

	Direct Delegation from Council	Conditions/ Limitations	Sub-Delegation from CEO
<b>INSTRUMENT OF DELEGATION UNDER CROWN LAND MANAGEMENT ACT 2009</b>			
<b>1. Management Plans</b>			
Where the Minister develops a Management Plan for the management of Crown land leased by or under the care, control and management of the Council, the power:			
1.1			
1.1			
1.2	CEO	NIL	Director Corporate Services Manager Property Services
<b>2. Dedicated Land</b>			
2.1	CEO	NIL	Director Corporate Services Manager Property Services
2.2	CEO	NIL	Director Corporate Services Manager Property Services
<b>3 Care, Control and Management of Dedicated Land</b>			
3.1	CEO	NIL	Director Corporate Services Manager Property Services
<b>4. Lease of Dedicated Land</b>			
4.1	CEO	NIL	Director Corporate Services Manager Property Services Senior Property Project Officer Property Officer
<b>5. Disposal Subject to Crown Condition Agreement</b>			
5.1	CEO	Subject to compliance with the <i>Local Government Act 1999</i> Community Land Register	

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5.2	The power pursuant to Section 26(3) of the Act, where a Crown condition agreement is entered into:	CEO	NIL	
5.2.1	to vary or revoke the agreement by agreement with the Minister;			
5.2.2	to make application to the court to vary or revoke the agreement.			
<b>6.</b>	<b>Easements</b>			
6.1	The power pursuant to Section 28(1) of the Act, to request an easement in, or over, Crown land.	CEO	NIL	Director Corporate Services Manager Property Services
6.2	The power pursuant to Section 28(2) of the Act, where the Council has an interest in, or rights in relation to, land the subject of the proposed easement, to consent to the grant of the easement.	CEO	NIL	Director Corporate Services Manager Property Services
6.3	the duty pursuant to Section 28(6) of the Act, where the Minister issues such a requirement, to provide the Minister with any instruments, plans or other documents necessary for the purpose of granting the easement.	CEO	NIL	Director Corporate Services Manager Property Services
<b>7.</b>	<b>Surrenders</b>			
7.1	The power pursuant to Section 37(1) of the Act, where the Council has a registered interest in, or Caveat lodged over, a lease and the lease is to be wholly or partially surrendered, to consent to that surrender.	CEO	NIL	Director Corporate Services Manager Property Services
<b>8.</b>	<b>Licences</b>			
8.1	The power pursuant to Section 46 of the Act to request that the Minister grants a licence to the Council in relation to Crown land.	CEO	NIL	Director Corporate Services Manager Property Services Senior Property Project Officer Property Officer
<b>9.</b>	<b>Remediation of Land</b>			
9.1	The duty pursuant to Section 57 of the Act, where the Council has an interest in, or right in relation to, Crown land and the Minister is satisfied that the Council has caused or contributed to a condition on or of the land that requires remediation, to comply with a remediation notice issued by the Minister.	CEO	Remediation of land (Sect 57) to be exercised only to the extent that the expenditure is specified in a budget adopted by	Director Corporate Services

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		Council	
<b>10. Waterfront Land</b>			
10.1 The power pursuant to Section 59(1) of the Act, and subject to Section 59(3) of the Act, where the Minister proposes to lease or dispose of waterfront land, to make written submissions to the Minister in relation to the proposal within the period specified in the Notice.			
<b>11. Offences</b>			
11.1 The power pursuant to Section 60(2) of the Act, where the Council is the custodian of dedicated land, to make written request to the Minister for a declaration that Division 5 of Part 4 of the Act applies to that land.	CEO	NIL	
<b>12. Applications for Review</b>			
The power pursuant to Section 65(1) of the Act to make applications for review to the Minister:			
12.1 where the Council is the holder of a lease, for review of a determination as to the current market rent applicable in relation to the lease or the market value of any improvements made to the land subject to the lease;	CEO	NIL	Director Corporate Services Manager Property Services
12.2 where the Council has applied for consent of the Minister under Section 22 of the Act and that consent is refused, for a review of that determination of the Minister;	CEO	NIL	Director Corporate Services
12.3 where the Council is the holder of a lease, for a review of	CEO	NIL	Director Corporate Services Manager Property Services
12.3.1 a determination of the Minister to cancel the lease or resume land subject to the lease; or			
12.3.2 the terms and conditions of a new lease granted by the Minister in accordance with Section 38(4)(b) following the resumption of land;			
12.4 where the Council is served a remediation notice under Section 57 of the Act, for a review of the notice;	CEO	NIL	Director Corporate Services
12.5 where the Council is required to lodge a financial assurance with the Minister under Section 58 of the Act, for a review of that requirement; or	CEO	NIL	Director Corporate Services
12.6 where the Council is required to remove property or fixtures by notice under Section 74(1) of the Act, for a review of the notice.	CEO	NIL	Director Corporate Services
<b>13. Valuation Reviews</b>			
13.1 The power pursuant to and in accordance with Section 66(1) of the Act, and subject to Section 66(2) of the Act, where the Council has applied for a review under Section 65(1)(a) of the Act and is dissatisfied with the determination made by the Minister to apply to the Minister for a valuation review.	CEO	NIL	
<b>14. Valuation Appeal</b>			

		<b>Direct Delegation from Council</b>	<b>Conditions/ Limitations</b>	<b>Sub-Delegation from CEO</b>
14.1	The power pursuant to Section 67(1) of the Act, where the Council has applied for a review under Section 65(1)(a) of the Act and is dissatisfied with the determination made on the review or the determination on a valuation review under Section 66 of the Act, to appeal to the court against the determination.	CEO	NIL	

NB. The delegate, in exercising any power, duty or function under delegation from the Council shall do so in a manner which is consistent with any Council resolution and/or Policy or Procedure that may be in place and relevant to the power, duty or function being exercised at that time.