

DELEGATION OF AUTHORITY

TITLE: *Council's representative on council owned companies*

Delegation by Council to:
Chief Executive Officer

Council Resolution date & No.:

Source of Authority:

Corporations Act 2001 (Cth) - Part 2G.2
Local Government Act 2009 (Qld) – Section 257

Delegated Power:

1. The Authority:
 - (a) to act as council's representative to exercise all the powers that council, as the member of each company, may exercise at a meeting or in voting on a resolution; and
 - (b) to appoint and remove or replace board members of each company in accordance with the relevant company's Constitution.

Delegation Criteria:

2. When exercising this delegation the delegated officer must consider:
 - (a) the powers and rights of members under the *Corporations Act 2001 (Cth)* and those powers contained in the relevant constitution; and
 - (b) any resolutions or requests from council with regards to exercising the powers of members.
3. Only one representative may exercise the powers of the member at any one time.

Delegated Administrative Procedure:

3. The delegated officer shall:
 - (a) maintain a record of all instances where this delegation has been exercised.