CHIEF EXECUTIVE

In approving this Register, the Chief Executive of Hutt City Council delegates the authorities described in that Part Two to the persons holding, at any particular time, the position of the officers specified.



**Johanna Miller**  
**Chief Executive**

**25 August 2022**

## 7. PART ONE

### 7.1 DELEGATIONS MADE BY COUNCIL TO THE CHIEF EXECUTIVE

1. Council delegates the powers, functions and duties listed in the table below to the Chief Executive, subject to any restrictions specified in the column headed 'delegation'.
2. In addition, any power, function, or duty of Council that is contained in any enactment and that is not listed below may be exercised by the Chief Executive, unless an enactment prevents the delegation of the relevant power, function, or duty.
3. The Chief Executive is given the authority to delegate any of the powers, functions, or duties he or she is given to another officer, unless otherwise stated in the table below

#### Delegations

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>Building Act 2004</b>	All the functions and powers of Council as a territorial authority and building consent authority under the Act and any Regulations made under the Act with the exception of: <ol style="list-style-type: none"> <li>1. The power to adopt, amend or replace Council's policy on dangerous, earthquake prone and insanitary buildings.</li> <li>2. The power to transfer Council's functions, duties, or powers under the Act to another territorial authority.</li> </ol> For clarity, this delegation includes all the powers necessary for the Chief Executive to file a charging	To the Chief Executive with authority to delegate to officers.

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
	document on behalf of Council for an offence against the Act	
<b>Burial and Cremation Act 1964</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Civil Defence Emergency Management Act 2002</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Companies Act 1993</b>	All the functions and powers relevant under the Act for council-controlled organisations/council-controlled trading organisations that are companies	To the Chief Executive with authority to delegate to officers.
<b>Crimes Act 1961</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Dog Control Act 1996</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers, except that the power to appoint dog control officers or dog rangers may only be delegated to: <ul style="list-style-type: none"> <li>- Director Environment and Sustainability</li> <li>- Head of Regulatory Services</li> <li>- Animal Services Manager</li> </ul>
<b>Family Violence Act 2018</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Fencing Act 1978</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Fire and Emergency New Zealand Act 2017</b>	All the functions and powers of Council under the	To the Chief Executive with authority to delegate to

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
	Act and any Regulations made under the Act.	officers.
<b>Food Act 2014</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Gambling Act 2003</b>	<p>The power to consider applications for territorial authority consent for Class 4 Venue Licenses in accordance with Council's Class 4 Venue Policy and to:</p> <ol style="list-style-type: none"> <li>1. grant consent, with or without specifying the maximum number of machines that can be operated at the venue; or to</li> <li>2. decline consent</li> </ol>	<p>To the Chief Executive with authority to delegate to:</p> <ul style="list-style-type: none"> <li>- Director Environment and Sustainability</li> <li>- Environmental Health Manager</li> </ul>
<b>Hazardous Substances and New Organisms Act 1996</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Health Act 1956</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Health and Safety at Work Act 2015.</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers
<b>Impounding Act 1955</b>	All the functions and powers of Council under the Act and any Regulations made under the Act, except those powers specified in section 14 (relating to poundage fees and sustenance charges).	To the Chief Executive with authority to delegate to officers.
<b>Land Act 1948</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>Land Drainage Act 1908</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	Table description and supporting information. Table description and supporting information.
<b>Land Transport Act 1998 and the Transport Act 1962</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Litter Act 1979</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Local Electoral Act 2001</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Local Government Act 1974</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Local Government Act 2002</b>	<p>All the functions and powers of Council under the Act and any Regulations made under the Act, except:</p> <ul style="list-style-type: none"> <li>- Powers set out in clause 32(1) (a) to (f) of the Seventh Schedule (namely the power to: make a rate; make a bylaw; borrow money, purchase or dispose of assets, other than in accordance with the long-term council community plan; adopt a long-term council community plan, annual plan, or annual report; appoint a chief executive; adopt policies required to be adopted and consulted on under this Act in association with the long-term council community plan or developed for the purpose of the local governance statement); and</li> <li>- Functions and powers of Council that</li> </ul>	To the Chief Executive with authority to delegate to officers.

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
	<p>relate to matters where Council has expressly requested that a report be prepared for a decision of Council or one of Council's standing committees, ward committees or community boards This delegation includes the authority to do all lawful acts necessary to implement Council's Policies and the Long Term Plan. It also includes authority to apply Hutt City Council's Common Seal provided the application is reported to Council in accordance with Hutt City Council's Standing Orders.</p>	
<p><b>Local Government (Rating) Act 2002</b></p>	<p>All the functions and powers of Council under the Act and any Regulations made under the Act, except:</p> <ul style="list-style-type: none"> <li>- Functions and powers conferred by Part 1, Sub-part 2 (key provisions on what is rateable, i.e., who must pay rates, and the kinds of rates that may be set);</li> <li>- Functions and powers conferred by Part 5, Sub-part 1 (replacement of rates); and</li> <li>- The power to make rates.</li> </ul>	<p>To the Chief Executive with authority to delegate to:</p> <ul style="list-style-type: none"> <li>- Director Strategy and Engagement</li> <li>- Group Chief Financial Officer</li> <li>- Rates Team Leader</li> </ul>
<p><b>Local Government Official Information and Meetings Act 1987 and any regulations made under the Act</b></p>	<p>All the functions and powers of Council under the Act and any Regulations made under the Act, except those in section 32 (which relates to responses to recommendations made by the Ombudsman under section 30(1)).</p>	<p>To the Chief Executive with authority to delegate to officers in accordance with section 43 of the Act.</p>

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>Machinery Act 1950 and Amusement Devices Regulations 1978</b>	The power to authorise, permit and carry out inspections in relation to amusement devices.	To the Chief Executive with authority to delegate to officers.
<b>Privacy Act 2020</b>	All the functions, powers and duties of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Property Law Act 2007</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Protected Disclosures Act 2000</b>	The power to establish and maintain internal procedures required by the Act and to receive and investigate disclosures made.	To the Chief Executive with authority to delegate to officers.
<b>Public Records Act 2005</b>	The power to establish and maintain internal procedures required by the Act and to receive and investigate disclosures made.	To the Chief Executive with authority to delegate to officers.
<b>Public Works Act 1981</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Railways Act 2005</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Rates Rebate Act 1973</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to: <ul style="list-style-type: none"> <li>- Director – Strategy and Engagement</li> <li>- Group Chief Financial Officer</li> <li>- Rates and Debt Team Leader</li> <li>- Rates Officers</li> </ul>
<b>Rating Valuations Act 1988</b>	All the functions and powers of Council under the	To the Chief Executive with authority to delegate to



LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
	Act and any Regulations made under the Act.	officers.
<b>Reserves Act 1977</b>	<p>All the functions and powers of Council under the Act and any Regulations made under the Act, including:</p> <ul style="list-style-type: none"> <li>- Council's functions and powers as an 'administering body'; and</li> <li>- any powers that the Minister of Conservation delegates or transfers to Council under the Act</li> </ul>	To the Chief Executive with authority to delegate to officers.
<b>Resource Management Act 1991</b>	<p>All the functions and powers of Council under the Act, except for:</p> <ul style="list-style-type: none"> <li>- the decision to change a district plan under section 73 and Schedule 1</li> <li>- the power to give a decision on the provisions of a proposed policy statement or plan and matters raised in submissions under clause 10 of Schedule 1 of the Act;</li> <li>- the power to initiate variations to a proposed policy statement or plan, or to a change, under clause 16A of Schedule 1 of the Act;</li> <li>- the power to approve a proposed policy statement or plan under clause 17 of Schedule 1 of the Act;</li> <li>- the powers relating to private plan changes under clauses 24, 25, 28(5), and 29 of Schedule 1 of the Act.</li> <li>- The power to set charges under section 36</li> </ul>	To the Chief Executive with authority to delegate to officers.
<b>Sale and Supply of Alcohol Act 2012</b>	All the functions and powers of a territorial authority and the Chief Executive under the Act	To the Chief Executive with authority to delegate the functions and powers of the territorial authority to officers, or the power to delegate the functions

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
	and any Regulations made under the Act.	and powers of the Chief Executive in accordance with section 198 of the Act.
<b>Telecommunications Act 2001</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Trespass Act 1980</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Unit Titles Act 2010</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Waste Minimisation Act 2008</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	To the Chief Executive with authority to delegate to officers.
<b>Hutt City Council – Bylaws</b> <ul style="list-style-type: none"> <li>- Cemeteries Bylaw</li> <li>- Control of Animals Bylaw</li> <li>- Control of Alcohol in Public Places Bylaw</li> <li>- Dog Control Bylaw</li> <li>- Prevention of Nuisance from Fires and Smoke Bylaw</li> <li>- Food Premises Bylaw</li> <li>- Parks &amp; Reserves Bylaw</li> <li>- Public Places Bylaw</li> <li>- Refuse Collection &amp; Disposal Bylaw</li> <li>- Speed Limits Bylaw</li> <li>- Hutt Valley Trade Wastes Bylaw</li> <li>- Trading in Public Places Bylaw</li> <li>- Traffic Bylaw</li> <li>- Water Supply Bylaw</li> </ul>	All the functions and powers of Council under the Bylaws.	To the Chief Executive with authority to delegate to officers.

## 8. PART TWO

### 8.1 DELEGATIONS MADE BY THE CHIEF EXECUTIVE TO OTHER OFFICERS

1. The Chief Executive delegates the responsibilities, duties and powers listed in the tables in Sub-parts 1 to 7 below to the identified Council officers, subject to any restrictions specified in the column headed 'delegation'.
2. A reference to a particular section of an Act includes all the subsections and other subsidiary components of that section unless a particular subsection or other subsidiary component is expressly identified.

### 8.2 SUB-PART ONE – STRATEGY AND ENGAGEMENT

#### Delegations – Statute

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>Family Violence Act 2018 and any Regulations made under the Act</b>	Power to decide whether to grant or decline applications made under section 231 of the Act, along with all necessary administrative functions and powers arising under the Act and the Regulations.	Director – Strategy and Engagement
<b>Local Government Act 1974 Local Government Act 2002 and any Regulations made under those Acts</b>	All functions and powers delegated to the Chief Executive. Applicable powers include: <ol style="list-style-type: none"> <li>1. all functions and powers (except those reserved to Council itself by statute or policy) contained in Hutt City Council standing orders;</li> <li>2. power to initiate prosecutions and other enforcement proceedings;</li> </ol>	Director – Strategy and Engagement Head of Procurement

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
	<p>3. power to engage consultants, purchase materials and, as applicable, call for tenders for matters associated with the relevant officer's role;</p> <p>4. power to execute and administer contracts in Council's name;</p> <p>5. power to execute in Council's name and to apply Council's seal to, in a manner appropriate and consistent with standing orders, transfers, memoranda of mortgage and encumbrances, bonds and agreements and to execute release of the same;</p> <p>6. all the functions and powers arising under sections 327A and 348 of the Local Government Act 1974; 7. responsibility for delivering the briefing referred to in clause 21 of Schedule 7 of the Local Government Act 2002; and</p> <p>8. all the functions and powers necessary for ensuring compliance with the requirements for council-controlled organisations and council-controlled trading organisations under the Local Government Act 2002.</p>	
<p><b>Local Government Official Information and Meetings Act 1987 and any Regulations made under the Act</b></p>	<p>All the functions and powers of Council under the Act, except those in section 32 (which relates to responses to recommendations made by the Ombudsman under section 30(1)) and Part 7.</p>	<p>Director – Strategy and Engagement</p>
<p><b>Local Government Official Information and Meetings Act 1987 and any Regulations made under the Act</b></p>	<p>All the administrative functions and powers of Council under Part 7 of the Act.</p>	<p>Head of Democratic Services. Senior Democracy Advisor.</p>

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
		Democracy Advisors.
<b>Resource Management Act 1991 and any Regulations made under that Act</b>	All the functions and powers of Council with respects to hearings under the Act	Head of Democratic Services. Senior Democracy Advisor. Democracy Advisors.

#### Delegations - Bylaws

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>Hutt City Council Bylaws:</b> <ul style="list-style-type: none"> <li>- Cemeteries Bylaw</li> <li>- Control of Animals Bylaw</li> <li>- Control of Alcohol in Public Places Bylaw</li> <li>- Dog Control Bylaw</li> <li>- Prevention of Nuisance from Fires and Smoke Bylaw</li> <li>- Food Premises Bylaw</li> <li>- Parks &amp; Reserves Bylaw</li> <li>- Public Places Bylaw</li> <li>- Refuse Collection &amp; Disposal Bylaw</li> <li>- Speed Limits Bylaw</li> <li>- Hutt Valley Trade Wastes Bylaw</li> <li>- Trading in Public Places Bylaw</li> <li>- Traffic Bylaw</li> <li>- Water Supply Bylaw</li> </ul>	All functions and powers delegated to the Chief Executive, including the power to initiate proceedings and to issue notices.	Director – Strategy and Engagement

## 8.3 SUB-PART TWO – ENVIRONMENT AND SUSTAINABILITY

### Delegations – Statute

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<p><b>Local Government Act 1974 Local Government Act 2002 and any Regulations made under those Acts</b></p>	<p>All functions and powers delegated to the Chief Executive, including:</p> <ol style="list-style-type: none"> <li>1. power to engage consultants, purchase materials and, as applicable, call for tenders for matters associated with the role of the Group;</li> <li>2. power to execute and administer contracts in Council's name;</li> <li>3. power to prepare the following planning documents: Annual Plan, Strategic Plan, Long Term Council Community Plan;</li> <li>4 power to prepare, have input into (as applicable), and monitor compliance with, Council Policies;</li> <li>5. power to maintain and safeguard Council records</li> <li>6. power to investigate and remove abandoned vehicles (section 356 of the Local Government Act 1974).</li> <li>7. responsibility for the provision of water to properties within Council's reticulation area (Part 7, Subpart 2 of the Local Government Act 2002);</li> <li>8. power to operate systems for the disposal of stormwater and wastewater (Part 7, Subpart 1 of the Local Government Act 2002)</li> <li>9. power to operate systems for the disposal of</li> </ol>	<p>Director - Environment and Sustainability (All apply, 7 – 10 Directors responsibility).</p> <p>Environmental Health Manager (1 and 2 apply)</p> <p>Resource Consents Manager (1 and 2 apply)</p> <p>District Plan Manager (1 and 2 apply)</p> <p>Principal Policy Manager (1 and 2 apply)</p> <p>Principal Resource Consents Planner (1 and 2 apply).</p> <p>Building Quality Assurance Manager (1 and 2 apply).</p> <p>Building Manager (1 and 2 apply).</p> <p>Parking Services Manager (1, 2 and 6 apply)</p> <p>Senior Parking Warden (6 applies).</p> <p>Parking Wardens (6 applies).</p> <p>Head of Planning (1 and 2 apply)</p> <p>Principal Strategic and Business Advisor (3 applies).</p>

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
	<p>trade wastes;</p> <p>10. Responsibility for ensuring that fire hydrants are always charged with water (section 648 of Local Government Act 1974).</p>	
<p><b>Companies Act 1993 and any Regulations made under the Act</b></p>	<p>All the functions and powers necessary to ensure compliance with the requirements of Companies Act 1993 for Council Controlled Organisations/Council Controlled Trading Organisations that are companies.</p>	<p>Director – Environment and Sustainability</p>
<p><b>Resource Management Act 1991 and any Regulations made under that Act</b></p>	<p>All the functions and powers of Council under the Act (including the power to investigate complaints and initiate proceedings), except for:</p> <ul style="list-style-type: none"> <li>- The power to appeal to the Environment Court under section 120 of the Act</li> <li>- The power to lodge a notice of requirement for a heritage order, or to alter a heritage order, with the Environmental Protection Authority under section 145 of the Act;</li> <li>- The powers relating to heritage orders in sections 189, 193, 194, and 195A(1) of the Act;</li> <li>- The powers of a requiring authority or a heritage protection authority under sections 198B, 198E, and 198C(8) of the Act;</li> </ul>	<p>Director – Environment and Sustainability</p>

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
	<ul style="list-style-type: none"> <li>- The power to make a submission or further submission under clauses 6 and 8 of Schedule 1 of the Act;</li> <li>- The power to withdraw a proposal to prepare, change, or vary a policy statement or plan under clause 8D of Schedule 1 of the Act;</li> <li>- The power to give a decision on the provisions of a proposed policy statement or plan and matters raised in submissions under clause 10 of Schedule 1 of the Act;</li> <li>- The power to initiate variations to a proposed policy statement or plan, or to a change, under clause 16A of Schedule 1 of the Act;</li> <li>- The power to approve a proposed policy statement or plan under clause 17 of Schedule 1 of the Act;</li> <li>- The powers relating to private plan changes under clauses 24, 25, 28(5), and 29 of Schedule 1 of the Act.</li> </ul>	
<b>Resource Management Act 1991 and any Regulations made under that Act</b>	<p>All the functions and powers of Council under the following provisions of the Act:</p> <p>Sections: 27, 32, 36(3), 36(5), 36A, 37, 37A, 42A(1), 42A(5), 80, 82, 85B, 86D, 87BA, 87BB, 87E, 88, 91, 92, 92A, 95, 95A-95G, 99, 99A, 100, 101, 102, 103, 104-104D, 108, 108A, 109, 124-</p>	<p>Head of Planning</p>



LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
	<p>124C, 125, 126, 127, 128, 130, 132, 133A, 138, 139, 139A, 149B, 149F, 149G, 149I, 149M, 149ZD, 168A, 169, 170,171, 176A, 181, 182(2), 182(5), 184(1). 184(2), 184A, 189A, 190, 191, 195A(3), 196, 198C(5), 198D, 198F, 198J 221, 222, 223, 224, 226, 234, 235, 237B, 240, 241, 243, 316, 322, 325A, 330, 333, 336, 339C, 343C.</p> <p>Schedule 1, clauses: 1, 2, 3, 4, 8AA, 9, 16, 20A, 23, 28(2), 34, 35.</p>	
<p><b>Resource Management Act 1991 and any Regulations made under that Act</b></p>	<p>All the functions and powers of Council under the following provisions of the Act:</p> <p>Sections: 32, 36(3), 37, 37A, 91, 92, 99, 100, 101, 102, 103,182(2), 184(1)</p> <p>Schedule 1, clauses: 2, 3.</p>	<p>District Plan Manager</p> <p>Principal Policy Planner</p> <p>Policy Planner (includes intermediate and senior)</p>
<p><b>Resource Management Act 1991 and any Regulations made under that Act</b></p>	<p>All the functions and powers of Council under the following provisions of the Act:</p> <p>Sections: 27, 36(3), 36(5), 36A, 37, 37A, 38, 42A(1), 42A(5), 87BA, 87BB, 87E, 88, 91, 92, 92A, 95, 95A-95G, 99, 99A, 100, 101, 102, 103, 104-104D, 108, 108A, 109, 124-124C, 125, 126, 127, 128, 130, 132, 133A, 138, 139, 139A, 149B, 149F, 149G, 176A, 221, 222, 223, 224, 226, 234, 235, 237B, 240, 241, 243, 316, 322, 325A, 330, 333, 336, 339C, 343C.</p>	<p>Resource Consents Manager</p>

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<p><b>Resource Management Act 1991 and any Regulations made under that Act</b></p>	<p>All the functions and powers of Council under the following provisions of the Act:</p> <p>Sections: 36(3), 36A, 37, 37A, 42A(1), 87BA, 87BB, 88, 91, 92, 92A, 95, 95A95G, 99, 100, 101, 102, 103, 104-104D, 108, 125, 126, 127, 128, 130, 132, 133A, 138, 139, 139A, 176A, 221, 222, 223, 224, 226, 234, 235, 237B, 240, 241, 243, 322, 339C, 343C.</p>	<p>Senior Resource Consents Planner. Principal Resource Consents Planner</p>
<p><b>Resource Management Act 1991 and any Regulations made under that Act</b></p>	<p>All the functions and powers of Council under the following provisions of the Act:</p> <p>Sections: 36(3), 36A, 37, 37A, 42A(1), 87BA, 87BB, 88, 91, 92, 92A, 95, 95A95G, 99, 104-104D, 108, 125, 127, 128, 133A, 138, 139, 139A, 176A, 235, 237B (excluding 237B(8)), 322, 339C, 343C</p>	<p>Resource Consents Planner (includes Intermediate and Graduate) Planning Technician</p>
<p><b>Resource Management Act 1991 and any Regulations made under that Act</b></p>	<p>All the functions and powers of Council under the following provisions of the Act:</p> <p>Sections: 36(3), 88, 91, 92, 92A, 95, 95A-95G, 104-104D, 108, 125, 126, 127, 128, 130, 132, 133A, 138, 139, 139A, 176A, 223, 224, 322, 339C, 343C.</p>	<p>Director - Environment and Sustainability. Head of Regulatory Services Building Quality Assurance Manager. Building Manager Commercial Consents Lead Residential Consents Lead Building Officers (includes Senior Building Technician</p>

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>Resource Management Act 1991 and any Regulations made under that Act</b>	All the functions and powers of Council under the following provisions of the Act:  Sections: 38, 316, 322, 325A, 330, 343C	Director - Environment and Sustainability Head of Planning Manager Resource Consents Monitoring & Enforcement Officers (including Senior)
<b>Resource Management Act 1991 and any Regulations made under that Act</b>	All the functions and powers of Council under the following provisions of the Act:  Sections: 316, 322, 325A, 343C.	Director - Environment and Sustainability Environmental Health Manager
<b>Resource Management Act 1991 and any Regulations made under that Act</b>	All the functions and powers of Council under the following provisions of the Act:  Sections: 322, 327, 328, 333, 336, 339C, 343C	Director - Environment and Sustainability Monitoring and Enforcement Officers (includes senior)  Contracted Noise Control Officers (Contracted under s38(2) of the Resource Management act)
<b>Building Act 2004 and any Regulations made under the Act</b>	<ol style="list-style-type: none"> <li>1) All the functions and powers of a territorial authority and a building consent authority under the Act and any Regulations made under the Act that are necessary to ensure compliance with building consents, compliance with the Act, and for the purposes of enforcement of the Act and/or Regulations.</li> <li>2) Power to initiate proceedings, commission works and issue notices under Parts 2 and 5 of the Act PROVIDED THAT the power to notify a building consent under section</li> </ol>	Director - Environment and Sustainability (1 and 2 apply) Head of Regulatory Services (1 and 2 apply) Building Quality Assurance Manager (1 Applies) Building Manager (1 and 2 apply) Senior Building Officer (1 Applies) Building Officers (1 Applies) Residential Consents Team Lead (1 Applies) Commercial Consents Team Lead (1 Applies)

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
	<p>73 of the Act or to issue/authenticate a certificate under sections 75 and 77 of the Act will only be exercised after the matter has been discussed with suitability qualified experts.</p>	<p>Inspections Team Lead (1 Applies)            Technical Lead (1 Applies)            Building Cadet (1 Applies)            Building Technician (1 Applies)            Principal Quality Assurance - Building (1 Applies)            Building Warrant of Fitness Auditor (1 Applies)            Building Compliance Officer (Seismic) (1 Applies)            Pools Compliance Officer (1 Applies)            Administrator, Regulatory Services (1 applies)</p>
<p><b>Dog Control Act 1996 and any Regulations made under the Act</b></p>	<ol style="list-style-type: none"> <li>1. All the functions and powers of an Animal Control Officer and a Dog Ranger under the Act and any Regulations made under the Act;</li> <li>2. All the functions and powers of Council necessary for the administration of the Act and any Regulations made under the Act, including: licensing of dogs; promotion of responsible dog ownership and welfare of dogs;</li> <li>3. Power to initiate enforcement proceedings and/or other enforcement action under the Act;</li> <li>4. Power to apply, and to contribute to the development of, Council's policy on dogs and the animal control provisions of Council's bylaws; and</li> <li>5. Power to appoint dog control officers or dog rangers.</li> </ol>	<p>Director - Environment and Sustainability.            Head of Regulatory Services            Animal Service Manager Animal Services Team Lead – HCC/WCC Warranted officers (1 applies).            Animal Control Officers (2 applies).</p>

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>Family Violence Act 2018 and any Regulations made under the Act</b>	Power to decide whether to grant or decline applications made under section 231 of the Act, along with all necessary administrative functions and powers arising under the Act and the Regulations.	Director - Environment and Sustainability. Head of Regulatory Services Animal Services Manager (1 applies) Animal Services Team Lead – HCC/WCC (1 applies)
<b>Food Act 2014 and any Regulations made under the Act</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	Director - Environment and Sustainability. Head of Regulatory Services Environmental Health Manager Food Team Lead Alcohol Team Lead Principal Quality Assurance Environmental Health Officers (includes Senior) Environmental Technical Officers (includes Senior)
<b>Health Act 1956 and any Regulations made under the Act</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	Director - Environment and Sustainability. Head of Regulatory Services Environmental Health Manager Food Team Lead Alcohol Team Lead Principal Quality Assurance Environmental Health Officers (includes Senior) Environmental Technical Officers (includes Senior)

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<p><b>Hazardous Substances and New Organisms Act 1996 and any Regulations made under the Act</b></p>	<p>All the functions and powers of enforcement officers under the Act and any Regulations made under the Act, including the power to initiate enforcement proceedings and/or other enforcement action under the Act. These powers include:</p> <ul style="list-style-type: none"> <li>- powers of entry and inspection under section 103 of the Act;</li> <li>- power to serve compliance orders under section 104 of the Act;</li> <li>- power to issue infringement notices under section 112 of the Act;</li> <li>- power to declare a hazardous substances emergency under section 136 of the Act; and</li> <li>- power to exercise emergency powers under section 137 of the Act in the event of a hazardous substance emergency.</li> </ul>	<p>Director - Environment and Sustainability.  Head of Regulatory Services  Environmental Health Manager  Trade Waste Team Lead  Trade Waste Officers (Including Intermediate and Senior)  Environmental Health Officers (includes Senior)  Environmental Technical Officers (includes Senior)  PROVIDED THAT powers under sections 136 and 137, where proposed to be exercised by officers other than Director - Environment and Sustainability or Head of Regulatory Services are only exercised after consultation with Director - Environment and Sustainability or Head of Regulatory Services.</p>
<p><b>Impounding Act 1955 and any Regulations made under the Act</b></p>	<p>All the functions and powers of Council under the Act and any Regulations made under the Act, except those powers specified in section 14(1) (relating to poundage fees).</p>	<p>Director - Environment and Sustainability.  Head of Regulatory Services  Animal Services Manager  Environmental Health Manager  Environmental Health Officer (Includes Senior)  Environmental Technical Officer (Includes Senior)</p>
<p><b>Machinery Act 1950 and Amusement Devices Regulations 1978</b></p>	<p>Power to authorise, permit and carry out inspections in relation to amusement devices.</p>	<p>Director - Environment and Sustainability.  Head of Regulatory Services</p>

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
		Food Team Lead Alcohol Team Lead Principal Quality Assurance Environmental Health Manager Environmental Health Officers (includes Senior) Environmental Technical Officers (includes Senior)
<b>Fire and Emergency New Zealand Act 2017 and any Regulations made under the Act</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	Director - Environment and Sustainability. Head of Regulatory Services Building Quality Assurance Manager. Building Manager. Senior Building Officer Building Officers Residential Consents Team Lead Commercial Consents Team Lead Inspections Team Lead Inspections Team Lead Building Cadet Building Technician Building Warrant of Fitness Auditor Administrator BWOF Compliance Officer (Seismic)
<b>Sale and Supply of Alcohol Act 2012 and any Regulations made under the Act</b>	All the functions and powers of the chief executive under the Act, in accordance with section 198.	The Secretary function under the Act is delegated to the Chief Legal Officer and Solicitor including

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
		the power to issue licences, certificates and authorities under section 64(1) of the Act.
<b>Gambling Act 2003</b>	The power to consider applications for territorial authority consent for Class 4 Venue Licenses in accordance with Council's Class 4 Venue Policy and to grant consent, with or without specifying the maximum number of machines that can be operated at the venue; or to decline consent.	Director - Environment and Sustainability. Head of Regulatory Services Environmental Health Manager Food Team Lead Alcohol Team Lead Principal Quality Assurance
<b>Litter Act 1979 and any Regulations made under the Act</b>	All the functions and powers of Litter Control Officers and Litter Wardens under the Act, including the power to initiate enforcement proceedings and/or other enforcement action under the Act.	Director - Environment and Sustainability. Head of Regulatory Services Food Team Lead Alcohol Team Lead Principal Quality Assurance Environmental Health Manager Environmental Health Officers (includes Senior) Environmental Technical Officers (includes Senior)
<b>Transport Act 1962 Land Transport Act 1998 and any Regulations and/or Rules made under those Acts</b>	All the functions and powers of Council under the Acts, Regulations and Rules	Director - Environment and Sustainability. Head of Regulatory Services Parking Services Manager. Senior Parking Warden. Parking Wardens.



**Delegations – Bylaws**

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>Hutt City Council Bylaws</b>	All functions and powers necessary to maintain the integrity of Council's Water Services.	Director - Environment and Sustainability
<b>Hutt City Council Bylaws</b>	All the functions and powers of Council under the Bylaws	Director - Environment and Sustainability
<b>Hutt City Council Bylaws: Prevention of Nuisance from Fires and Smoke Bylaw</b>	All the functions and powers of Council under the Bylaw.	Director - Environment and Sustainability. Head of Regulatory Services Environmental Health Manager Food Team Lead Alcohol Team Lead Environmental Investigations Officers. Environmental Health Officers (includes Senior) Environmental Technical Officers (includes Senior) Trade Waste Manager. Principal Rural Fire Officer. Rural Fire Officers.
<b>Hutt City Council Bylaws:</b> - <b>Control of Alcohol in Public Places Bylaw</b>  - <b>Public Places Bylaw</b>	All the functions and powers of Council under the Bylaw.	Director - Environment and Sustainability. Head of Regulatory Services Environmental Health Manager Food Team Lead

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<ul style="list-style-type: none"> <li>- <b>Refuse Collection &amp; Disposal Bylaw</b></li> <li>- <b>Trading in Public Places Bylaw</b></li> </ul>		<p>Alcohol Team Lead</p> <p>Principal Quality Assurance</p> <p>Environmental Health Officers (includes Senior)</p> <p>Environmental Technical Officers (includes Senior)</p> <p>Environmental Investigations Officers.</p> <p>Senior Trade Waste Officer.</p> <p>Trade Waste Officers.</p>
<p><b>Hutt City Council Bylaws:</b></p> <ul style="list-style-type: none"> <li>- <b>Food Premises Bylaw</b></li> </ul>	<p>All the functions and powers of Council under the Bylaw.</p>	<p>Director - Environment and Sustainability.</p> <p>Head of Regulatory Services</p> <p>Environmental Health Manager</p> <p>Food Team Lead</p> <p>Alcohol Team Lead</p> <p>Principal Quality Assurance</p> <p>Environmental Health Officers (includes Senior)</p> <p>Environmental Technical Officers (includes Senior)</p> <p>Environmental Investigations Officers</p>
<p><b>Hutt City Council Bylaws:</b></p> <ul style="list-style-type: none"> <li>- <b>Hutt Valley Trade Wastes Bylaw</b></li> </ul>	<p>All the functions and powers of Council under the Bylaw.</p>	<p>Director - Environment and Sustainability.</p> <p>Head of Regulatory Services</p> <p>Trade Waste Team Lead</p> <p>Senior Trade Waste Officer</p> <p>Trade Waste Officers</p>

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<p><b>Hutt City Council Bylaws:</b></p> <ul style="list-style-type: none"> <li>- <b>Parks and Reserves Bylaw</b></li> <li>- <b>Traffic Bylaw</b></li> </ul>	<p>All the functions and powers of Council under the Bylaw.</p>	<p>Director - Environment and Sustainability.  Head of Regulatory Services  Parking Services Manager.  Senior Parking Warden.  Parking Wardens.</p>
<p><b>Hutt City Council Bylaws:</b></p> <ul style="list-style-type: none"> <li>- <b>Dog Control Bylaw</b></li> </ul>	<p>All the functions and powers of Council under the Bylaw.</p>	<p>Director - Environment and Sustainability.  Head of Regulatory Services  Animal Services Manager. Animal Services Team Lead. Animal Control Officers (Includes Senior)</p>
<p><b>Hutt City Council Bylaws:</b></p> <ul style="list-style-type: none"> <li>- <b>Control of Animals Bylaw</b></li> </ul>	<p>All the functions and powers of Council under the Bylaw.</p>	<p>Director - Environment and Sustainability.  Head of Regulatory Services  Animal Service Manager  Animal Services Team Lead – HCC/WCC  Animal Services Manager  Animal Control Officers  Environmental Health Manager  Food Team Lead  Principal Quality Assurance  Alcohol Team Lead  Environmental Investigations Officers.  Environmental Health Officers (includes Senior)</p>

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
		Environmental Technical Officers (includes Senior) Trade Waste Team Lead

## 8.4 SUB-PART THREE – NEIGHBOURHOODS AND COMMUNITIES

### Delegations – Statutes

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>Building Act 2004,</b> <b>Fencing Act 1978,</b> <b>Fire and Emergency New Zealand Act 2017,</b> <b>Health and Safety at Work Act 2015 Reserves Act 1977,</b> <b>Local Government Act 2002,</b> <b>Local Government Act 1974,</b> <b>and any Regulations made under those Acts</b>	All functions and powers necessary for the management of Council land and recreation facilities.	Director - Neighbourhoods and Communities. Head of Parks and Reserves Asset Manager Parks Asset Manager Reserves Asset Manager Horticulture and biodiversity
<b>Burial and Cremation Act 1964 and any Regulations made under the Act</b>	All the functions and powers of Council under the Act.	Director - Neighbourhoods and Communities. Head of Parks and Reserves Asset Manager Parks Asset Manager Reserves Asset Manager Horticulture and biodiversity Cemeteries Manager.
<b>Land Act 1948 and any Regulations made</b>	Power to apply funds in accordance with section	Director - Neighbourhoods and Communities.

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>under the Act</b>	168 of the Act	Head of Parks and Reserves
<b>Land Drainage Act 1908 and any Regulations made under the Act</b>	All the powers of Council under sections 62 and 63 of the Act	Director - Neighbourhoods and Communities. Head of Parks and Reserves
<b>Local Government Act 1974</b> <b>Local Government Act 2002 and any Regulations made under those Acts</b>	All functions and powers delegated to the Chief Executive.	Director - Neighbourhoods and Communities Head of Parks and Reserves. Asset Manager Parks Asset Manager Reserves Asset Manager Horticulture and biodiversity Head of Aquatics Head of Connected Communities Head of Arts and Culture Head of Neighbourhood hubs and library services Senior Contracts Officer – Parks and Reserves Administration Manager Commercial Operations Manger Recreation & Sport Programme Manager Aquatic Facilities Manager Strategic Comms Manager

**Delegations – Bylaws**

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
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LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>Hutt City Council Bylaws</b>	All the functions and powers of Council under the Bylaws as relates to Parks and Recreation Division.	Director - Neighbourhoods and Communities. Head of Parks and Reserves Asset Manager Parks Asset Manager Reserves Asset Manager Horticulture and biodiversity Head of Aquatics Head of Connected Communities Head of Arts and Culture Head of Neighbourhood hubs and library services

## 8.5 SUB-PART FOUR – ECONOMY AND DEVELOPMENT

### Delegations – Statute

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>Building Act 2004</b> <b>Fencing Act 1978</b> <b>Fire and Emergency New Zealand Act 2017</b> <b>Health and Safety at Work Act 2017 Reserves Act 1977</b> <b>and any Regulations made under those Acts</b>	All powers necessary for the management of Council owned, leased or occupied land and buildings.	Director – Economy and Development Head of Assets and Facilities Head of Transport

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<p><b>Local Government Act 1974 Local Government Act 2002 and any Regulations made under those Acts</b></p>	<p>All functions and powers delegated to the Chief Executive including:</p> <ol style="list-style-type: none"> <li>1. power to engage consultants, purchase materials and, as applicable, call for tenders for matters associated with the management of properties;</li> <li>2. power to execute and administer contracts in Council's name;</li> <li>3. arranging for the sale and purchase of Council land and other property PROVIDED THAT: the sale of land is at no less than the current market value as assessed by a registered valuer, the sale is contemplated in the Annual Plan or specific resolution of Council, the Chair of the relevant standing committee and/or ward committee or community board has been apprised of the sale, and all legal requirements prior to sale have been met; and b. the purchase of property is required by Council for a particular purpose pursuant to a specific objective in the Annual Plan and within the financial provisions or the purchase is otherwise resolved by Council, the purchase price is no more than 15% above current market value as assessed by a registered valuer, and the Chair of the relevant standing committee and/or ward committee or community board has been apprised of the purchase;</li> <li>4. power to conduct rent reviews for Council properties PROVIDED THAT rental over \$30,000</li> </ol>	<p>Director – Economy and Development</p> <p>Head of Assets and Facilities (1 and 2 apply)</p> <p>Head of Urban Development (1 and 2 apply).</p> <p>Project Manager – Riverlink (1 and 2 apply).</p> <p>Project manager – Shared Pathways (1 and 2 apply).</p> <p>Head of Facilities Management (1 and 2 apply).</p> <p>Head of Transport (1, 2 and 5 apply).</p> <p>Head of Procurement (1 and 2 apply).</p> <p>Head of Business and Economy (1 and 2 apply).</p> <p>Road and Asset Manager (1, 2 and 5 apply)</p> <p>Contracts Manager (1 and 2 apply)</p> <p>Traffic Engineering Manager (1 and 2 apply)</p> <p>Urban Design Lead</p> <p>Housing and Urban Development Lead</p> <p>Subdivision Engineer Lead (1 and 2 apply)</p> <p>LIMS Lead (1 and 2 apply)</p> <p>Facilities Manager (1 and 2 apply)</p> <p>Senior Advisor Business and Economy (1 and 2 apply)</p> <p>Community Assets and Project Manager (1 and 2 apply)</p> <p>Traffic Assets Planning &amp; Engineering Manager (1,</p>

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
	<p>excluding GST is consistent with the recommendation of a registered valuer.</p> <p>5. all the functions and powers of Council under Part XXI of the Local Government Act 1974;</p> <p>6. Responsibility for ensuring road closures are approved only in compliance with section 342 and Schedule 10 of the Local Government Act 1974.</p>	2 and 5 apply)
<b>Companies Act 1993 and any Regulations made under the Act</b>	All the functions and powers necessary to ensure compliance with the requirements of Companies Act 1993 for Council Controlled Organisations/Council Controlled Trading Organisations that are companies.	Director – Economy and Development
<b>Public Works Act 1981 and any Regulations made under the Act</b>	Power to carry out all matters of All the functions and powers of the Council under the Act.	Director – Economy and Development
<b>Railways Act 2005 and any Regulations made under the Act</b>	All the functions and powers of the Council under the Act.	<p>Director – Economy and Development.</p> <p>Head of Transport.</p> <p>Road Assets Manager.</p> <p>Traffic Engineering Manager</p> <p>Contracts Manager</p> <p>Project Manager - Riverlink</p>
<b>Transport Act 1962 and the Land Transport Act 1998 and any Regulations or Land Transport Rules made under those Acts</b>	All the functions and powers of the Council under the Act.	<p>Director – Economy and Development.</p> <p>Head of Transport.</p> <p>Traffic Engineering Manager</p>



LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
		Contracts Manager Roading Asset Manager

### Delegations – Bylaws

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>Hutt City Council Bylaws,</b>	All functions and powers necessary to maintain the integrity of Council's Road and Traffic Services.	Director – Economy and Development. Head of Transport.
<b>Hutt City Council Bylaws:</b> - <b>Speed Limits Bylaw</b> - <b>Traffic Bylaw</b>	All the functions and powers of Council under the Bylaws	Director – Economy and Development Head of Transport Traffic Engineering Manager Road Asset Manager Contracts Manager
<b>Hutt City Council Bylaws:</b> - <b>Public Places Bylaw</b>	All the functions and powers of Council under the Bylaw.	Director – Economy and Development. Head of Transport Head or Urban Development Project Manager – Riverlink

## 8.6 SUB-PART FIVE – PEOPLE AND CAPABILITY

### Delegations – Statute

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>Protected Disclosures Act 2000 and any Regulations made under the Act</b>	Power to receive and investigate disclosures made.	Chief People Officer Chief Legal Officer
<b>Local Government Act 1974 Local Government Act 2002 and any Regulations made under those Acts</b>	All functions and powers delegated to the Chief Executive, including: <ol style="list-style-type: none"> <li>1. power to engage consultants, purchase materials and, as applicable, call for tenders for matters associated with the role of the Division;</li> <li>2. power to execute and administer contracts in Council's name; and</li> <li>3. Responsibility for ensuring members receive pay and expenses lawfully, including powers under clauses 6-13 of Schedule 7 of the Local Government Act 2002.</li> </ol>	Chief People Officer
<b>Health and Safety at Work Act 2015</b>	All the functions and powers of Council under the Act and any Regulations made under the Act	Chief People Officer

## 8.7 SUB-PART SIX– FINANCE

### Delegations – Statute

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>Family Violence Act 2018 and any Regulations made under the Act</b>	Power to decide whether to grant or decline applications made under section 231 of the Act, along with all necessary administrative functions and powers arising under the Act and the	Group Chief Financial Officer

	Regulations.	
<b>Local Government Act 1974 Local Government Act 2002 and any Regulations made under those Acts</b>	<p>All functions and powers delegated to the Chief Executive, including:</p> <ol style="list-style-type: none"> <li>1. power to engage consultants, purchase materials and, as applicable, call for tenders for matters associated with the role of the Division;</li> <li>2. power to execute and administer contracts in Council's name;</li> <li>3. power to prepare, and have input into (as applicable), and to monitor compliance with, Council's Financial Policies;</li> <li>4. all functions and powers necessary to ensure compliance with the following requirements of the Local Government Act 2002: Accountability and Accounting (Part 6, Sub-part 2); Financial Management (Part 6, Sub-part 3); Borrowing and Security (Part 6, Sub-part 4).</li> <li>5. Responsibility for ensuring members receive pay and expenses lawfully, including powers under clauses 6-13 of Schedule 7 of the Local Government Act 2002.</li> </ol>	<p>Group Chief Financial Officer</p> <p>Manager Financial Strategy and Planning</p> <p>Budgeting and Reporting Manager</p> <p>Financial Accounting Manager</p> <p>Manager Financial Transaction Services</p> <p>Manager Risk and Assurance</p>
<b>Local Government (Rating) Act 2002 and any Regulations made under the Act</b>	<p>Council under the Act and any Regulations made under the Act, except:</p> <ul style="list-style-type: none"> <li>- Functions and powers conferred by Part 1, Sub-part 2 (key provisions on what is rateable, i.e., who must pay rates, and the kinds of rates that may be set)</li> <li>- Functions and powers conferred by Part 5, Sub-part 1 (replacement of rates); and</li> </ul>	<p>Group Chief Financial Officer</p> <p>Manager Financial Transaction Services</p> <p>Rates Team Leader.</p>

	- The power to make rate.	
<b>Rates Rebate Act 1973 and any Regulations made under the Act</b>	All the functions and powers of Council under the Act and any Regulations made under the Act	Group Chief Financial Officer Manager Financial Transaction Services Rates Team leader Senior Rates Officer/Rates Officer Senior Credit Control Officer
<b>Rating Valuations Act 1998 and any Regulations made under the Act</b>	All the functions and powers of Council under the Act and any Regulations made under the Act.	Group Chief Financial Officer. Manager Financial Transaction Services Rates Team Leader

## 8.8 SUB-PART SEVEN – OTHER

### Delegations – Statute

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
<b>Public Records Act 2005 and any Regulations made under the Act</b>	All the functions and powers of Council under the Act and any Regulations made under the Act that are necessary to ensure the protection and preservation of protected records, in accordance with any applicable standards or instructions issued by the Chief Digital Officer. All the functions and powers of Council under sections 45 and 46 of the Act, including the power to: classify the access of status of local authority records; to change that	Chief Digital Officer

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
	status from time to time; and to permit public access on certain conditions.	
<b>Local Government Act 1974 Local Government Act 2002 and any Regulations made under those Acts</b>	All the functions and powers of the Council under the Act, including: 1. power to engage consultants, purchase materials and, as applicable, call for tenders for matters associated with the role of the Division; 2. power to execute and administer contracts in Council's name. 3. power to maintain and safeguard Council records	Chief Digital Officer
<b>Public Records Act 2005 and any Regulations made under the Act</b>	All the functions and powers of the Council under the Act.	Chief Digital Officer
<b>Protected Disclosures Act 2000 and any Regulations made under the Act</b>	Power to establish and maintain internal procedures required by the Act and to receive and investigate disclosures made.	Chief Legal Officer Chief People Officer Director - Strategy and Engagement Director - Environment and Sustainability Director - Economy and Development Director - Neighbourhoods and Communities.
<b>Local Government Official Information and Meetings Act 1987 and any Regulations made under the Act</b>	All the powers and functions under the Act related to dealing with official information requests, including the ability to make decisions on, extend	All officers and employees of Council.

LEGISLATION	AUTHORITY AND POWERS DELEGATED	DELEGATION
	the time limit on, and transfer requests.	
<b>Local Government Act 1974 Local Government Act 2002 and any Regulations made under those Acts</b>	<p>All functions and powers delegated to the Chief Executive, including:</p> <ol style="list-style-type: none"> <li>1. power to engage consultants, purchase materials and, as applicable, call for tenders for matters associated with the role of the Division;</li> <li>2. power to execute and administer contracts in Council's name.</li> </ol>	Head of departments and officers holding equivalent or higher tier positions.
<b>Trespass Act 1980 and any Regulations made under the Act</b>	All the applicable functions and powers under the Act, subject to any written trespass notice being signed by managers and officers managing or in control of a facility.	All Council staff
<b>Privacy Act 2020</b>	All the functions, powers and duties of Council under the Act and any Regulations made under the Act.	Chief Legal Officer Chief Digital Officer Privacy Officer