

Council's Annual Review of Delegations – 2016 – Summary of Changes

Item No.	Affected Delegation	Change	Rationale	Comment / Recommendation
1	Choice of Tender – Bramston Park Development Project.	Delete Delegation.	Construction of the Bramston Park Community Sporting Facility is now complete, with the official opening being held on Saturday 14 May 2016. This delegation is no longer required.	Supported and recommended.
2	Establishing Panels of Pre-Qualified Suppliers.	New Delegation.	This is a new requirement under the <i>Local Government (Functions and General) Regulations 1996 Part 4 Division 3 Regulations 24AB, 24AH and 24AJ</i> . The City's <i>Purchasing Policy</i> has been amended to cover this new requirement	Supported and recommended. This delegation provides the Chief Executive Officer with authority to appoint panels of pre-qualified suppliers for the supply of goods/services valued at less than \$350,000.
3	<i>Building Act 2011</i> – Occupancy Permits, Building Orders and Associated Functions.	ADD four positions of Development Compliance Officer (00119, 00120, 00155 and 00614) to the list of persons able to perform delegated functions.	To assist the Building Surveyors with the execution of their work-load.	Supported and recommended.
4	Art Collection and Advisory Committee	Delete Delegation.	Post the 2015 Local Government Elections, this committee was disbanded and is now incorporated as part of the Policy Committee.	Supported and recommended.
5	Office Development Committee	Delete Delegation.	Post the 2015 Local Government Elections, this committee was disbanded and is now incorporated as part of the Major Projects Committee.	Supported and recommended.

Item No.	Affected Delegation	Change	Rationale	Comment / Recommendation
6	<i>District Planning Scheme No. 2</i> – Delegations - General	Amendments required in line with changes to the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> .	Explanation of changes is provided in Attachment 3.	Supported and recommended.



**REGISTER OF
DELEGATION OF AUTHORITY**

Review		
Reviewed By	Date Approved	Resolution / TRIM Number
Council	28 June 2011	(CJ107-06/11)
Council	26 June 2012	CJ108-06/12 / 07032
Chief Executive Officer	30 May 2013	INT13/9868
Council	25 June 2013	CJ094-06/13
Council	24 June 2014	CJ091-06/14
Chief Executive Officer	30 June 2014	INT14/15493
Council	21 October 2014	CJ180-10/14
Chief Executive Officer	13 May 2015	INT15/11342
Council	23 June 2015	CJ095-06/15
Chief Executive Officer	2016	
Council	28 June 2016	CJxxx-06/16

INTRODUCTION

The Delegations of Authority contained herein are made to Committees pursuant to Section 5.16 and to the Chief Executive Officer pursuant to Section 5.42 of the *Local Government Act 1995* (the Act) and, where listed, some of these functions are hereby Delegated by the Chief Executive Officer to City of Joondalup employees pursuant to Section 5.44 of that Act. All delegations made by the Council must be by **absolute majority** decision.

The Act provides that the following are decisions that cannot be delegated to the Chief Executive Officer:

- Any power or duty that requires a decision of an absolute majority or 75% majority of the local government.
- Accepting a tender which exceeds an amount determined by the local government.
- Appointing an auditor.
- Acquiring or disposing of any property valued at an amount determined by the local government.
- Any of the local government's powers under Sections 5.98, 5.99 and 5.100 of the Act.
- Borrowing money on behalf of the local government.
- Hearing or determining an objection of a kind referred to in Section 9.5.
- The power under Section 9.49A (4) to authorise a person to sign documents on behalf of the local government.
- Any power or duty that requires the approval of the Minister or Governor.
- Such other duties or powers that may be prescribed by the Act.

The Act allows for the Chief Executive Officer to delegate any of their powers to another employee, this must be done in writing. The Act allows for the Chief Executive Officer to place conditions on any delegations if required.

A register of delegations, being this manual, relevant to the Chief Executive Officer and other employees is to be kept and reviewed at least once every financial year.

If a person is exercising a power or duty that they have been delegated, the Act requires them to keep necessary records to the exercise of the power or discharge of the duty. The written record is to contain:

- how the person exercised the power or discharged the duty;
- when the person exercised the power or discharged the duty; and
- the persons or classes of persons, other than council or committee members or employees of the local government, directly affected by the exercise of the power or the discharge of the duty.

In addition to delegations made in accordance with the *Local Government Act 1995*, a number of delegations are also made to the Chief Executive Officer, or directly to other officers in some instances, in accordance with the provisions of other legislation.

The aim of the delegated authority manual is to assist with improving the time taken to make decisions within the constraints allowed by the relevant legislation. This is consistent with the City's commitment to a strong customer service focus.

Each instrument of delegation describes the function being delegated and the relevant statutory reference which is the source of power for the exercise of the function. Also included is a reference to related documents such as policies of the Council which may provide guidance in the exercise of the delegation.

This delegated authority manual will be reviewed in accordance with the Act on an annual basis.

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**PART 1 – DELEGATIONS UNDER THE *LOCAL
GOVERNMENT ACT 1995***

ACKNOWLEDGE RECEIPT OF PRIMARY AND ANNUAL RETURNS

Function delegated:	To provide written acknowledgement of the receipt of Primary and Annual Returns in accordance with section 5.77 of the <i>Local Government Act 1995</i> .
Delegated by:	Chief Executive Officer (00001).
Delegation to:	Director Governance and Strategy (00648).
Conditions:	Nil.
Legislation:	Section 5.77 of the <i>Local Government Act 1995</i>
Policy:	Not applicable.
Adoption / Revision reference:	INT13/7349 (8 April 2013).

ACTIVITIES ON PRIVATE LAND

Function delegated:	Authority to do any of the things prescribed in Schedule 3.2 of the <i>Local Government Act 1995</i> , even though the land on which it is done is not local government property and the local government does not have the consent to do it.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Limited to those activities as listed in Schedule 3.2 of the <i>Local Government Act 1995</i> .
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Nil.
Legislation:	Section 3.27 of the <i>Local Government Act 1995</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ091-06/14

ADMINISTER THE CITY'S LOCAL LAWS

Function delegated:	Authority to administer the City's local laws and to do all other things that are necessary or convenient to be done for, or in connection with, performing the functions of the City under the City's local laws.
Delegated by:	Council.
Delegated to:	Chief Executive Officer (00001).
Conditions:	Nil.
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Nil.
Legislation:	Sections 3.18 and 5.42 of the <i>Local Government Act 1995</i> <i>Animals Local Law 1999</i> <i>Bushfire Prevention and Control Local Law 1998</i> <i>Extractive Industries Local Law 1998</i> <i>Health Local Law 1999</i> <i>Local Government and Public Property Local Law 1999 <u>2014</u></i> <i>Parking Local Law 2013</i> <i>Pest Plant Local Law 2012</i> <i>Private Property Local Law 1998</i> <i>Signs Local Law 1999</i> <i>Trading in Public Places Local Law 1999</i>
Policy:	Nil.
Adoption / Revision reference:	CJ175-10/10, CJ107-06/11, CJ232-11/12; INT13/9868 (30 May 2013).

APPOINTMENT OF AN ACTING CHIEF EXECUTIVE OFFICER

Function delegated:	Authority to make appointments to the position of Acting Chief Executive Officer.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Authority subject to: <ol style="list-style-type: none">1 the City employee holding the substantive position of 'Director' and is designated a 'Senior Employee' as per Section 5.37 of the <i>Local Government Act 1995</i>;2 appointments being for no longer than 35 days, with all other appointments to the position of Acting Chief Executive Officer referred to the Council for determination;3 the Chief Executive Officer advising Elected Members when a senior employee is to be designated Acting Chief Executive Officer, when circumstances require, during the following three month period.
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Nil.
Legislation:	Section 5.39(1a)(a) of the <i>Local Government Act 1995</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ220-10/05, CJ107-06/11.

APPOINTMENT OF AUTHORISED PERSONS

Function delegated:	<p>Authority:</p> <p>1 To appoint and authorise persons to exercise the powers and duties of an authorised person as set out in the <i>Local Government Act 1995</i> and listed hereunder:</p> <p>1.1 Section 3.25 – Notices requiring certain things to be done by owner or occupier of land;</p> <p>1.2 Section 3.31 – Power to enter property;</p> <p>1.3 Sections 3.39 to 3.48 – Power to remove, impound and disposal;</p> <p>1.4 Section 9.10 – Power to appoint authorised persons to perform particular functions;</p> <p>1.5 Section 9.11 – Persons committing breach of Act to give name, address and date of birth;</p> <p>1.6 Section 9.13 – Onus of proof in vehicle offences;</p> <p>1.7 Section 9.16 – Issue infringement notices;</p> <p>1.8 Section 9.17 – Receive payment of modified penalties;</p> <p>1.9 Section 9.19 – Extension of time;</p> <p>1.10 Section 9.20 – Withdrawal of notice;</p> <p>1.11 Section 9.24 – Commencing prosecutions.</p> <p>2 To appoint and authorise persons to exercise the powers and duties of an authorised person under the City's local laws.</p>
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Nil.
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Nil.
Legislation:	Sections 3.24 and 9.10 of the <i>Local Government Act 1995</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ107-06/11; CJ027-03/12; CJ232-11/12; INT13/9868 (30 May 2013); CJ102-06/13; CJ091-06/14; CJ180-10/14.

AUTHORITY TO APPROVE OF ALTERATIONS AND ADDITIONS TO CITY PREMISES

Function delegated:	Authority to approve of alterations and additions to City premises by the lessee, where the cost is less than \$50,000, subject to the exercise of the delegation being reported to the Audit Committee on an annual basis.
Delegated by:	Council.
Delegated to:	Chief Executive Officer (00001).
Conditions:	Authority subject to: <ol style="list-style-type: none">1 the cost of the alterations or additions being less than \$50,000; and2 the Chief Executive Officer reporting the exercise of the delegation to the Audit Committee on an annual basis.
Chief Executive Officer delegates to:	Director Infrastructure Services (00184).
Additional sub-delegation conditions:	Nil.
Legislation:	Section 5.42 of the <i>Local Government Act 1995</i> .
Policy:	Not applicable.
Adoption / Revision Reference:	CJ260-11/12; INT13/9868 (30 May 2013);

CHOICE OF ACCEPTABLE TENDERS FROM AN EXPRESSION OF INTEREST

Function delegated:	Authority to choose acceptable tenderers from expressions of interest received, from those persons who are considered to be capable of satisfactorily supplying the goods or services.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Nil.
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Nil.
Legislation:	Regulation 23(3) of the <i>Local Government (Functions and General) Regulations 1996</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ60-08/98, CJ107-06/11.

CHOICE OF TENDER

Function delegated:	Authority to decide which tender to accept. Authority to decline to accept any tender.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Authority to accept tenders valued at less than \$350,000
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Nil.
Legislation:	Section 3.57 and 5.43 of the <i>Local Government Act 1995</i> . Regulation 18 of the <i>Local Government (Functions and General) Regulations 1996</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ107-06/11; CJ095-06/15

~~CHOICE OF TENDER – BRAMSTON PARK DEVELOPMENT PROJECT~~

Function delegated:	Authority to decide which tender to accept. Authority to decline to accept any tender.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	1 Authority to accept tenders for the Bramston Park floodlighting works subject to the price of tenders not exceeding \$387,712. 2 Authority to accept tenders for the Bramston Park development project (minus the floodlighting works) subject to the price of tenders not exceeding \$1,949,238.
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Nil.
Legislation:	Sections 3.57, 5.42 and 5.43 of the <i>Local Government Act 1995</i>. Regulation 18 of the <i>Local Government (Functions and General) Regulations 1996</i>.
Policy:	Not applicable.
Adoption / Revision reference:	CJ145-08/14.

CLOSING CERTAIN THOROUGHFARES TO VEHICLES

Function delegated:	Authority to close any thoroughfare that the City manages, wholly or partially, to the passage of vehicles.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Nil.
Chief Executive Officer delegates to:	Director Infrastructure Services (00184). Manager Infrastructure Management Services (00186).
Additional sub-delegation conditions:	Not applicable.
Legislation:	Sections 3.50 and 3.50A of the <i>Local Government Act 1995</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ107-06/11.

DISPOSING OF PROPERTY

Function delegated:	Authority to dispose of property – (1) at public auction; (2) by public tender; (3) by private treaty.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Authority limited to property valued at less than \$600,000. “Property” includes the whole or any part of the interest of a local government in property, but does not include money.
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Nil.
Legislation:	Section 3.58 of the <i>Local Government Act 1995</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ107-06/11

ESTABLISHING PANELS OF PRE-QUALIFIED SUPPLIERS

Function delegated:	Authority to decide which applications to accept for inclusion on a panel of pre-qualified suppliers. Authority to decline to accept any application for inclusion on a panel of pre-qualified suppliers. Authority to enter into a contract or contracts, for the supply of goods or services with a pre-qualified supplier.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Authority extends to the supply of goods/services valued at less than \$350,000.
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Nil.
Legislation:	<i>Local Government Act 1995.</i> <i>Regulations 24AB, 24AH and 24AJ of the Local Government (Functions and General) Regulations 1996.</i>
Policy:	<i>Purchasing Policy.</i>
Adoption / Revision reference:	

EXTENSION OF EXISTING CONTRACTS

Function delegated:	Authority to approve any contract extensions on tenders approved by the Council.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Authority subject to: <ol style="list-style-type: none">1 the extension being within the original terms and conditions approved by the Council;2 satisfactory performance of the contractor(s);3 the Chief Executive Officer reporting to the Audit Committee on a six monthly basis on the exercise of this delegation.
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Nil.
Legislation:	Section 3.57 of the <i>Local Government Act 1995</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ231-11/05.

OBJECTION TO THE RATE RECORD

Function delegated:	Authority to consider any objection to the rate record and either disallow it or allow it, wholly or in part.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Nil.
Chief Executive Officer delegates to:	Director Corporate Services (00063). Manager Financial Services (00075). Team Leader Rating Services (00079).
Additional sub-delegation conditions:	Not applicable.
Legislation:	Section 6.76 of the <i>Local Government Act 1995</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ107-06/11

OPENING OF FENCES

Function delegated:	Authority to open a fence on private land.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Limited to those activities that expressly states such authority under Schedule 3.2 of the <i>Local Government Act 1995</i> .
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Nil.
Legislation:	Section 3.36 of the <i>Local Government Act 1995</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ091-06/14

PAYMENTS FROM MUNICIPAL FUND - INCURRING LIABILITIES AND MAKING PAYMENTS

Function delegated: Authority to incur liabilities and make payments from the municipal fund.

Delegated by: Council.

Delegation to: Chief Executive Officer (00001).

Conditions:

- (1) Authority subject to funds being provided in the Annual Budget.
- (2) Authority to Chief Executive Officer is unlimited.
- (3) Incurring liabilities and making payments to be undertaken in accordance with the City's procedures and systems for incurring liabilities and making payments.
- (4) Authority which may be Delegated by the Chief Executive Officer to employees is subject to the maximum individual amount limits on payments defined by categories A, B, C, D and E as follows:
 - (i) Category A – unlimited individual amounts subject to annual budget limitations.
 - (ii) Category B – limited to \$2 million.
 - (iii) Category C – limited to \$250,000.
 - (iv) Category D – limited to \$25,000.
 - (v) Category E – limited to \$5,000.

Chief Executive Officer Category A delegates to:

- Director Corporate Services (00063).

Category B

- Manager City Projects (00859).
- Director Infrastructure Services (00184).
- Director Planning and Community Development (00105).
- Director Governance and Strategy (00648).

Category C

- Manager Financial Services (00075).
- Manager Information Technology (00094).
- Manager Infrastructure Management (00186).
- Manager Operation Services (00220).
- Manager Asset Management (00065).
- Manager Rangers Parking and Community Safety (00912).
- Manager Leisure and Cultural Services (00159).
- Manager Community Development and Library Services (00390).
- Team Leader Infrastructure Management Civil Projects Services (00490).
- Team Leader Landscaping and Conservation (00211).
- Coordinator Engineering Operations (00227).
- Coordinator Park Operations (00806).
- Team Leader Projects (00224).
- ~~Executive Officer (00006).~~
- Coordinator Natural Areas and Capital Works Projects (01120).
- Design Engineer/Coordinator (01119).
- Manager Executive and Risk Services (01193).
- Executive Officer (00007).

Category D

- Manager Strategic and Organisational Development (000503).
- Manager Governance (00010).
- Manager Human Resources (00054).

- Manager Planning Services (00108).
- Manager Compliance and Regulatory Services (01093).
- Coordinator Fleet Management (00069).
- Coordinator Building Capital Works (00195).
- Coordinator Business Systems (00095).
- Coordinator Network Services (00770).
- Administration Coordinator (00187).
- Library Service Coordinator (00516).
- Coordinator Library Operations (00517).
- Team Leader Natural Areas (00506).
- Coordinator ~~City~~ Rangers ~~and City Watch~~ (00607).
- Coordinator Traffic Project Engineer (00203).
- Coordinator Infrastructure Asset Management (00205).
- Waste and Recycle Policy Coordinator (00197).
- Coordinator Building Maintenance (00228).
- Coordinator Community Development (00175).
- Coordinator Leisure Centre (00612).
- Coordinator Recreation Services (00611).
- Coordinator Cultural Services (00166).
- Coordinator Urban Design and Policy (00111).
- Principal Environmental Health Officer (00114).
- Principal Events Officer (00168).
- Principal Legal Officer (00640).
- Coordinator Parking Services (00853).
- Community Safety Coordinator (00800).
- Coordinator Property Management (00497).
- Waste Operations Coordinator (00762).

- Business Performance Analyst (01200).
- Manager Marketing and Communications (01162).
- Executive Project Officer (00937).
- Co-ordinator Civil Projects (00208).
- Co-ordinator Civil Projects (00210).
- Co-ordinator Electrical Projects (01244).

Category E

- Executive Assistant to the Mayor (00003).
- Executive Assistant to the CEO (00002).
- Senior Financial Accountant (00078).
- Senior Management Accountant (00083).
- Team Leader Rating Services (00079).
- Coordinator Contracts and Purchasing (00068).
- Service Desk Team Leader (00101).
- Senior Leisure Officer (00639, 00637, 00617, 00638).
- Administration Officer Leisure and Cultural Services (00160).
- Coordinator Building Approvals (00113).
- Branch Librarian – Joondalup (00519).
- Branch Librarian – Whitford (00520).
- Branch Librarian – Woodvale (00522).
- Branch Librarian – Duncraig (00521).
- Senior Ranger (00212).
- Recreation Development Officer (00172, 00173).
- Collection Management Team Leader (00528).
- Team Leader Youth Services (00182).
- Team Leader Community Development (01224).

Additional sub-delegation conditions: Nil.

Legislation: Regulations 5, 11 and 12 of the *Local Government (Financial Management) Regulations 1996*.

Policy: Not applicable.

Adoption / Revision reference: CJ107-06/11; INT12/13286 (15 June 2012); INT12/20354 (31 August 2012); INT12/24858 (19 October 2012); EMI12/6002; INT12/29775 (22 November 2012); INT13/9868 (30 May 2013); INT14/18637; CJ091-06/14; INT15/5981; INT15/11342; CJ095-06/15; INT15/25509; EMI16/1160; INT16/3378;

AUTHORISING PAYMENT FROM THE TRUST FUND

Function delegated: Authority to make payments from the trust fund.

Delegated by: Council.

Delegation to: Chief Executive Officer (00001).

Conditions: Making payments to be undertaken in accordance with the City's procedures and systems for making payments from the trust fund.

Chief Executive Officer delegates to:

- Director Corporate Services (00063).
- Director Infrastructure Services (00184).
- Director Planning and Community Development (00105).
- Director Governance and Strategy (00648).
- Manager Financial Services (00075).
- Manager Infrastructure Management (00186).
- Manager Operation Services (00220).
- Manager Asset Management (00065).
- Manager Leisure and Cultural Services (00159).
- Manager Governance (00010).
- Manager Compliance and Regulatory Services (01093).
- Administration Coordinator (00187).
- Coordinator Leisure Centre (00612) – to a maximum of \$25,000.
- Coordinator Recreation Services (00611) – to a maximum of \$25,000.
- Recreation Development Officer (00172, 00173) – to a maximum of \$5,000.
- Senior Leisure Officer (00617, 00637, 00638, 00639) – to a maximum of \$5,000.

Additional sub-delegation conditions: Nil.

Legislation: Regulations 5, 11 and 12 of the *Local Government (Financial Management) Regulations 1996*.

Policy: Not applicable.

Adoption / Revision reference: CJ107-06/11; INT12/13286 (15 June 2012); INT12/20354 (31 August 2012); INT12/24858 (19 October 2012); EMI12/6002; INT12/29775 (22 November 2012); INT13/9868 (30 May 2013); INT14/18637; CJ091-06/14; INT15/5981; CJ095-06/15; INT15/25855; INT15/25509;

PAYMENTS FROM MUNICIPAL FUND AND TRUST FUND – SIGNATORIES TO BANK ACCOUNTS

Function delegated: Authority to make payments from the Municipal Fund or the Trust Fund.

Delegated by: Council.

Delegation to: Chief Executive Officer (00001).

Conditions: Authority is subject to payments being made strictly in accordance with the signatory requirements set out in the following:

Cheques or EFT Payment Amounts	Combination of Signatories
Payments under \$10,000	Any one signatory
Payments of \$10,000 and over to payments under \$250,000	Any two signatories
Payments of \$250,000 and over	Any 1 of Category A and 1 of B signatories; or any 2 Category A signatories
Category A Signatories	Category B Signatories
Chief Executive Officer (00001)	Senior Management Accountant (00083)
Director Planning and Community Development (00105)	Senior Financial Accountant (00078)
Director Corporate Services (00063)	
Director Infrastructure Services (00184)	
Director Governance and Strategy (00648)	
Manager Financial Services (00075)	

Chief Executive Officer delegates to: All Directors (00063, 000648, 00184, 00105).

	Manager Financial Services (00075).
	Senior Financial Accountant (00078).
	Senior Management Accountant (00083).
Additional sub-delegation conditions:	Not applicable.
Legislation:	Sections 6.7 and 6.9 of the <i>Local Government Act 1995</i> . Regulation 5, 11 and 12 of the <i>Local Government (Financial Management) Regulations 1996</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ107-06/11; CJ091-06/14

POWER TO INVEST

Function delegated:	Authority to invest funds held in the municipal fund or the trust fund of the local government that is not, for the time being, required by the local government for any other purpose, in accordance with Part III of the <i>Trustees Act 1962</i> .
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Authority to Chief Executive Officer is unlimited.
Chief Executive Officer delegates to:	<ol style="list-style-type: none">1 Director Corporate Services (00063).2 Manager Financial Services (00075).3 Senior Management Accountant (00083) and Senior Financial Accountant (00078).
Additional sub-delegation conditions:	Authority subject to the following maximum individual amounts: <ol style="list-style-type: none">1 Unlimited - Director Corporate Services.2 Up to \$3 million - Manager Financial Services.3 Up to \$1.5 million - Senior Management Accountant and Senior Financial Accountant.
Legislation:	Section 6.14 of the <i>Local Government Act 1995</i> .
Policy:	<i>Investment Policy</i> .
Adoption / Revision reference:	CJ107-06/11

SEEKING EXPRESSIONS OF INTEREST

Function delegated:	Authority to seek expressions of interest with respect to the supply of goods or services, where it is considered that there is good reason to make a preliminary selection from among prospective tenderers.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Not applicable.
Chief Executive Officer delegates to:	Director Corporate Services (00063). Manager Financial Services (00075).
Additional sub-delegation conditions:	Limited to the ability to seek expressions of interest only.
Legislation:	Regulation 21 of the <i>Local Government (Functions and General) Regulations 1996</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ107-06/11

WAIVER OF FEES AND GRANTING OF CONCESSIONS

Function delegated:	Authority to waive or grant a concession in relation to any amount of money which is owed to the City other than rates and service charges.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Additional subsidies and waiver of hire fees under the <i>Facility Hire Subsidy Policy</i> limited to \$5,000 per request.
Chief Executive Officer delegates to:	<ol style="list-style-type: none"> 1 All Directors (00063, 00648, 00184, 00105). 2 Manager Leisure and Cultural Services (00159). 3 Librarian – Duncraig (00575), Librarians – Joondalup (00558), (00559), (00560), Librarian – Whitford (00539), Librarians – Woodvale (00549) (x2), Reference and Local History Librarian (00527); Adult and Seniors Officer (00525); Youth and Children’s Officer (00524); Youth and Children’s Officer (01231); Cataloguer (00532); Cataloguer (00531). 4 Coordinator Library Operations (00517), Library Service Coordinator (00516), Branch Librarian – Joondalup (00519), Branch Librarian – Whitford (00520), Branch Librarian – Woodvale (00522), Branch Librarian – Duncraig (00521), Digital Services Officer (01126); Reference and Local History Team Leader (00526); Collection Management Team Leader (00528). 5 Manager Community Development and Library Services (00390). 6 Manager Compliance and Regulatory Services (01093).
Additional sub-delegation conditions:	<ol style="list-style-type: none"> 1 Not applicable. 2 Limited to individual items to \$5,000 and limited to the hire and use of City facilities. 3 Limited to waiving fines to the value of \$6.00 and under and waiving fines up to any value when a lost or damaged item is paid for by the customer, SUBJECT TO a quarterly report on fines and fees that have been waived being submitted to the Manager Financial Services. 4 Limited to waiving fines to the value of \$6.00 and under; waiving fines up to any value when a lost or

damaged item is paid for by the customer; waiving accounts up to \$150 for lost or damaged items in special circumstances, **SUBJECT TO** a quarterly report on fines and fees that have been waived being submitted to the Manager Financial Services.

- 5 Limited to waiving fines and accounts to the value of \$6.00 and over; waiving the \$12.80 debt collection fee in special circumstances, **SUBJECT TO** a quarterly report on fines and fees that have been waived being submitted to the Manager Financial Services.
- 6 Limited to waiving the City's Building Permit Application fee for applications submitted by not-for-profit charitable organisations.

Legislation: Section 6.12 of the *Local Government Act 1995*.

Policy: *Facility Hire Subsidy Policy*.

Adoption / Revision reference: CJ107-06/11; INT12/17389; INT13/13646; INT13/16607; INT13/16608; INT13/16265; INT13/16587; INT13/16588; INT13/16589; INT13/16590; INT13/16592; INT13/16595; INT13/16597; INT13/16598; CJ243-12/14; INT14/18637; INT15/5981; INT15/11342

WRITE OFF OF MONIES

Function delegated	Authority to write off monies.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Subject to: <ul style="list-style-type: none"> (a) individual items to \$20,000; (b) a report being provided to the Audit Committee on a six monthly basis on the exercise of this delegation.
Chief Executive Officer delegates to:	<ul style="list-style-type: none"> 1 Director Corporate Services (00063). 2 Manager Financial Services (00075). 3 Manager Community Development and Library Services (00390). 4 Team Leader Rating Services (00079).
Additional sub-delegation conditions:	<ul style="list-style-type: none"> 1 Not applicable. 2 Individual items to \$5,000. 3 Individual items to \$500. 4 Individual items to \$50.
Legislation:	Section 6.12 of the <i>Local Government Act 1995</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ78-03/99, CJ107-06/11; INT12/17389; INT13/13646; INT13/16608

PART 2 – DELEGATIONS TO COMMITTEES

Council has determined there be no delegation of authority to Committees at its meeting held on 28 June 2016.

~~ART COLLECTION AND ADVISORY COMMITTEE~~

Function delegated:	Authority to approve acquisitions for artworks within the available adopted budget funds.
Delegated by:	Council.
Delegation to:	Art Collection and Advisory Committee.
Conditions:	(1) Committee authority to be exercised in accordance with <i>The City's Art and Memorabilia Collections Policy</i>. (2) Chief Executive Officer authorised to approve acquisitions for artworks up to \$15,000, approval for which is to be based on the written advice of the City's Art Consultant.
Committee delegates to:	Not applicable.
Legislation:	Sections 5.16 and 5.42 of the <i>Local Government Act 1995</i>.
Policy:	<i>The City's Art and Memorabilia Collections Policy</i>.
Adoption / Revision reference:	GJ107-06/11

OFFICE DEVELOPMENT COMMITTEE

Function delegated:	To make appropriate decisions on behalf of Council that are aligned with the Committee's Terms of Reference and in accordance with the constraints of the <i>Local Government Act 1995</i>.
Delegated by:	Council.
Delegation to:	Office Development Committee.
Conditions:	<p>The Terms of Reference of the Office Development Committee are:</p> <p>To provide advice and make recommendations to Council on:</p> <ul style="list-style-type: none"> • the preferred location for the development of the Joondalup City Centre Commercial Office Development • the architectural design elements to be incorporated into the Joondalup City Centre Commercial Office Development • the core components to be included in the Joondalup City Centre Office Development • the development models and financial structures to progress the Joondalup City Centre Commercial Office Development, including expressions of interest • the options for the ongoing management and utilisation of the Joondalup City Centre Commercial Office Development.
Committee delegates to:	Not applicable.
Additional sub-delegation conditions:	Nil.
Legislation:	Section 5.16 of the <i>Local Government Act 1995</i>.
Policy:	Not applicable.
Adoption / Revision reference:	CJ122-06/12

**PART 3 – DELEGATIONS UNDER OTHER
LEGISLATION**

AMENDMENTS TO THE PARKING SCHEMES

Function delegated:	Authority to approve and implement amendments to parking schemes adopted by Council in relation to: <ul style="list-style-type: none"> • time limits, conditions and prohibitions in streets and parking stations; • the designation of visitor and authorised vehicle parking.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Authority to be exercised consistently with the provisions of the <i>City of Joondalup Parking Local Law 2013</i> .
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Not applicable.
Legislation:	<i>City of Joondalup Parking Local Law 2013.</i>
Policy:	<i>Dedicated Car Parking for Seniors and Parents with Prams Policy.</i> <i>Joondalup City Centre Car Parking for Commercial Development Policy.</i> <i>Parking Schemes Policy.</i>
Adoption / Revision Reference:	CJ073-05/08, CJ183-08/09, CJ107-06/11,

AUTHORISED PERSONS UNDER THE BUILDING ACT 2011

Function delegated:	Authority to appoint authorised persons for the purposes of the <i>Building Act 2011</i> and <i>Building Regulations 2012</i> in relation to buildings and incidental structures located, or proposed to be located in the City's district.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Nil.
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Not applicable.
Legislation:	Section 96(3) of the <i>Building Act 2011</i> . Section 127 of the <i>Building Act 2011</i> .
Policy:	Not applicable.
Adoption / Revision Reference:	CJ027-03/12; CJ095-06/15

**BUILDING ACT 2011 – BUILDING AND DEMOLITION PERMIT APPLICATIONS,
BUILDING APPROVAL CERTIFICATES, CERTIFICATES OF BUILDING
COMPLIANCE, CONSTRUCTION COMPLIANCE AND DESIGN COMPLIANCE**

Function delegated:	Authority to approve or refuse to grant or modify building and demolition permit applications, building approval certificates, certificates of building compliance, construction compliance and design compliance.
Delegated by:	Council.
Delegation to:	Persons as described in the attached Schedule who are qualified in accordance with the <i>Local Government (Building Surveyors) Regulations 2008</i> .
Conditions:	As described in the attached Schedule.
Legislation:	Division 2 of Part 2 of the <i>Building Act 2011</i> . Divisions 1, 2 and 3 of Part 4 of the <i>Building Act 2011</i> . <i>Local Government (Building Surveyors) Regulations 2008</i>
Policy:	Not applicable.
Adoption / Revision reference:	CJ027-03/12; INT12/23123 (2 October 2012); CJ180-10/14; EMI15/1629

DELEGATION TO	DESCRIPTION OF AUTHORITY BEING DELEGATED	POWER BEING DELEGATED	CONDITIONS
<p>MANAGER COMPLIANCE AND REGULATORY SERVICES (01093)</p> <p>COORDINATOR BUILDING APPROVALS (00113)</p>	<p>PERMIT APPLICATIONS / CERTIFICATES OF BUILDING DESIGN, BUILDING APPROVAL CERTIFICATES AND CERTIFICATES OF CONSTRUCTION COMPLIANCE.</p> <p>Approve (or refuse) permit applications or certificates</p>	<p>Division 2 of Part 2 of the Building Act 2011</p> <p>Divisions 1, 2 and 3 of Part 4 of the Building Act 2011</p>	<p>Unrestricted assessment and certification.</p>
<p>SENIOR BUILDING SURVEYOR (00153, 00148)</p> <p>Level 1</p>	<p>PERMIT APPLICATIONS / CERTIFICATES OF BUILDING DESIGN, BUILDING APPROVAL CERTIFICATES AND CERTIFICATES OF CONSTRUCTION COMPLIANCE.</p> <p>Approve permit applications or certificates</p>	<p>Division 2 of Part 2 of the Building Act 2011</p> <p>Divisions 1, 2 and 3 of Part 4 of the Building Act 2011</p>	<p>Unrestricted assessment and certification.</p>
<p>BUILDING SURVEYOR (00149, 00151, 00154)</p> <p>Level 2</p>	<p>PERMIT APPLICATIONS / CERTIFICATES OF BUILDING DESIGN, BUILDING APPROVAL CERTIFICATES AND CERTIFICATES OF CONSTRUCTION COMPLIANCE.</p> <p>Approve permit applications or certificates</p>	<p>Division 2 of Part 2 of the Building Act 2011</p> <p>Divisions 1, 2 and 3 of Part 4 of the Building Act 2011</p>	<p>Restricted to assessing and certifying compliance of buildings that are no more than three storeys and 2,000m² in total floor area.</p>
<p>ASSISTANT BUILDING SURVEYOR (00150, 01068)</p>	<p>PERMIT APPLICATIONS / CERTIFICATES OF BUILDING DESIGN, BUILDING APPROVAL CERTIFICATES AND CERTIFICATES OF CONSTRUCTION COMPLIANCE.</p> <p>Approve permit applications or certificates</p>	<p>Division 2 of Part 2 of the Building Act 2011</p> <p>Divisions 1, 2 and 3 of Part 4 of the Building Act 2011</p>	<p>Restricted to assessing and certifying compliance of buildings not greater than 500m² and not more than two storeys.</p>

DELEGATION TO	DESCRIPTION OF AUTHORITY BEING DELEGATED	POWER BEING DELEGATED	CONDITIONS
<p>ASSISTANT BUILDING SURVEYOR (00615)</p> <p>ADMINISTRATION OFFICER (00109, 00110, 00131, 00132, 00133)</p> <p><u>DEVELOPMENT COMPLIANCE OFFICER (00119, 00120, 00155, 00614)</u></p>	<p>BUILDING PERMIT APPLICATIONS</p> <p>Approve permit applications.</p>	<p>Division 2 of Part 2 of the Building Act 2011</p> <p>Divisions 1, 2 and 3 of Part 4 of the Building Act 2011</p>	<p>Restricted to approving applications that have been certified by a suitably qualified Building Surveyor.</p>

BUILDING ACT 2011 – OCCUPANCY PERMITS, BUILDING ORDERS AND ASSOCIATED FUNCTIONS

Function delegated:	Authority to grant or issue occupancy permits, issue building orders and notices and perform associated functions of a permit authority pursuant to the <i>Building Act 2011</i> .
Delegated by:	Council.
Delegation to:	Manager Compliance and Regulatory Services (01093). Coordinator Building Approvals (00113). Senior Building Surveyor (00153, 00148). Coordinator Compliance (01094).
Conditions:	Subject to the qualification requirements of the <i>Local Government (Building Surveyors) Regulations 2008</i> . Advise Council upon issue of notices.
Officers sub-delegate to:	Not applicable.
Legislation:	<i>Building Act 2011</i> . <i>Local Government (Building Surveyors) Regulations 2008</i>
Policy:	Not applicable.
Adoption / Revision reference:	CJ027-03/12; CJ180-10/14; CJ095-06/15

BUSH FIRES ACT 1954 – FUNCTIONS OF A LOCAL GOVERNMENT

Function delegated:	Authority to perform the functions of the local government under the <i>Bush Fires Act 1954</i> .
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Cannot be sub-delegated.
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Not applicable.
Legislation:	Section 48 of the <i>Bush Fires Act 1954</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ180-10/14

CAT ACT 2011 – POWERS AND DUTIES OF A LOCAL GOVERNMENT

Function delegated:	Authority to exercise the powers or discharge the duties of the local government under the <i>Cat Act 2011</i> .
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Nil.
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Not applicable.
Legislation:	Section 44 of the <i>Cat Act 2011</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ102-06/13; CJ180-10/14

DISTRICT PLANNING SCHEME NO. 2 – DELEGATIONS - GENERAL

- (1) **Function delegated:** The following powers conferred or imposed on Council or the local government under the Scheme:
- (a) the approval of an application for development approval Planning Approval and/or the exercise of discretion under the Residential Design Codes for the purpose of a 'single house', an 'ancillary dwelling' or up to 10 'grouped dwellings', 'multiple dwellings' or 'aged or dependent persons' dwellings', or any associated, ancillary or incidental development where:
 - (i) there have not been any objections to the application received; and
 - (ii) in the case of applications for development approval that require a Bushfire Attack Level assessment in accordance with State Planning Policy 3.7 – Planning in Bushfire Prone Areas (SPP 3.7) the development:
 - (a) has a Bushfire Attack Level of less than 40; and
 - (b) where the Bushfire Attack Level is 12.5, 19 or 29:
 - (i) is not a vulnerable land use as defined under SPP 3.7; and
 - (ii) complies with clause 6.5 of SPP 3.7; and
 - (iii) the Deemed-to-Comply Rrequirements of the Residential Design Codes and/or replacement Deemed-to-Comply requirements of the Residential Development Local Planning Policy have been satisfied (where applicable), and the development satisfies any applicable standards and requirements of the Scheme, any approved structure plan, activity centre plan or local development plan and all other applicable Local Planning Policies; or
 - (iv) the Local Housing Objectives of the Residential Development Local Planning Policy have been satisfied; or
 - (v) in the case of applications for development approval where the development does not meet the Deemed-to-Comply requirements of the Residential Design Codes or the requirements of any applicable standards or requirements of the Scheme, any approved structure plan, activity centre plan, local development plan, or local

~~planning policy, the application requires assessment against the Design Principles of the Residential Design Codes, and there have not been any objections to the application received,~~
provided:

- (a) the plot ratio of the ~~proposed~~ development does not exceed the maximum requirement of ~~Table 1 or~~ Table 4 ~~(as applicable)~~ of the Residential Design Codes by more than 10% of that requirement;
- (b) the building setbacks of the ~~proposed~~ development are not less than those specified under the Deemed-to-Comply ~~R~~requirements of the Residential Design Codes, ~~or any applicable approved structure plan, activity centre plan, local development plan or local planning policy~~ by more than 1.5 metres;
- ~~(c) a porch, balcony, verandah, chimney or equivalent does not project more than 50% into the primary street setback area stipulated in Table 1 of the Residential Design Codes;~~
- ~~(dc)~~ any outbuilding is not in the primary or secondary setback area stipulated in Table 1 or Table 4 of the Residential Design Codes ~~or any applicable approved structure plan, activity centre plan, local development plan or local planning policy;~~
- ~~(ed)~~ the height and/or length of boundary wall(s) does not exceed the amounts set out in the Deemed-to-Comply Requirements of the Residential Design Codes ~~or any applicable approved structure plan, activity centre plan, local development plan or local planning policy~~ by more than 10% of those requirements, and where there are boundary walls to no more than two (2) separate boundaries; ~~and~~
- ~~(fe)~~ the height of the proposed fill ~~or~~ retaining wall ~~or non-visually permeable fencing~~ within the primary street setback area does not exceed 1.2 metres above natural ground level; ~~and~~;
- ~~(f) the height of non visually permeable fencing within the primary street setback area does not exceed 1.2 metres above natural ground level (as measured from the~~

midpoint of the verge) for more than 25% of the frontage of the lot.

- (b) the approval of an application for ~~development approval~~ Planning Approval for the purposes of a class of use listed in Table 1 (Zoning Table) of the Scheme other than a 'single house', 'ancillary dwelling', 'grouped dwelling', 'multiple dwelling', 'aged or dependent persons' dwelling' or any associated, ancillary or incidental development where:
- (i) there have not been any objections to the application received; and
 - (ii) the application is not required to be considered by the Joondalup Design Reference Panel; and
 - (iii) in the case of applications for development approval that require a Bushfire Attack Level assessment in accordance with State Planning Policy 3.7 – Planning in Bushfire Prone Areas (SPP 3.7) the development:
 - (a) has a Bushfire Attack Level of less than 40; and
 - (b) where the Bushfire Attack Level is 12.5, 19 or 29:
 - (i) is not a vulnerable land use as defined under SPP 3.7; and
 - (ii) complies with clause 6.5 of SPP 3.7; and
 - ~~(iv)~~ the development satisfies any applicable standards and requirements of the Scheme, any approved structure plan, activity centre plan or local development plan and all applicable Local Planning Policies; or
 - ~~(iv)~~ an application proposes a variation to the applicable setback requirements of up to 100% for patio(s), verandah(s), shade sail(s), portico(s), retaining wall(s) ~~less not greater~~ than 1.2 metres above natural ground level in height or outbuilding(s); or
 - (vi) the amount of car parking provided is not less than a car parking shortfall for that site previously approved; or
 - (vii) the application is for a class of sign under the Signs Local Planning Policy and the development does not exceed the applicable requirements by greater than 10%; or
 - (viii) the application is for the renewal of a Home

Business - Category 2 or Home Business - Category 3, where no complaints or objections have been received since the previous approval was issued;~~;~~ ~~and~~

~~(iv) the application is not required to be considered by the Joondalup Design Reference Panel; and~~

~~(v) there have not been any objections to the application received.~~

Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	<ol style="list-style-type: none"> 1 The delegations are to have effect for a period of two years from and including 19 October 2015. 2 The Chief Executive Officer is to cause a report of the exercise of powers and functions to be prepared and presented to each ordinary meeting of Council.
Chief Executive Officer delegates to:	<p>Senior Urban Planner (00115, 00609, 00778, 00122, 00125).</p> <p>Coordinator Planning Approvals (00112, 01313).</p> <p>Coordinator Urban Design and Policy (00111).</p>
Additional sub-delegation conditions:	Not applicable.
Legislation:	<p>Clause 82 of Schedule 2 of the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i></p> <p>Section 5.42 of the <i>Local Government Act 1995</i>.</p>
Policy:	Not applicable.
Adoption / Revision Reference:	CJ229-12/11, CJ003-02/12, CJ075-05/12; CJ094-06/13; CJ123-07/13; CJ180-10/14; CJ167-10/15; INT15/36323
(2) Function delegated:	<p>The following powers conferred or imposed on the Council or the local government under the Scheme and the <i>Planning and Development Act 2005</i>:</p> <p>(a) the determination of an application for Planning Approval for 'display homes' on proposed Lots 316, 317, and 320-325 Grand Ocean Entrance, proposed Lots 1185-1188, and 1208-1210, Larvotto Turn, and proposed Lots 120-1227 Umina Way in Burns Beach;</p>

- (~~ba~~) the determination of an application for development approval ~~Planning Approval and/or the exercise of discretion under the Scheme, a Local Planning Policy, an approved structure plan, activity centre plan or local development plan, or the Residential Design Codes~~ for the purpose of a one or more 'single houses' ~~or~~ 'ancillary dwellings' and/or up to 10 'grouped dwellings', 'multiple dwellings', or 'aged or dependent persons' dwellings', or any associated, ancillary or incidental development;
- (~~eb~~) the determination of an application for development approval for 'land sales office (temporary)' and/or 'display home' or any associated, ancillary or incidental development;
- (~~c~~) the determination of an application for development approval ~~Planning Approval~~ for the purpose of a class of use listed in Table 1 (Zoning Table) of the Scheme or any associated, ancillary or incidental development (other than a 'single house', 'ancillary dwelling', 'grouped dwelling', 'multiple dwelling', ~~or~~ 'aged or dependent persons' dwelling', 'land sales office (temporary)' or 'display home') provided:
- (i) building setbacks for buildings other than for those set out in 1(b)(~~iv~~) of these delegations, as set out in the Scheme or any applicable approved structure plan, activity centre plan or local development plan, are not less than the required amount by more than 1.5 metres;
- (ii) the amount of car parking provided is not less than:
- ~~(a)~~ the standards and requirements set out in the Scheme or any applicable approved structure plan, activity centre plan or local development plan by more than 10%; ~~or~~
- ~~(b)~~ a car parking shortfall for that site previously approved by Council; or
- ~~(c)~~ the standards and requirements set out in Amendment No. 65 to the Scheme, as adopted by Council;
- (iii) the landscaping between a car parking area and the street as set out under the Scheme or an applicable approved structure plan, activity centre plan or local development plan strip provided achieves an average width of not less than 1.5 metres;

- (iv) the overall amount of landscaping provided for the site does not vary the standards and requirements set out in the Scheme or any applicable approved structure plan, activity centre plan or local development plan by more than 10% of that requirement;
- (v) the development is located on a non-residential coastal site and complies with Height of Non-Residential Buildings Local Planning Policy; and Policy – Height of Buildings Within The Coastal Area (Non-Residential Zones);
- ~~(vi) the development satisfies the objective(s) of all applicable Local Planning Policies, with the exception of development that does not satisfy the standards and requirements of the Height of Buildings Within The Coastal Area (Non-Residential Zones) Policy; and~~
- (vi) the development is not for 'short stay accommodation' abutting the 'Residential' zone.
- (d) the direction under clause 64(3) of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015* to advertise an application for development approval.
- (e) the determination under clause 64(2) of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015* whether a departure from the requirements of the Scheme is of a minor nature and whether to waive the requirement for the advertising of the application, providing it is not an application that would otherwise require advertising under the Scheme.
- (f) the determination under clause 63(2) of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015* whether to waive or vary the requirement for plans and other information to be submitted with an application.
- (g) the determination under clause 61(1)(f) of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015* whether works are temporary for the purposes of the Scheme and the length of time that such 'development' is permitted to remain in the requested location.
- (h) the decision whether an application for development approval may affect any other statutory, public or planning authority, and shall therefore require them to be provided a copy of the application for objections and recommendations under clause 66(1) of Schedule 2 of

the Planning and Development (Local Planning Schemes) Regulations 2015.

Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	<ol style="list-style-type: none">1 The delegations are to have effect for a period of 2 years from and including 19 October 2015.2 The Chief Executive Officer is to cause a report of the exercise of powers and functions to be prepared and presented to each ordinary meeting of Council.
Chief Executive Officer delegates to:	Manager Planning Services (0108). Director Planning and Community Development (00105).
Additional sub-delegation conditions:	Not applicable.
Legislation:	Clause 82 of Schedule 2 of the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> . Section 5.42 of the <i>Local Government Act 1995</i> .
Policy:	Not applicable.
Adoption / Revision Reference:	CJ229-12/11, CJ003-02/12, CJ075-05/12; CJ094-06/13; CJ123-07/13; CJ180-10/14; CJ167-10/15; INT15/36323

DISTRICT PLANNING SCHEME NO. 2 – DETERMINE FUTURE APPLICATIONS FOR RENEWAL OF HOME BUSINESS

Function delegated:	Authority to determine future applications for renewal of the Home Business Category 2 (Music/Drum School) at 6 (Lot 397) Melrose Crest, Kinross.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Authority subject to no changes to the operation of the business being made.
Chief Executive Officer delegates to:	Manager Planning Services (00108).
Additional sub-delegation conditions:	Not applicable.
Legislation:	Clause 82 of Schedule 2 of the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> .
Policy:	<i>Home Business Policy</i> .
Adoption / Revision reference:	CJ198-09/09, CJ107-06/11; CJ091-06/14; CJ180-10/14; CJ167-10/15; INT15/36323

DOG ACT 1976 – POWERS AND DUTIES OF A LOCAL GOVERNMENT

Function delegated:	Authority to exercise the powers or discharge the duties of the local government under the <i>Dog Act 1976</i> including the authority to delegate the powers and duties of a local government to other persons.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Nil.
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Not applicable.
Legislation:	Section 10AA of the <i>Dog Act 1976</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ180-10/14

FOOD ACT 2008 – FUNCTIONS OF AN ENFORCEMENT AGENCY

Function delegated:	Authority to exercise the powers or discharge the duties of the local government, as an enforcement agency under the <i>Food Act 2008</i> .
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Nil.
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Not applicable.
Legislation:	Section 118(2)(b) of the <i>Food Act 2008</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ180-10/14; CJ095-06/15

HEALTH ACT 1911 – APPOINTMENT OF DEPUTY

Function delegated:	Authority to exercise all the powers and functions of the local government, as the local government's deputy, under the <i>Health Act 1911</i> .
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Nil.
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Not applicable.
Legislation:	Section 26 of the <i>Health Act 1911</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ180-10/14

PLANNING AND DEVELOPMENT ACT 2005 – POWERS AS TO ILLEGAL DEVELOPMENT

Function delegated:	Authority to exercise all the powers and functions of the local government under sections 214(2), (3) and (5) of the <i>Planning and Development Act 2005</i> .
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Nil.
Chief Executive Officer delegates to:	Not applicable.
Additional sub-delegation conditions:	Not applicable.
Legislation:	Section 5.42(1)(b) of the <i>Local Government Act 1995</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ180-10/14

**PLANNING AND DEVELOPMENT (LOCAL PLANNING SCHEMES)
REGULATIONS 2015 – DETERMINE DEVELOPMENT APPLICATIONS FOR
DISPLAY HOMES**

Function delegated:	Authority to determine development applications for 'Display Homes' on Lots 2004 – 2008, 2010 – 2012, 2017 – 2020, and 2022 – 2024 Venice Entrance, Iluka.
Delegated by:	Council.
Delegation to:	Chief Executive Officer (00001).
Conditions:	Effective for two years from 15 December 2015.
Chief Executive Officer delegates to:	Director Planning and Community Development (00105). Manager Planning Services (00108)
Additional sub-delegation conditions:	Not applicable.
Legislation:	Section 5.42 of the <i>Local Government Act 1995</i> . Clauses 82 and 83 of Schedule 2 of the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> .
Policy:	Not applicable.
Adoption / Revision reference:	CJ206-12/15; INT16/1626;

APPENDIX 1 – LIST OF ANNUAL AMENDMENTS

Amendments			
Delegation	Date Approved	Resolution / TRIM Number	Amendment
Authorised Persons under the Building Act 2011	20 March 2012	CJ027-03/12	Insertion of delegation as a result of the new Building Act 2011
Certificates of Classification, Licences, Notices and Associated Functions under the Local Government (Miscellaneous Provisions) Act 1960	20 March 2012	CJ027-03/12	Deletion of delegation as a result of new Building Act 2011
Occupancy Permits, Building Orders and Associated Functions under the Building Act 2011	20 March 2012	CJ027-03/12	Insertion of delegation as a result of the new Building Act 2011
Permit Applications, Certificate of Design Compliance, Certificate of Construction Compliance and Building Approval Certificates	20 March 2012	CJ027-03/12	Insertion of delegation as a result of the new Building Act 2011
Town Planning Delegations - General	15 May 2012	CJ075-05/12	Revised delegations in accordance with the District Planning Scheme No 2
Incurring Liability and Making Payments	15 June 2012	INT12/13286	Add to Category C (up to \$250,000) the position of Coordinator Natural Areas and Capital Works Projects.
Office Development Committee	26 June 2012	CJ122-06/12	Add new delegation to the Office Development Committee.
Incurring Liability and Making Payments	31 August 2012	INT12/20354	Add to Category E (up to \$5,000) the position of Collection Management Team Leader.
Permit Applications / Certificates of Building Design, Building Approval Certificates and Certificates of Construction Compliance	2 October 2012	INT12/23123	Remove Position No. 00150 from Building Surveyor classification to Assistant Building Surveyor classification, in accordance with advice from HR and Coordinator Building Approvals.

Amendments			
Delegation	Date Approved	Resolution / TRIM Number	Amendment
Incurring Liability and Making Payments	19 October 2012	INT12/24858	Add to Category D (up to \$25,000) the position of Internal Auditor.
Approve alterations and additions to City premises by a lessee, where cost is less than \$50,000	20 November 2012	CJ260-11/12	Insertion of delegation to CEO as a result of Council resolution.
Incurring Liability and Making Payments	22 November 2012	EMI12/6002	Change title of 'Manager Governance and Marketing' to 'Manager Governance', following restructure.
Incurring Liability and Making Payments	22 November 2012	EMI12/6002 INT12/29775	Add 'Acting Manager Marketing and Communications', following restructure.
Administer the City's Local Laws AND Appointing Authorised Officers	20 November 2012	CJ232-11/12 RGS00813	Add <i>Pest Plant Local Law 2012</i> to list of local laws; Add ability for CEO to appoint authorised persons to enforce the provisions of the <i>City of Joondalup Pest Plant Local Law 2012</i> .
Acknowledge Receipt of Primary and Annual Returns	8 April 2013	INT13/7349	Addition of new delegation from CEO to Director Governance and Strategy
Choice of Tender – Admiral Park Clubroom redevelopment	27 May 2013	CJ084-05/13 INT13/10876	Insertion of new delegation from Council to Chief Executive Officer – to accept tenders for the Admiral Park Clubroom redevelopment project subject to the price of tenders not exceeding \$858,990.
Administer the City's Local Laws.	30 May 2013	INT13/9868	Replacing "Agriculture and Related Resources Protection Act 1976" with "Pest Plant Local Law 2012" within the reference list.
Appointment of Authorised Officers.	30 May 2013	INT13/9868	Replacing "Agriculture and Related Resources Protection Act 1976" with "Pest Plant Local Law 2012" within the reference list.

Amendments			
Delegation	Date Approved	Resolution / TRIM Number	Amendment
Incurring Liability and Making Payments.	30 May 2013	INT13/9868	<ul style="list-style-type: none"> Amending the title of "Senior Librarian – Duncraig/Sorrento" to "Senior Librarian Duncraig". Amending various position titles within the Infrastructure Services Directorate. Inclusion of "Design Engineer / Coordinator (01119)" to Category C. Inclusion of "Executive Project Officer (00937)" to Category D.
Authority to Approve of Alterations and Additions to City Premises.	30 May 2013	INT13/9868	Inclusion of Director Infrastructure Services.
Certificate of local government required by <i>Strata Titles Act 1985</i> .	25 June 2013	CJ094-06/13	<ul style="list-style-type: none"> Amend description of function to be performed. Add "Coordinator Urban Design and Policy (00111)". Amend legislative references.
Subdivision and Development Control: Part 10 – <i>Planning and Development Act 2005</i> .	25 June 2013	CJ094-06/13	<ul style="list-style-type: none"> Amend position numbers. Add "Senior Urban Planner (00115, 00609)".
Town Planning Delegations – General.	25 June 2013	CJ094-06/13	<ul style="list-style-type: none"> Add "Coordinator Urban Design and Policy (00111)" Amend "Senior Urban Planner 00122, 00125)" to "Senior Planning Officer (00122, 00125)". Various typographical and wording amendments.
Appointment of Authorised Officers	25 June 2013	CJ102-06/13	CEO appointed as an authorised person to undertake all the powers and duties of the local government under the <i>Cat Act 2011</i> .
Town Planning Delegations – General	16 July 2013	CJ123-07/13	Inclusion of new paragraph (b) to Part 2 enabling DPCD and MPS to determine applications for planning approval for the unlisted use of "Ancillary Dwelling", where the subject land is zoned 'Residential'.

Amendments			
Delegation	Date Approved	Resolution / TRIM Number	Amendment
Authority to Waive Fees	25 July 2013	INT13/16608 INT13/16607 INT13/16265 INT13/16587 INT13/16588 INT13/16589 INT13/16590 INT13/16592 INT13/16595 INT13/16597 INT13/16598	Insertion of new delegation to various library officers to waive fees and accounts within specified parameters.
Authority to Write off Monies	25 July 2013	INT13/16608	Insertion of new delegation to Manager Community Development and Library Services to write off bad debts up to \$500.
Incurring Liability and Making Payments	16 August 2013	INT13/16228	Inclusion of "Manager Executive and Risk" (1193) to Category C.
Choice of Tender – Bramston Park development project	19 August 2014	CJ145-08/14	Insertion of new delegation from Council to Chief Executive Officer – to accept tenders for the <ul style="list-style-type: none"> Bramston Park floodlighting works subject to the price of tenders not exceeding \$387,712; and Bramston Park development project (minus the floodlighting works) subject to the price of tenders not exceeding \$1,949,238.
Waiver of Fees and Granting of Concessions	9 December 2014	CJ243-12/14	Insertion of new conditions, limiting CEO to \$5,000.

Amendments			
Delegation	Date Approved	Resolution / TRIM Number	Amendment
Waiver of Fees and Granting of Concessions	16 February 2015	INT15/5981	<ul style="list-style-type: none"> • Inclusion of various library staff with differing limits of authority. • Change of title from Senior Librarian to Branch Librarian (throughout document). • Added new additional condition from CEO to library staff, requiring quarterly reporting of waivers.
Incurring Liability and Making Payments	17 March 2015	INT14/18637	<p>Inclusion of the following staff to Category D:</p> <ul style="list-style-type: none"> • Co-ordinator Civil Projects (Peter Ross – 00208) • Co-ordinator Civil Projects (Jeff Giles – 00210) • Co-ordinator Electrical Projects (Tony Rowan – 01244)
Building and Demolition Permit Applications	23 March 2015	EMI15/1629	Title of position number 00110 changed from “Administration Team Leader” to “Administration Officer”.
Authorising Payment from the Trust Fund	29 July 2015	INT15/25509	<p>Inclusion of:</p> <ul style="list-style-type: none"> • Coordinator Leisure Centre (00612) – up to a maximum of \$25,000 • Coordinator Recreation Services (00611) – up to a maximum of \$25,000 • Recreation Development Officer (00172, 00173) – up to a maximum of \$5,000 • Senior Leisure Officer (00617, 00637, 00638, 00639) – up to a maximum of \$5,000.
Authorising Payment from the Trust Fund	4 August 2015	INT15/25855	Inclusion of Administration Coordinator - position number 00187 (Infrastructure Services) to authorise payments from the trust fund.

Amendments			
Delegation	Date Approved	Resolution / TRIM Number	Amendment
District Planning Scheme No. 2 – Delegations – General	6 October 2015 (to take effect from 19 October 2015)	CJ167-10/15	Revocation of delegations to: <ul style="list-style-type: none"> • Senior Urban Planners (position numbers 00115, 00609, 00778, 00122, 00125) • Coordinator Planning Approvals (00112) • Coordinator Urban Design and Policy (00111) • Manager Planning Services (00108) • Director Planning and Community Development (00105).
District Planning Scheme No. 2 – Determine Future Applications for Renewal of Home Business	6 October 2015 (to take effect from 19 October 2015)	CJ167-10/15	Revocation of delegation to Manager Planning Services.
District Planning Scheme No. 2 – Delegations – General	6 October 2015 (to take effect from 19 October 2015)	CJ167-10/15	Delegation to Chief Executive Officer in accordance with clause 82 of Schedule 2 of the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> .
District Planning Scheme No. 2 – Determine Future Applications for Renewal of Home Business	6 October 2015 (to take effect from 19 October 2015)	CJ167-10/15	Delegation to Chief Executive Officer in accordance with clause 82 of Schedule 2 of the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> .
District Planning Scheme No. 2 – Delegations – General	19 October 2015	INT15/36323	Sub-delegation from Chief Executive Officer to: <ul style="list-style-type: none"> • Senior Urban Planners (position numbers 00115, 00609, 00778, 00122, 00125) • Coordinator Planning Approvals (00112, 01313) • Coordinator Urban Design and Policy (00111) • Manager Planning Services (00108) • Director Planning and Community Development (00105).

Amendments			
Delegation	Date Approved	Resolution / TRIM Number	Amendment
District Planning Scheme No. 2 – Determine Future Applications for Renewal of Home Business	19 October 2015	INT15/36323	Sub-delegation from Chief Executive Officer to: <ul style="list-style-type: none"> • Senior Urban Planners (position numbers 00115, 00609, 00778, 00122, 00125) • Coordinator Planning Approvals (00112, 01313) • Coordinator Urban Design and Policy (00111) • Manager Planning Services (00108) • Director Planning and Community Development (00105).
Clause 85 of Schedule 2 of the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> – Determine development applications for ‘Display Homes’ on Lots 2004-2008, 2010-2012, 2017-2020, and 2022-2024 Venice Entrance, Iluka.	Effective from 15 December 2015	CJ206-12/15	New delegation.
Clause 85 of Schedule 2 of the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> – Determine development applications for ‘Display Homes’ on Lots 2004-2008, 2010-2012, 2017-2020, and 2022-2024 Venice Entrance, Iluka.	8 January 2016	INT16/1626	Sub-delegation from Acting Chief Executive Officer to: <ul style="list-style-type: none"> • Director Planning and Community Development (00105) • Manager Planning Services (00108).
Payments from Municipal Fund – Incurring Liabilities and Making Payments	2/2/2016	EMI16/1160 INT16/3378	Executive Officer title changed and increase in Delegation limit from \$25,000 to \$250,000.

Review of Delegation of Authority

Planning and Development (Local Planning Schemes) Regulations 2015 (the Regulations)

The changes proposed to Part 1 of the Delegations – General, which will be delegated to the positions of Senior Urban Planner, Coordinator Planning Approvals and Coordinator Urban Design and Policy, are as follows:

- *Changes the words Planning Approval to development approval and elsewhere in the delegations*

This is a terminology change resulting from the Regulations now referring to applications for development approval.

- *Deleting reference to the exercise of discretion under the Residential Design Codes*

This change is proposed as any exercise of discretion under the *Residential Design Codes (R-Codes)* now triggers the need for a development application under the new Regulations, and so these R-Code exercise of discretion applications are now obsolete.

- *Moving the condition regarding objections being received from Part 1(a)(ii) to Part 1(a)(i)*

This change is to set out, up front, that an application where an objection is received is not able to be determined under Part 1(a) of the delegations.

- *Adding a new delegation condition (for Senior Urban Planners and Coordinators in Planning Services) regarding Bushfire Prone Areas to Part 1(a)(ii) and Part 1(b)(iii)*

This addition is proposed as a result of *State Planning Policy 3.7 – Planning in Bushfire Prone Areas (SPP 3.7)* coming into effect from 7 December 2015. This change removes the extent of delegation previously allowed for under Part 1.

Currently applications are able to be determined in accordance with the previous delegations irrespective of it being in a Bushfire Prone Area. It is considered more appropriate that where a Bushfire Attack Level is high (BAL40 or Flame Zone), or where the development is for a vulnerable land use (such as aged or dependent persons' dwellings, hospital or nursing home), or where the development does not otherwise meet the requirements of SPP 3.7, it should be determined by the Manager Planning Services, or Director Planning and Community Development.

- *Include reference to the replacement deemed-to-Comply requirements set out in the City's Residential Development Local Planning Policy and renumber previous Part 1(a)(i) to be Part 1(a)(iii)*

This change is necessitated as some R-Code deemed-to-comply requirements have now been substituted by the replacement deemed-to-comply requirements of the City's new *Residential Development Local Planning Policy*.

- *Including reference to the Local Housing Objectives of the City's new Residential Development Local Planning Policy as new condition Part 1(a)(iv) '*

This is a change to the extent of delegated authority provided in Part 1.

The Local Housing Objectives were introduced through the *Residential Development Local Planning Policy*, providing guidance on the exercise of discretion and bridging the gap between the very specific deemed-to-comply requirements and very broad 'Design Principles'.

As the Local Housing Objectives provide specific guidance in assessing development that does not otherwise meet deemed-to-comply requirements it is considered appropriate that Senior Urban Planner and Coordinators be delegated authority to approve applications that comply with these local housing objectives. Depending on the nature of the development (i.e. if the non-compliance with the deemed-to-comply standard has the potential to impact the community), consultation may still be required to determine whether a development has adequately addressed the Local Housing Objective. If this consultation results in an objection, the application will still be required to be determined by the Manager Planning Services or Director Planning and Community Development in accordance with the new Part 1(a)(i) of the delegations.

- *Ensuring the delegations apply to the development standards of the Scheme, an approved structure plan, an activity centre plan, a local development plan and a local planning policy in the same way as they apply to the deemed-to-comply standards of the R-Codes and renumbering Part 1(a)(ii) to Part 1(a)(v)*

This is a change to the extent of delegated authority provided in Part 1. Currently only applications that do not meet the deemed-to-comply requirements of the R-Codes and are not otherwise listed under Part 1(v)(a) – (f) are able to be determined by the Senior Urban Planners and Coordinators. It is proposed that this delegation be expanded to include where the development standard is specified under the Scheme, any approved structure plan, activity centre plan, local development plan, or local planning policy, which is currently sub-delegated to the Manager Planning Services and Director Planning and Community Development. This modification will provide consistency in the extent of delegation provided to Senior Urban Planners and Coordinators regardless of where the development standard is set out.

- *Deleting reference to the plot ratio requirements of Table 1 of the R-Codes from Part 1(a)(v)(a).*

This is proposed as there is no plot ratio requirement specified under Table 1 of the R-Codes.

- *Deleting the condition relating to a porch, balcony, verandah, chimney or equivalent does not project more than 50% into the primary street setback area*

This requirement is no longer applicable as a result of the October 2015 changes to the R-Codes, and the replacement deemed-to-comply criteria set out under the *Residential Development Local Planning Policy*.

- *Modifying Part 1(a)(v)(e) by removing reference to non-visually permeable fencing*

This change is proposed as a result of the *Residential Development Local Planning Policy* requiring front fences to be measured from natural ground level at the mid-point of the verge. This previous delegation is proposed to be replaced with Part 1(a)(v)(f) discussed below.

- *Adding a new delegation condition (for Senior Urban Planners and Coordinators in Planning Services) relating to the non-visually permeable fencing and the scope to approve solid fencing above 1.2 metres where it occupies no more than 25% of the frontage of a lot to Part 1(a)(v)(f).*

This is a change to the extent of delegated authority provided under Part 1. Currently an application that proposes non-visually permeable fencing above 1.2 metres is required to be determined by the Manager Planning Services or Director Planning and Community Development.

The design principle of the R-Codes is clear in regard to any solid fencing proposed above 1.2 metres maintaining street surveillance and enhancing the street. Generally small portions of solid fencing to support services (such as meter box), or to provide limited privacy to an outdoor living area are able to meet this criteria and not cause a detrimental impact on the streetscape or restrict surveillance from a dwelling. Fencing for these purposes is specifically listed as being appropriate under the design principle. Allowing Senior Urban Planners and Coordinators to sign off on these small portions of solid fencing will improve the processing timeframe for these minor applications in line with WALGA's Guide for Planning Delegations (Development Applications).

Where development does not meet the design principles of the R-Codes, or relevant objectives it will still be required to be presented to the Manager Planning Services or Director Planning and Community Development.

- *Moving the condition regarding applications referred to the Joondalup Design Reference Panel and objections being received from Part 1(b)(iv) and(v) to Part 1(b)(i) and (ii)*

This change is to set out, up front, that an application where an objection is received and/or has been referred to the Joondalup Design Reference Panel is not able to be determined under Part 1(b) of the delegations.

- *Adding a new delegation condition (for Senior Urban Planners and Coordinators in Planning Services) relating to car parking shortfalls not greater than that previously approved for a site, to Part 1(b)(vi).*

This is a change to the extent of delegated authority provided in Part 1. Previously the delegation was provided under Part 2 to the Manager Planning Services and Director Planning and Community Development.

This change will mean that development applications where a development (such as a change in land use) does not increase the amount of car parking for a site that has been previously approved will be able to be determined by a Senior Urban Planner or Coordinator. It is considered appropriate that these applications be delegated given

that they are generally minor in nature and do not increase that overall car parking demand for a site that would result in an impact on the amenity of an area.

Applications that do not satisfy any other applicable standard or requirement in accordance with the current delegation would still be required to be considered by the Manager Planning Services or Director Planning and Community Development.

- *Adding a new delegation condition (for Senior Urban Planners and Coordinators in Planning Services) relating to variations to the Signs Policy that are not greater than 10%.*

This is a change to the extent of delegated authority provided in Part 1. Previously the delegation to vary any requirements to the *Signs Policy* was delegated to the Manager Planning Services and Director Planning and Community Development.

This change is proposed as generally any variation to the requirements of the policy by 10% or less is minor in nature and satisfies the objectives of the policy.

Any signage that does not meet the objectives of the *Signs Policy* will be required to be presented to the Manager Planning Services or Director Planning and Community Development for determination as per the current delegations.

The changes proposed to Part 2 of the Delegations – General, which will be delegated to the positions of Manager Planning Services and Director Planning and Community Development are as follows:

- *Deleting the delegation for display homes on a number of lots in Burns Beach (Part 2 (a)) and adding a new delegation condition (for Manager Planning Services and Director Planning and Community Development) to allow the determination of applications for 'Display Homes' and 'Land Sales Office (Temporary)' (Part 2 (b))*

This is a change to the extent of delegated authority provided in Part 2.

Currently applications for 'Display Homes' and/or 'Land Sales Office (Temporary)' are required to be presented to Council where they do not meet the requirements of the Scheme. This has resulted in a number of applications for display villages in Burns Beach and Iluka being required to be presented to Council on the basis of car parking being provided on separate lots and/or landscaping not being provided in accordance with the standards of the Scheme, despite the development being temporary. These reports have also sought delegation from Council to determine associated applications for 'Display Homes', given the car parking will be contained on separate lots to the development and will therefore generate a technical need for determination by Council despite the fact that adequate parking is provided in the associated car parks.

These developments have been frequently justified on the basis of the temporary nature of the land uses, and the benefit of having car parking being provided on a number of lots, rather than on each individual display home, or land sales office lots, which would lead to car parking being provide in the front setback areas rather than landscaping.

Delegating the determination of these applications to the Manager Planning Services and Director Planning and Community Development will improve processing timeframes, ensure an efficient and effective determination process and provide greater scope to avoid applications being required to be presented to Council on the basis of a technical variation.

Consultation on these developments will still be undertaken in accordance with the requirements of the Regulations.

- *Updating the car parking shortfall condition (Part 2(d)(ii)(b) and (c)) given the adoption of Amendment No.65 by the Minister for Planning.*

It is proposed that reference to Amendment No. 65 be deleted as the amendment has been adopted by the Minister for Planning and is due to be gazetted by July 2016, with the car parking standards set out in this amendment to be incorporated into DPS2.

- *Provide clarification on the term landscaping strip (Part 2(d)(iii))*

This is not a change to the extent of the delegation, but is simply to provide clarity that landscaping strip refers to where a car park is adjacent a street boundary as set out in the Scheme.

- *Update reference to the Policy - Height of Buildings Within The Coastal Area (Non-Residential Zones) and include reference to the Height of Non-Residential Buildings Local Planning Policy (Part 2(c)(v))*

This modification does not change the extent of delegation, and is simply an update to reflect the *Height of Buildings Within the Coastal Area (Non Residential Zone)* being revoked and replaced with the *Height of Non-Residential Buildings Local Planning Policy*.

- *Deleting Part 2(d)(vi) relating to development satisfying the objectives of Local Planning Policies.*

This is a change to the extent of delegation. Currently development that does not satisfy the objectives of a Local Planning Policy would require the application to be considered by Council. It is considered appropriate that this function be delegated to the Manager Planning Services and Director Planning and Community Development given that such applications would typically be refused. This will ensure an efficient and effective determination process in line with WALGA's *Guide for Planning Delegations (Development Applications)*.