



C4 Instrument of Delegation (Delegated Committees)

Ballarat City Council

Instrument of Delegation

Planning Delegated Committee



Instrument of Delegation

Ballarat City Council (**Council**) delegates to each person who is from time to time appointed as a member of the Committee established by resolution of Council passed on 24 March 2021 and known as the *Planning Delegated Committee (the Committee)*, the powers, discretions and authorities set out in the Schedule, and declares that:

- 1. this Instrument of Delegation is authorised by a resolution (R60/21) of Council passed on 24 March 2021;
- 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; and
- 3. all members of the Delegated Committee will have voting rights on the Delegated 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.

Date: 24 March 2021

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

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Mayor/Councillor

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[Handwritten Signature]

Chief Executive Officer

SCHEDULE

Powers and functions

To exercise Council's powers, discretions and authorities to perform Council's functions under the *Planning and Environment Act 1987* in accordance with relevant policies and guidelines of the Council and do things necessary or convenient to be done for or in connection with the performance those functions, duties and powers.

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*;
 - 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 members of the Delegated Committee are not authorised by this Instrument to:

1. enter into contracts.
2. exercise the powers which, under section 11(2) of the *Local Government Act 2020*, and section 188 of the *Planning and Environment Act 1987*, cannot be delegated.

