

DELEGATION OF AUTHORITY

TITLE: *Local Government Election Period - 2012*

Delegation by Council to:

Council Resolution Date & No:

Chief Executive Officer

Source of Authority:

Local Government Act 2009 – Section 257

Sustainable Planning Act 2009 – Chapter 3, Chapter 6, Chapter 8, Chapter 9, Chapter 10

SCRC Delegation No: 2009-35

Delegated Power:

1. To exercise the powers of council under the *Sustainable Planning Act 2009* in relation to deciding development applications which may otherwise be triggered for decision by council, specifically where there are statutory time limits or urgency (refer to Delegation No: 2009-35 sections 5 and 6).
2. To continue on behalf of council negotiations, planning and delivery in the Kawana Waters Master Planned Area, in particular for the Kawana Waters Temporary Local Planning Instrument area including Eastbank.
3. To decide matters attracting statutory time limits or urgency.

Delegation Criteria:

4. This delegation is effective during the 2012 Local Government Election Period and will continue to have effect until the commencement of statutory meetings of the new council unless otherwise determined.
5. When exercising this delegation the delegated officer must consider:
 - (i) the caretaker period arrangements outlined in sections 90A, 90B and 90C of the *Local Government Act 2009*;
 - (ii) any statutory (including time limits), legal, policy, budget or resource issues or previous council resolutions associated with the matter;
 - (iii) the desirability and practicality of the matter concerned being considered by a special meeting of council; and
 - (iv) the public interest and any detriment likely to occur to council or any other person by either the exercise or non-exercise of the power.

Delegation Administrative Criteria:

6. The delegated officer shall maintain a register of all instances where this delegation has been exercised.
7. A report on the matters determined under this delegation shall be reported to council as soon as practical following the local government election.