C4. Instrument of Delegation (Special Committees)

Ballarat City Council

Instrument of Delegation
to the
Planning Special Committee
Instrument of Delegation

Ballarat City Council (Council), pursuant to section 188(1)(a) of the Planning and Environment Act 1987, delegates to the Special Committee established by resolution of Council passed on 3 July 2019 (R162/19) and known as the Planning Special Committee (the Committee), the powers and functions set out in the Schedule, and declares that:

1. this Instrument of Delegation is authorised by a resolution (R162/19) of Council passed on 3 July 2019;

2. the delegation:

   2.1 comes into force immediately the Common Seal of Council is affixed to this Instrument of Delegation;

   2.2 remains in force until Council resolves to vary or revoke it; and

   2.3 is to be exercised in accordance with the guidelines or policies which Council from time to time adopts;

3. all members of the Committee will have voting rights on the Committee;

4. Council Officers who attend the meetings of the Committee are to provide advice and support the Committee and are not classed as Committee members.

Dated: 3 July 2019

The Common Seal of Ballarat City Council was affixed by authority of the Council in the presence of:

MAYOR/COUNCILLOR

COUNCILLOR

CHIEF EXECUTIVE OFFICER
SCHEDULE

Powers and functions

To exercise Council's powers and to perform Council's functions and duties under the *Planning and Environment Act 1987* as they relate to Statutory Planning and Strategic Planning and for these purposes:

1. to function in accordance with the Planning Committee Terms of Reference;

2. to assess and determine any applications for planning permits that are referred to it as the responsible authority under the *Planning and Environment Act 1987*;

3. in relation to strategic planning matters, the power to:
   
   3.1. consider strategic planning matters;

   3.2. hear from submitters;

   3.3. seek authorisation from the Minister for Planning to proceed with a proposed Planning Scheme amendment;

   3.4. refer submissions to a panel under Part 8 of the *Planning and Environment Act 1987*; and

   3.5. make recommendations to Council in respect of strategic planning issues; and

4. to refer any submission to Council for further consideration and decision.

Exceptions, conditions and limitations

The Committee is not authorised by this Instrument to:

1. exercise the powers which, by force section 86 of the *Local Government Act 1989* and section 188 of the *Planning and Environment Act 1987*, cannot be delegated.