



DELEGATION OF AUTHORITY

DELEGATION NO:	2009-12 (V2.0)
DELEGATION TITLE:	Disaster Management
Delegation from Council to:	Chief Executive Officer
Date and Resolution No.	
Delegation from the Chief Executive Officer to: Refer attached schedule	Date
Source of Authority: <i>Local Government Act 2009</i> <i>Disaster Management Act 2003</i> <i>Disaster Management Regulation 2014</i>	

Delegated Power:

1. The authority to exercise the powers of the local government under the *Disaster Management Act 2003 (the Act)* including, without limitation the following:
 - (a) establish a Local Disaster Management Group for the local government area;
 - (b) power to agree to unite with one or more other local government/s for the purpose of establishing a local group
 - (c) provide, at least once a year, written notice of the members of a Local Disaster Management Group to the chief executive and the chairperson for the disaster district in which the Local Disaster Management Group is situated;
 - (d) prepare a local disaster management plan for disaster management in the local government's area council's approval;

- (e) review, or renew, its local disaster management plan when local government considers it appropriate;
 - (f) on payment of the appropriate fee, give a person a copy of the local disaster management plan;
 - (g) agree to unite with one or more other local governments for the purpose of preparing a local disaster management plan.
2. The authority to exercise the powers of the local government under the *Disaster Management Regulation 2014 (the Reg)* including, without limitation the following:
- (a) appoint a person to a district disaster management group for a disaster district;
 - (b) inform the chief executive of the department, and the chairperson of the district group, of the person appointed to the district disaster management group for a disaster district.
 - (c) nominate a person to a temporary district disaster management group;
 - (d) appoint a person as a member of a local disaster management group; and
 - (e) appoint a chairperson and deputy chairperson of a local disaster management group.

Delegation Criteria:

3. The delegated officer may only exercise the powers of the local government as delegated under this delegation in accordance with the relevant provisions as outlined in the Act, Reg and the *Local Government Act 2009*.

Delegation Administrative Procedure:

- 4. The powers conferred by this delegation must be exercised in accordance with the legislation conferring the authority, including any obligations which are imposed in exercising the power (e.g. performing the function or exercise the power in a way that best achieves the object of the Act).
- 5. The powers conferred by this delegation must not be exercised in circumstances where the power is not capable of delegation under sections 257, 257A, 258 and 259 of the Local Government Act 2009.
- 6. The delegated officer must make and keep a register of all instances of where this delegation has been exercised.
- 7. Unless compliance would be contrary to any law, compliance with the policies and codes of conduct of the local government must be achieved.