

INSTRUMENT OF DELEGATION TO COUNCIL OFFICERS UNDER THE COMMUNITY TITLES ACT 1996			SUB DELEGATIONS		
			<u>Sub-delegates by Title:</u> <ul style="list-style-type: none"> • CAP: Council Assessment Panel • MAI: Manager Assets and Infrastructure • SDCO: Senior Development & Compliance Officer • SPO: Senior Property Officer 		
PROVISION	Item delegated to the CEO (unless delegation does not apply)	Date of Delegation to CEO	CEO sub-delegated power to officer and/or authorised person(s) as listed below	Conditions and Limitations	Date of sub-delegation
s3(11)	<p>1. Interpretation</p> <p>1.1 The duty pursuant to Section 3(11) of the Community Titles Act 1996 ("the Act") where the Act requires the scheme description lodged with the Registrar-General to be endorsed by the relevant development authority, and:</p> <p>1.1.1 all the consents or approvals required under the Development Act 1993 in relation to the division of the land (and a change in the use of the land (if any)) in accordance with the scheme description and the plan of community division have been granted; or</p> <p>1.1.2 no consent or approval is required under that Act in relation to the division of the land (or a change in the use of the land),</p> <p>to, as the relevant development authority, endorse a scheme description to the effect of either subsection 3(11)(b)(i) or (ii) of the Act.</p>	June 2018	CAP	Nil	
s30(4)	<p>2. Scheme Description</p> <p>2.1 The power pursuant to Section 30(4) of the Act as the relevant development authority to require modifications to a scheme description before endorsing the scheme description to:</p> <p>2.1.1 add any information that is necessary or desirable; or</p> <p>2.2.2 clarify any part of the description; or</p> <p>2.2.3 remove any unnecessary detail.</p>	June 2018	CAP	Nil	
s31(3)	<p>3. Amendment to Scheme Description</p> <p>3.1 The power pursuant to Section 31(3) of the Act as the relevant development authority to endorse a certified copy of an amended scheme description.</p>	June 2018	CAP	Nil	
s146(1)	<p>4. Entry onto Lot or Common Property</p> <p>4.1 The power pursuant to Section 146(1) of the Act, subject to Sections 146(2) – (9) of the Act, where the Council needs to enter another lot or the common property, in order to exercise rights under an easement for the establishment, maintenance and repair of part of the service infrastructure, to:</p> <p>1.1.1 give notice to the owner of the lot to be entered; or</p>	June 2018	SDCO MAI SPO	Nil	

	1.1.2 where it is necessary to enter the common property, to give notice to the corporation.				
s146(4)	1.2 The power pursuant to Section 146(4) of the Act, if notice is not given (in an emergency) or the period of the notice has expired and it is not possible to gain entry without using force, to use such force as is reasonable in the circumstances.	June 2018	MAI SDCO	Nil	
s146(6)	1.3 The power pursuant to Section 146(6) of the Act, in an emergency to enter another lot or common property to assist a person on the lot or common property or to prevent or reduce damage to the lot or another lot or to the common property.	June 2018	MAI SDCO	Nil	