

MURRAY RIVER COUNCIL  
COUNCIL POLICY

**DELEGATIONS  
OF  
AUTHORITY  
(MAYOR & CEO)  
POLICY**

POL-102.V#5.1



murray river  
council

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## 1. INTRODUCTION

Delegations are a fundamental part of good governance and play an important role in ensuring that Council is acting in accordance with the legal and policy framework that applies to it.

Delegations and authorisations enable Council to carry out its functions and to be accountable for the decisions and actions taken on its behalf under specific legislative provisions. Those tasked with the responsibility to carry out a function should have the corresponding authority to carry it out.

It is important that delegations and authorisations are managed effectively to ensure decisions are validly made by a lawfully appointed delegate or authorised officer.

In accordance with Section 377 of the Local Government Act 1993 (NSW) (the 'Act'), the Council, by resolution, delegates its powers, authorities, duties and functions.

The delegations of the Council are subject to the following limitations. The delegated power, authority, duty or function being performed in accordance with:

- ▶ The applicable legislation; and
- ▶ Council policy.

The delegations of Council will remain in force until they are revoked or amended by a resolution of the Council.

The Council notes that the CEO may delegate his or her powers, authorities, duties and functions at his or her discretion.

## 2. POLICY OBJECTIVES

The objectives of this Policy are to:

- ▶ provide clear, guiding principles and a framework for the use of delegated authority within Murray River Council
- ▶ facilitate the efficient and effective operation of the Council by providing the Mayor, CEO, Council Committees and Council employees with sufficient power and authority to generally manage, control and administer the affairs of the Council on a day-to-day basis.
- ▶ ensure that Murray River Council complies with the requirements of the Local Government Act 1993, which defines how and what powers vested with the Council can be delegated to Council employees

## 3. SCOPE

This Policy

- ▶ applies to Council's Mayor, CEO and Council Committees who in the performance of their roles require delegated authority to perform their duties; and
- ▶ is to be read in conjunction with all applicable legislation and Council's documents relating to delegations.

#### **4. LEGISLATION**

- › Local Government Act 1993 (NSW)
- › Local Government (General) Regulations 2021 (NSW)
- › Legislation relevant to, but not limited to, this and associated documents.
- › Biodiversity Conservation Act 2016 and associated Regulation
- › Biosecurity Act 2015 and associated Regulation
- › Boarding House Act 2012 and associated Regulation
- › Building and Development Certifiers Act 2018 and associated Regulation
- › Cemeteries and Crematoria Act 2013 and associated Regulation
- › Children and Young Persons (Care and Protection) Act 1998 and associated Regulation
- › Children (Education and Care Services National Law Application) Act 2010 and associated Regulation
- › Children's Guardian Act 2019 and associated Regulation.
- › Community Land Development Act 1989 and associated Regulation
- › Community Land Development Act 2021
- › Community Land Management Act 2021 and associated Regulation
- › Companion Animals Act 1998 and associated Regulation
- › Contaminated Land Management Act 1997 and associated Regulation
- › Conveyancing Act 1919 and associated Regulation
- › Crown Land Management Act 2016 and associated Regulation
- › Design and Building Practitioners Act 2020
- › Environmental Planning and Assessment Act 1979 and Environmental Planning and Assessment Regulation 2000, Environmental Planning and Assessment Regulation 2021 and Environmental Planning and Assessment (Development Certification and Fire Safety) Regulation 2021.
- › Fines Act 1996 and associated Regulation
- › Fire and Rescue NSW Act 1989 and associated Regulation.
- › Fluoridation of Public Water Supplies Act 1957 and associated Regulation
- › Food Act 2003 and associated Regulation
- › Government Information (Public Access) Act 2009 and associated Regulation
- › Graffiti Control Act 2008 and associated Regulation
- › Health Records and Information Privacy Act 2002 and associated Regulation
- › Heavy Vehicle National Law (NSW) and associated Regulation
- › Heritage Act 1977 and associated Regulation
- › Impounding Act 1993 and associated Regulation
- › Land Acquisition (Just Terms Compensation) Act 1991 and associated Regulation
- › Land and Environment Court Act 1979 and associated Regulation
- › Library Act 1939 and associated Regulation 2018
- › Liquor Act 2007 and associated Regulation
- › Local Government Act 1993 & Local Government (General) Regulation 2021
- › Native Title (New South Wales) Act 1994 and associated Regulation together with the Native Title Act 1993 (Cth) to the extent of any inconsistency
- › Ombudsman Act 1974 and associated Regulation
- › Plumbing and Drainage Act 2011 and associated Regulation
- › Privacy and Personal Information Protection Act 1998 and associated Regulation

- › Protection of the Environment Operations Act 1997 and associated Regulation
- › Protection of the Environment Operations (Waste) Regulation 2014
- › Protection of the Environment Operations (Clean Air) Regulation 2021
- › Public Health Act 2010 and associated Regulation
- › Public Interest Disclosures Act 1994 and associated Regulation
- › Public Works and Procurement Act 1912 and associated Regulation
- › Radiocommunications Act 1992 (Cth) and associated Regulation
- › Real Property Act 1900 and associated Regulation
- › Recreation Vehicles Act 1983 and associated Regulation
- › Roads Act 1993 and associated Regulation
- › Road Rules 2014
- › Road Transport Act 2013 and Road Transport (General) Regulation 2021
- › Rural Fires Act 1997 and associated Regulation
- › State Emergency and Rescue Management Act 1989 and associated Regulation
- › State Emergency Service Act 1989 and associated Regulation
- › State Records Act 1998 and associated Regulation
- › Strata Schemes Development Act 2015 and Strata Schemes Development Regulation 2016
- › Surveying and Spatial Information Act 2002
- › Swimming Pools Act 1992 and Swimming Pools Regulation 2018
- › Unclaimed Money Act 1995 and associated Regulation
- › Waste Avoidance and Resource Recovery Act 2001 and associated Regulation
- › Water Management Act 2000 and associated Regulation
- › Work Health and Safety Act 2011 and associated Regulation
- › Workers Compensation Act 1987 and associated Regulation
- › Workplace Injury Management and Workers Compensation Act 1998 and associated Regulation

## **5. POLICY STATEMENT**

Delegations are intended to improve the efficiency of the administrative processes of Council by the assignment of authority and accountability.

A delegation may be general or limited. A delegated function may be exercised only in accordance with any conditions or limitations to which the delegation is subject.

Delegations are to be made and exercised in accordance with all applicable legislation as well as Council's Code of Conduct, policies and budget limitations.

If a delegation refers to a Council policy, it is taken to refer to the current version of that policy or the successor to that policy at the time the delegation is exercised.

If legislation referred to within a delegation is superseded by updated or new legislation, the delegation applies to the new legislation to the extent practicable.

A delegation cannot be exercised by a person who has a conflict of interest. If any conflict of interest occurs, it must be declared immediately and dealt with in accordance with Council's Code of Conduct and all relevant policies.

## 6. DELEGATION OF FUNCTIONS

This Policy provides a Delegation of Authority to support the efficient and effective operation of the Council business by setting out the delegations from Council to the Mayor and the CEO as detailed in this Policy.

### **Section 377 - General Power of the Council to Delegate**

- (1) A council may, by resolution, delegate to the general manager or any other person or body (not including another employee of the council) any of the functions of the council under this or any other Act, other than the following:
- a) the appointment of a general manager,
  - b) the making of a rate,
  - c) a determination under section 549 as to the levying of a rate,
  - d) the making of a charge,
  - e) the fixing of a fee,
  - f) the borrowing of money,
  - g) the voting of money for expenditure on its works, services or operations,
  - h) the compulsory acquisition, purchase, sale, exchange or surrender of any land or other property (but not including the sale of items of plant or equipment),
  - i) the acceptance of tenders to provide services currently provided by members of staff of the council,
  - j) the adoption of an operational plan under section 405,
  - k) the adoption of a financial statement included in an annual financial report,
  - l) a decision to classify or reclassify public land under Division 1 of Part 2 of Chapter 6,
  - m) the fixing of an amount or rate for the carrying out by the council of work on private land,
  - n) the decision to carry out work on private land for an amount that is less than the amount or rate fixed by the council for the carrying out of any such work,
  - o) the review of a determination made by the council, and not by a delegate of the council, of an application for approval or an application that may be reviewed under Section 82A of the Environmental Planning and Assessment Act 1979,
  - p) the power of the council to authorise the use of reasonable force for the purpose of gaining entry to premises under section 194,
  - q) a decision under section 356 to contribute money or otherwise grant financial assistance to persons,
  - r) a decision under section 234 to grant leave of absence to the holder of a civic office,
  - s) the making of an application, or the giving of a notice, to the Governor or Minister,
  - t) this power of delegation,
  - u) any function under this or any other Act that is expressly required to be exercised by resolution of the council.
- (1A) Despite subsection (1), a council may delegate its functions relating to the granting of financial assistance if:
- a) the financial assistance is part of a specified program, and
  - b) the program is included in the council's draft operational plan for the year in which the financial assistance is proposed to be given, and
  - c) the program's proposed budget for that year does not exceed 5 per cent of the council's proposed income from the ordinary rates levied for that year, and
  - d) the program applies uniformly to all persons within the council's area or to a significant proportion of all the persons within the council's area.
- (2) A council may, by resolution, sub-delegate to the general manager or any other person or body (not including another employee of the council) any function delegated to the council by the Departmental Chief Executive except as provided by the instrument of delegation to the council.
- (3) A council may delegate functions to a joint organisation only with the approval, by resolution, of the board of the joint organisation.

**Section 378 Delegations by the General Manager**

- (1) The general manager may delegate any of the functions of the general manager, other than this power of delegation.
- (2) The general manager may sub-delegate a function delegated to the general manager by the council to any person or body (including another employee of the council).
- (3) Subsection (2) extends to a function sub-delegated to the general manager by the council under section 377(2).

**Section 379 Delegation of Regulatory Functions**

- (1) A regulatory function of a council under Chapter 7 must not be delegated or sub-delegated to a person or body other than
  - (a) a committee of the council of which all the members are councillors or of which all the members are either councillors or employees of the council, or
  - (b) an employee of the council, or
  - (c) a county council, or
  - (d) a joint organisation.
- (2) A regulatory function of a county council under Chapter 7 must not be delegated or sub-delegated to a person or body other than
  - (a) a committee of the county council of which all the members are members of the county council or of which all the members are either members of the county council or employees of the county council, or
  - (b) an employee of the county council, or
  - (c) a council.
- (2A) A council may delegate a regulatory function to a joint organisation only with the approval, by resolution, of the board of the joint organisation.
- (3) However, if
  - (a) a regulatory function is delegated to a county council, the function may be delegated to the general manager and by the general manager to an employee of the county council, or
  - (b) a regulatory function is delegated to a council, the function may be delegated to the general manager and by the general manager to an employee of the council, or
  - (c) a regulatory function is delegated to a joint organisation; the function may be delegated to the executive officer and by the executive officer to an employee of the joint organisation

**Section 380 Review of delegations**

Each council must review all its delegations during the first 12 months of each term of office.

**Section 381 Exercise of functions conferred or imposed on council employees under other Acts**

- (1) If, under any other Act, a function is conferred or imposed on an employee of a council or on the mayor or a councillor of a council, otherwise than by delegation in accordance with this section, the function is taken to be conferred or imposed on the council.
- (2) Such a function may be delegated by the council in accordance with this Part.
- (3) A person must not, under any other Act, delegate a function to—
  - the general manager, except with the approval of the council
  - an employee of the council, except with the approval of the council and the general manager.

## 6.1 DELEGATIONS TO THE MAYOR

The Mayor, and in the absence of the Mayor, the Deputy Mayor for the period of the Mayor's absence, is delegated authority under Section 377 of the Act to exercise and/or perform on behalf of the Council the following powers, authorities, duties and functions:

**Section 226 of the Local Government Act (NSW) 1993 provides as follows:- What is the role of the Mayor?** (selective Clauses only)

The role of the Mayor is:

- (d) to exercise, in cases of necessity, the policy-making functions of the governing body of the Council between the meetings of the Council;
- (e) to preside at meetings of the Council;
- (l) to carry out the civic and ceremonial functions of the mayoral office;
- (o) to exercise other such functions of the Council as the Council determines:

Delegation	Legislation
<p><b>Conferring Powers or Duties</b></p> <p>To give effect to the law, Council's adopted policies, resolutions and directions, provided that such delegation is not sub-delegated without the specific approval of the Council or as prescribed under the <u>Local Government Act 1993 (NSW)</u>.</p>	<p>Local Government Act 1993</p>
<p><b>Powers or Duties under other Legislation</b></p> <p>If, under any other Act other than the <u>Local Government Act 1993 (NSW)</u>, a function is conferred or imposed on the Mayor of Council, the function is taken to be conferred or imposed on the Council and the Mayor of the Council has delegated authority to exercise and/or perform on behalf of the Council the powers, authorities, duties and functions as prescribed under that other Act.</p>	<p>Local Government Act 1993</p>
<p><b>Preside at Meetings and Functions of Council</b></p> <p>To preside at all meetings of the Council, committees, community committees and public meetings convened by the Council at which the Mayor is present, unless the Council otherwise appoints another Councillor or person to perform this function.</p>	
<p><b>Negotiations on Behalf of Council</b></p> <p>In conjunction with the Chief Executive Officer, to participate in negotiations on behalf of the Council with third parties and in connection with the sale, purchase and lease of land and buildings. This function is subject to the limitation that no contractual agreement is to be entered into without a resolution of Council.</p>	
<p><b>Represent Council – Government and Other Forums</b></p> <p>To represent the Council, in conjunction with the CEO, in deputations to Government, inquires and other forums where it is appropriate that the Mayor should present the Council's position. To represent Council on regional organisations and at inter-governmental forums at regional, State and Commonwealth levels.</p>	

Delegation
<p><b>Sign and Execute Documents</b></p> <p>To sign correspondence and other documents, subject to the limitation that execution of any documents under Council Seal must be carried out in compliance with Regulation 400 of the <u>Local Government (General) Regulations 2021 (NSW)</u>.</p>
<p><b>Issue Media Releases</b></p> <p>To make media statements and issue press releases in respect of Council resolutions/recommendations and decisions subject to prior consultation with the CEO. The Mayor may delegate this function to the Deputy Mayor, a specific Councillor or the CEO as he or she may determine.</p>
<p><b>Urgent Works</b></p> <p>To authorise work, not approved in the Operational Plan, which in the Mayor’s opinion is urgent, at a cost not exceeding \$50,000 except in the case of a Bush Fire Emergency where the limit is \$100,000</p> <p>For the purpose of this delegation, “urgent work” refers to matters requiring immediate attention of the Mayor or CEO and decision making due to situational factors that may have occurred and relates to:</p> <ul style="list-style-type: none"> <li>▶ Natural disasters or events affecting the implementation of Council’s Business Continuity Plan (BCP);</li> <li>▶ Significant public liability issues;</li> <li>▶ Work Health and Safety of elected officials;</li> <li>▶ Work Health and Safety of the public;</li> <li>▶ Incidents involving Council owned or operated property;</li> </ul> <p>This delegation is to be only exercised in consultation with the CEO and is to be the subject of a report to the next available Council Meeting.</p>
<p><b>General Authority of Council Between Meetings And During A Recess Period</b></p> <p>Where there are grounds to support that a decision of the elected Council cannot be delayed between scheduled meetings of the Council or during a Recess Period, to exercise the functions of the elected Council, other than:</p> <ul style="list-style-type: none"> <li>▶ The functions reserved by the elected Council itself in accordance with Section 377 of the Act;</li> <li>▶ Those powers and functions delegated to the CEO.</li> </ul>
<p><b>Supervision</b></p> <p>To monitor the CEO in the exercise of the CEO’s powers, duties and functions.</p>
<p><b>Leave</b></p> <p>Consider and approve or otherwise applications of leave submitted by the CEO provided that the leave does not exceed 10 weeks in duration. Leave applications by the CEO in excess of 10 weeks to be referred to council for determination.</p>

DELEGATION
<p><b>Professional Development</b></p> <p>Approve the attendance of the CEO to any seminar, conference or course provided that if it is within the existing adopted budget. If it falls outside existing budget only in extenuating or urgent circumstances and with the concurrence of the Deputy Mayor.</p>
<p><b>Expulsion from Council Meetings</b></p> <p>Pursuant to the Local Government Act 1993, exercise the power of expulsion from meetings of council.</p>
<p><b>Claims Against Council</b></p> <p>With the concurrence of the CEO, negotiate the settlement of claims against Council, up to the value of \$250,000, subject to the ratification of Council. Where the Mayor and CEO are both satisfied that the Council's interests would be best served by avoiding the matter being determined by a court, other person or body.</p>
<p><b>Manage the Chief Executive Officer's Contract</b></p> <p>To act as Council's delegate for the purpose of the day-to-day management of the Chief Executive Officer's contract.</p> <p>To approve applications of leave of absence of the CEO for three or more consecutive business days.</p>
<p><b>Appoint the Acting Chief Executive Officer</b></p> <p>On the recommendation of the Chief Executive Officer, to appoint one of the Murray River Council Directors to the temporary position of Acting Chief Executive Officer for a period no longer than to the date of the next Council Meeting, when the Council will either endorse the temporary appointment for such additional time as is necessary or appoint another Director to the temporary position.</p>
<p><b>Complaints Against the CEO</b></p> <p>The Mayor shall have the power to investigate substantive written complaints against the CEO and shall initiate action under either the Council's Code of Conduct or Internal Reporting Policy where warranted.</p>

## 6.2 DELEGATIONS TO COMMITTEES OF COUNCIL

Committees of Council have no delegations except for those provided by resolution of Council.

### 6.3 DELEGATIONS TO THE CHIEF EXECUTIVE OFFICER (CEO)

The CEO, and in the absence of the CEO their nominee as the Acting CEO for the period of the CEO's absence, is delegated authority under Section 377 of the Act, to exercise and/or perform on behalf of the Council the powers, authorities, duties and functions of the Council, subject to the following:

- ▶ The CEO is restrained from carrying out any of those functions of Council excluded from delegation by operation of section 377(1) of the Act;
- ▶ The CEO is entitled to carry out any functions delegated to the Council by the Departmental Chief Executive or the Minister, subject to any express limitations imposed by the Departmental Chief Executive or Minister;
- ▶ The delegation to the CEO is limited in accordance with Council's adopted policies in force from time to time.

If a function is conferred or imposed on an employee of the Council under any other legislation, the function is deemed to be conferred or imposed on the Council and is delegated to the CEO.

For the avoidance of doubt, the delegated authority conferred or imposed upon the Chief Executive Officer includes the delegated functions of Council as provided in the following tables. The following tables are not intended to be an exhaustive list of all powers, authorities, duties and functions delegated to the Chief Executive Officer. Rather it is to be relied upon as providing guidance to those most commonly relied upon powers, authorities, duties and functions.

The following functions of Council will remain with the CEO and will not be sub-delegated.

DELEGATION
<p><b>Employment:</b></p> <ul style="list-style-type: none"> <li>▶ Approve or refuse the appointment, engagement, or promotion of employees (with the exclusion of senior staff)</li> <li>▶ Approve or refuse the use of a recruitment consultant.</li> <li>▶ To dismiss employees or consultants/contractors on such terms that the CEO deems appropriate, provided that prior to the dismissal of senior staff the CEO consults with Council.</li> <li>▶ To approve or refuse staff to engage, for remuneration, in private employment or contract work outside of the Council.</li> <li>▶ Approve Council Employment Agreements (if relevant)</li> <li>▶ To deal with industrial disputes</li> <li>▶ To approve or refuse applications for Leave without Pay</li> </ul>
<p><b>Council Meetings:</b></p> <ul style="list-style-type: none"> <li>▶ Determine matters included in Business Papers of Council and Committees</li> <li>▶ Invite Groups or Individuals to Address Council or Committee Meetings</li> </ul>
<p><b>Legal Activities:</b></p> <ul style="list-style-type: none"> <li>▶ To lay information to prosecute offenders under the relevant Acts and Regulations and any other applicable legislation.</li> <li>▶ To negotiate on matters in issue between parties in any proceedings in any Court or Tribunal, including but not limited to, the Local, District or Supreme Courts of any State or Territory, any Industrial Relations Tribunal or Commission, and the Land and Environment Court</li> <li>▶ Authority to negotiate and enter into any form of Lease, Licence, Memorandum of Understanding or other transaction for use of land or assets.</li> </ul>

**Urgent Works**

To authorise work, not approved in the Operational Plan, which in the Mayor’s opinion is urgent, at a cost not exceeding \$50,000 except in the case of a Bush Fire Emergency where the limit is \$100,000

For the purpose of this delegation, “urgent work” refers to matters requiring immediate attention of the Mayor or CEO and decision making due to situational factors that may have occurred and relates to:

- › Natural disasters or events affecting the implementation of Council’s Business Continuity Plan (BCP);
- › Significant public liability issues;
- › Work Health and Safety of elected officials;
- › Work Health and Safety of the public;
- › Incidents involving Council owned or operated property;

This delegation is to be only exercised in consultation with the CEO and is to be the subject of a report to the next available Council Meeting.

**Employee Committees:**

- › Appoint management/employer representatives to the Staff Consultative Committee and the Work Health and Safety Committee
- › Consider and determine matters arising from the Staff Consultative Committee and the Work Health and Safety Committee.

**Media Statements:**

Make or authorise public and media statements

**Interaction with the Minister and Government Departments:**

To respond and liaise with the Minister and his/her representatives and the department in relation to correspondence, inquiries or requests for information.

**Intellectual Property**

To refuse, approve or conditionally approve any request by an existing or previous employee of Council for the non-exclusive use of intellectual property of the Council created by the employee during the course of their employment with Council, providing there is no monetary or commercial benefit to the employee.

**Historical Resources**

Authority to select and requisition the purchase of all historical resources.

**Contracts, Deeds and Agreements**

- › Enter into and sign Funding Applications once approved by Council.
- › To sign Contracts, Deeds and Agreements, including Memorandums of Understanding (MOU), that do not require the Council Seal.

**7. EVALUATION AND REVIEW**

Under Section 380 Review of delegations of the Act - Each council must review all its delegations during the first 12 months of each term of office.

It is the responsibility of the CEO to monitor the adequacy of this Policy and recommend appropriate changes.

This Policy will be formally reviewed every four (4) years or as needed, whichever comes first.

## 8. ASSOCIATED DOCUMENTS, DEFINITIONS AND ACRONYMS

### Associated Documents:

- MRC Policy - Delegations of Authority (CEO to Employees) Policy (POL-107)

### Definitions:

Term	Definition
Act	Local Government Act 1993 (NSW)
Authority	Any government (state or federal), government department, statutory corporation or other body having power to legally direct the Council or its officers
Chief Executive	The Chief Executive of the Office of Local Government or the Chief Executive of any other government department which has the carriage of the administrative functions of the Act and the portfolio of Local Government
Law	The requirements of all statutes, rules, ordinances, codes, regulations, proclamations, by-laws, environmental planning instruments, directions and consents of any Authority
Minister	The Minister for Local Government or any future title given to a ministerial position of a future New South Wales State Government portfolio that includes governance of Local Government
Office	The Office of Local Government, Department of Premier & Cabinet, or any future department (or combined department) carrying out the functions of the present Office of Local Government for the State of New South Wales.

## 9. DOCUMENT CONTROL

Version No.	Details	Date	CM9 Reference	Resolution
1	Initial Issue	23 May 2016 to 26 May 2016		080516
2	Review – addition of further appointed delegations to staff members.	26 May 2016 to 20 Sept 2016		380516
3	Review – removal of reference to DTS & MTP (no longer staff in these positions and not included in interim organisational structure at this time), addition of further appointed delegations to staff members (mainly planning department) & update of Glossary of Terms in reference to Office of Local Government & legal advice received from Council's lawyers dated 6/10/16.	20 Sept 2016 to 16 Jan 2018		040916

4	Review – stand-alone policy of delegations of authority by the Council to the Mayor and CEO (removal of Part 2 - Delegation to Staff by the CEO to a stand-alone policy (Delegations of Authority (CEO to Staff) Policy POL107))	16 Jan 2018 to 22 Nov 2022	VF/17/102822	140118
5	Rewritten – includes current titling of positions and to clarify the delegations granted	22 Nov 2022 to 24 Jan 2023	VF/17/102822	191122
5.1	Temporary delegation added for the CEO in relation to the flood recovery – increase in tendering threshold to \$500 k for 12 months	24 Jan 2023 to	VF/17/102822	080123

Council reserves the right to review, vary or revoke this policy at any time  
This Policy is scheduled for review 2026

**NOTE:**

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**DISCLAIMER:**

This document was formulated to be consistent with Murray River Council's legislative obligations and with the scope of Council's powers. This document should be read in conjunction with relevant legislation, guidelines and codes of practice. In the case of any discrepancies, the most recent legislation should prevail. This document does not constitute legal advice. Legal advice should be sought in relation to particular circumstances and liability will not be accepted for losses incurred as a result of reliance on this document.

**APPENDIX:**

Delegations added to those of the Mayor or CEO by resolution of Council, after the formal adoption of this Policy.

No:	Delegation	Resolution
I	<p><b>Additional Delegation approved by Council – granted to the CEO</b></p> <p><b>Disaster Recovery Provisions</b> Authority to approve prescribed expenditure to assist Council with a natural disaster response. In line with Section 55(3) (n) (i) of the Local government Act 1993 and Section 170A of the Local Government Regulations 2021.</p> <p>To be automatically rescinded 12 months post the declaration of the natural disaster – flooding on the 14 September 2022</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> <p><b>Local Government Regulations 2021</b> 170A Prescribed expenditure to assist council with natural disaster response (1) For the Act, section 55(3)(n)(i), the amount of \$500,000 is prescribed, but only for a contract that— (a) is primarily for the purpose of response to or recovery from a declared natural disaster, and (b) is entered into within 12 months after the date on which the natural disaster is declared.</p> </div>	080123