

GYMPIE REGIONAL COUNCIL - DIRECT POWERS FROM LEGISLATION TO CEO AS AT 30 JUNE 2023



	B	C	D	E	F
	DESCRIPTION OF POWER DELEGATED	LEGISLATION	SECTION (for sorting only)	SECTIONS & SUB- SECTIONS	CONDITIONS to which the delegation is subject & NOTES
1					
2	Power to, by notice, ask for further information or documents reasonably required to register a dog.	<i>Animal Management (Cats and Dogs) Act 2008</i>	48	48(2)	
3	Power to record the information about a registration in the appropriate register.	<i>Animal Management (Cats and Dogs) Act 2008</i>	51	51(b)	
4	Power to ask the owner of a dog for other information or documents in the way mentioned in section 48.	<i>Animal Management (Cats and Dogs) Act 2008</i>	55	55(2)	
5	Power to: update the information in the relevant register; and give the owner a notice of the amended information.	<i>Animal Management (Cats and Dogs) Act 2008</i>	55	55(4)	
6	Power to give renewal notice to renew registration for a dog.	<i>Animal Management (Cats and Dogs) Act 2008</i>	56	56(1)	
7	Power to ask the owner of a dog for other information or documents in the way mentioned in section 48.	<i>Animal Management (Cats and Dogs) Act 2008</i>	58	58(2)	
8	Power to update information in the appropriate register and give a registration device to the owner of the registered dog.	<i>Animal Management (Cats and Dogs) Act 2008</i>	58	58(4)	
9	Power to appoint authorised persons.	<i>Animal Management (Cats and Dogs) Act 2008</i>	104	104	
10	Power to determine conditions, and sign a signed notice.	<i>Animal Management (Cats and Dogs) Act 2008</i>	105	105(1)	
11	Power to issue an identity card to each authorised person.	<i>Animal Management (Cats and Dogs) Act 2008</i>	106	106(1)	
12	Power to inspect information kept in the regulated dog register.	<i>Animal Management (Cats and Dogs) Act 2008</i>	173	173(1)(b)	
13	Power to inspect information kept in the breeder register.	<i>Animal Management (Cats and Dogs) Act 2008</i>	173	173B	
14	Power to give notice to the chief executive if a restricted dog is registered in the local government's area or the local government makes a regulated dog declaration in its area.	<i>Animal Management (Cats and Dogs) Act 2008</i>	174	174(1)	
15	Power to give the chief executive notice of changed information or notice of a holder's new residential address upon receiving a notice under section 54 or schedule 1.	<i>Animal Management (Cats and Dogs) Act 2008</i>	175	175(2)	
16	Power to respond to the chief executive regarding confirmation of particular information.	<i>Animal Management (Cats and Dogs) Act 2008</i>	176	176(3)	
17	Power to keep the dog registry of the local government.	<i>Animal Management (Cats and Dogs) Act 2008</i>	177	177(1)	
18	Power to extend the time for making a general review application.	<i>Animal Management (Cats and Dogs) Act 2008</i>	183	183(2)	

GYMPIE REGIONAL COUNCIL DELEGATIONS DIRECT TO CEO AS AT 30 JUNE 2023



	B	C	D	E	F
19	Power to conduct an internal review of a concurrent regulated dog declaration and a destruction order at the same time	<i>Animal Management (Cats and Dogs) Act 2008</i>	185	185A	
20	Power to conduct an internal review and make a decision to confirm, amend or substitute the original decision	<i>Animal Management (Cats and Dogs) Act 2008</i>	186	186	
21	Power to issue the applicant with a review notice.	<i>Animal Management (Cats and Dogs) Act 2008</i>	187	187(1) and (2)	
22	Power to sign a certificate about the state of, or a fact in, a record of the local government	<i>Animal Management (Cats and Dogs) Act 2008</i>	199	199	
23	Power to delegate functions to an appropriately qualified officer of the local government	<i>Animal Management (Cats and Dogs) Act 2008</i>	206	206(1)	
24	Power to approve forms for use under the Act.	<i>Animal Management (Cats and Dogs) Act 2008</i>	209	209(2)	
25	Power to agree with the chief executive that the State and Council act in a coordinated way to respond to a biosecurity event in the local government's area associated with its area's invasive biosecurity matter.	<i>Biosecurity Act 2014</i>	49	49	
26	Power to give notice of a biosecurity program before it starts.	<i>Biosecurity Act 2014</i>	240	240	
27	Power to appoint an authorised person.	<i>Biosecurity Act 2014</i>	246	246(2)	
28	Power to appoint an authorised person.	<i>Biosecurity Act 2014</i>	246	246(3)	
29	Power, as the administrator for relevant entity, to decide a seized thing is forfeited to the relevant entity	<i>Biosecurity Act 2014</i>	310	310(1)	
30	Power, as the administrator for relevant entity, to give an information notice to a person who owned the thing immediately before it was forfeited to the relevant entity	<i>Biosecurity Act 2014</i>	312	312	
31	Power, as a relevant administrator, to deal with a thing forfeited to Council under section 315 or 316 (including returning the proceeds of sale to the former owner of the thing after deducting the costs of sale).	<i>Biosecurity Act 2014</i>	317	317	
32	Power, as the administering executive, to issue an identity card to each designated officer	<i>Biosecurity Act 2014</i>	329	329	
33	Power to sign a certificate stating a matter listed in subsections (1) and (3)	<i>Biosecurity Act 2014</i>	355	355	
34	Power to approve a biosecurity order referred to in subsection (1).	<i>Biosecurity Act 2014</i>	378	378(2)	
35	Power to keep a register of all biosecurity orders given by the authorised officer and to remove a biosecurity order from the register in the circumstances mentioned in subsection (2)	<i>Biosecurity Act 2014</i>	379	379	
36	Power to apply to the District Court for an injunction in relation to the conduct referred to in section 385	<i>Biosecurity Act 2014</i>	386	386	
37	Power to authorise an officer to enter a building or structure and remove all persons found there	<i>Building Act 1975</i>	253	253	
38	Power to decide the other places at which the local disaster management plan is to be available for inspection	<i>Disaster Management Act 2003</i>	60	60(1)(c)	

GYMPIE REGIONAL COUNCIL DELEGATIONS DIRECT TO CEO AS AT 30 JUNE 2023



	B	C	D	E	F
39	Power to nominate a senior executive as a member of a local consultative committee	<i>Economic Development Act 2012</i>	159	159C(1)(b)	
40	Power to appoint an appropriately qualified employee as an enforcement officer	<i>Environmental Offsets Act 2014</i>	45	45(2)	
41	Power, as chief executive officer, to appoint an employee of the Council to be an authorised person	<i>Environmental Protection Act 1994.</i>	445	445(2)	
42	Power, as administering executive, to issue an identity card to each authorised person	<i>Environmental Protection Act 1994</i>	448	448	
43	Power, as administering executive to direct the destruction or disposal of a forfeited thing that becomes the property of Council	<i>Environmental Protection Act 1994</i>	463	463(2)	
44	Power, as the administering executive, to sign a certificate stating any of the matters listed in subsection 490(5)	<i>Environmental Protection Act 1994.</i>	490	490(5)	
45	Power, as the administering executive, to sign a certificate stating that stated costs and expenses were incurred and the way and purpose for which they were incurred	<i>Environmental Protection Act 1994.</i>	490	490(9)	
46	Power, as chief executive officer, to delegate powers as administering executive or otherwise under the Act to an appropriately qualified employee of the local government and authorising sub-delegation by the employee of the powers delegated.	<i>Environmental Protection Act 1994</i>	517	517(2) and (3)	
47	Power, as administering executive, to approve forms for use under the <i>Environmental Protection Act 1994</i>	<i>Environmental Protection Act 1994</i>	544	544(1)	
48	Power to agree with the chief executive that the State may do a thing that is a matter of administration and enforcement for local government under section 22(1) of the <i>Food Act 2006</i>	<i>Food Act 2006</i>	25	25(1)(a)	
49	Power to agree with the chief executive that Council may do a thing that is a matter of administration and enforcement for the State under section 22(1) of the <i>Food Act 2006</i>	<i>Food Act 2006</i>	25	25(1)(b)	
50	Power to consult with the chief executive in relation actions taken by the State on Council's behalf under section 26(2)	<i>Food Act 2006</i>	27	27(a)	
51	Power to consult with the chief executive about the chief executive asking Council to provide information about matters administered and enforced by Council, either solely or in conjunction with the State, under the <i>Food Act 2006</i>	<i>Food Act 2006</i>	28	28(4)	
52	Power, as administering executive, to give directions to an authorised person in the exercise of powers under the <i>Food Act 2006</i> .	<i>Food Act 2006</i>	165	165	
53	Power to appoint an authorised person for the purposes of the <i>Food Act 2006</i>	<i>Food Act 2006</i>	168	168	
54	Power, as administering executive, to sign a notice that states the conditions on which an authorised person holds office	<i>Food Act 2006</i>	169	169	
55	Power, as administering executive, to issue an identity card to each authorised person	<i>Food Act 2006</i>	170	170	

GYMPIE REGIONAL COUNCIL DELEGATIONS DIRECT TO CEO AS AT 30 JUNE 2023



	B	C	D	E	F
56	Power, if a seized thing is forfeited to Council, to deal with it a manner considered appropriate.	<i>Food Act 2006</i>	193(6)	193(6)	
57	Power to apply to the District Court for an injunction.	<i>Food Act 2006</i>	223	223	
58	Power to sign a certificate stating that costs sought by Council under section 255 of the <i>Food Act 2006</i> were incurred.	<i>Food Act 2006</i>	250	250(4)	
59	Power to deal with a thing forfeited to Council, under section 257, in manner considered appropriate.	<i>Food Act 2006</i>	258	258	
60	Power to approve forms for use by the Council under the <i>Food Act 2006</i> .	<i>Food Act 2006</i>	277	277(2)	
61	Power as an executive officer to comply with a request for information or documents issued by the interim manager.	<i>Housing Act 2003</i>	56	56(1)	
62	Power to comply with a notice received from the Chief Executive of an authorised officer requiring the giving of information or documents.	<i>Housing Act 2003</i>	81	81(5)	
63	Power, as agency's principal officer, to deal with an access or amendment application provided the application does <u>not</u> involve making a healthcare decision or appointing a health care professional.	<i>Information Privacy Act 2009</i>	50	50(2)	
64	Power, as agency's principal officer, to give prescribed written notice of a deemed decision.	<i>Information Privacy Act 2009</i>	66	66(2)	
65	Power, as responsible person for a government representative, to give the entity's details to the integrity commissioner.	<i>Integrity Act 2009</i>	71	71(3)	
66	Power, as responsible person for a government representative, to delegate the obligation to give details under section 71(3) of the <i>Integrity Act 2009</i> to the integrity commissioner.	<i>Integrity Act 2009</i>	71	71(4)	
67	Power, as responsible person for a government representative, where a lobbyist carries out a lobbying activity with the government representative, to give the integrity commissioner information about the lobbyist or lobbying activity, if the information may be relevant to the integrity commissioner's functions and powers under the <i>Integrity Act</i>	<i>Integrity Act 2009</i>	72	72A(2)	
68	Power, as responsible person for a government representative, to delegate the power to give information under section 72A(4) of the <i>Integrity Act 2009</i> to the integrity commissioner.	<i>Integrity Act 2009</i>	72	72A(4)	
69	Power to appoint an employee of the local government to be a member of a consultative committee for a safe night precinct.	<i>Liquor Act 1992</i>	173	173NH(2)(d)	

GYMPIE REGIONAL COUNCIL DELEGATIONS DIRECT TO CEO AS AT 30 JUNE 2023



	B	C	D	E	F
70	Power to carry out the responsibilities specified in section 13(3) Local Government Act 2009— (a) managing the local government; (b) managing the other local government employees through management practices that promote equal employment opportunities and are responsive to the local government’s policies and priorities; (c) establishing and implementing goals and practices in accordance with the policies and priorities of the local government; (d) establishing and implementing practices about access and equity; (e) the safe custody of all records and documents; (f) complying with requests from councillors under section 170A.	<i>Local Government Act 2009</i>	13	13	
71	Power to ask the police commissioner for information about noise abatement directions given to persons in the local government area.	<i>Local Government Act 2009</i>	38	38B(9)	
72	Power to allow additional time to submit a claim for compensation in relation to a temporary road.	<i>Local Government Act 2009</i>	70	70(6)	
73	Power to sign a certificate as to a charge over land for overdue rates and charges.	<i>Local Government Act 2009</i>	95	95(3)	
74	Power to sign a certificate that states the overdue rates and charges for the land have been paid.	<i>Local Government Act 2009</i>	95	95(5)	
75	Power to direct an authorised person to exercise a power under Division 3 of Part 3 of Chapter 5 of the <i>Local Government Act 2009</i> .	<i>Local Government Act 2009</i>	148	148E	
76	Power to direct an authorised person to make inquiries as to whether and to what extent the register or record is incorrect.	<i>Local Government Act 2009</i>	148	148F(2)	
77	Power to give a direction to an authorised person to require a person to give information or produce a document relating to an error, omission or offence relating to a register or record.	<i>Local Government Act 2009</i>	148	148G(2)	
78	Power to report to the department’s chief executive a conclusion on reasonable grounds, including reasons for the conclusion, that an offence has been committed relating to a register or record.	<i>Local Government Act 2009</i>	148	148H(2)	
79	Power, as a government entity, to refer a complaint about the conduct of a councillor to the assessor and give the assessor all information held by the entity that relates to the complaint.	<i>Local Government Act 2009</i>	150	150P(2)	
80	Power, as a local government official, in the circumstances listed in subsection (1), to give the assessor a notice about conduct engaged in by a councillor.	<i>Local Government Act 2009</i>	150	150R(2)	
81	Power to ask the electoral commission to comply with section 166A(3).	<i>Local Government Act 2009</i>	166	166A(2)	

GYMPIE REGIONAL COUNCIL DELEGATIONS DIRECT TO CEO AS AT 30 JUNE 2023



	B	C	D	E	F
82	Power, where subsection 166B(2)(b) applies, to request the political party to advise the full name and address of its nominee to fill the vacant office of the mayor or another councillor.	<i>Local Government Act 2009</i>	166	166B(3)	
83	Power, where subsection 166B(2)(b) does not apply, to invite nominations:- (a) from any person who is qualified to be a councillor, by notice published on Council's website and in other ways the chief executive officer considers appropriate; and (b) from each person who was a candidate for the office of the former councillor at the most recent quadrennial election, by notice.	<i>Local Government Act 2009</i>	166	166B(5)	
84	Power to take the declaration of office of a councillor.	<i>Local Government Act 2009</i>	169	169(3)	
85	Power to comply with a request of a councillor under subsection (1) or (2) within the time prescribed by section 170A(9).	<i>Local Government Act 2009</i>	170	170A(9)	
86	Power to give the councillor notice about the belief and the reasons for the belief within 10 business days after receiving the request.	<i>Local Government Act 2009</i>	170	170A(10)	
87	Power to make guidelines about the provision of administrative support by local government employees to a councillor.	<i>Local Government Act 2009</i>	170	170AA(1)	
88	Power to appoint local government employees (other than senior executive employees).	<i>Local Government Act 2009</i>	196	196(3)	
89	Power to take disciplinary action against a local government employee.	<i>Local Government Act 2009</i>	197	197(1)	
90	Power to appoint a qualified person to be an authorised person.	<i>Local Government Act 2009</i>	202	202(1)	
91	Power to determine the competencies necessary to perform the responsibilities required to be performed by the authorised person.	<i>Local Government Act 2009</i>	202	202(2)	
92	Power to give written notice of conditions of appointment.	<i>Local Government Act 2009</i>	202	202(5)	
93	Power to issue an identity card to an authorised person.	<i>Local Government Act 2009</i>	204	204	
94	Power to ask the police commissioner to give the chief executive officer the information about an authorised person specified in section 204B(1) <i>Local Government Act 2009</i> .	<i>Local Government Act 2009</i>	204	204B(1)	
95	Power to give instructions and act as authorised agent for the local government and sign all documents for the local government in any legal proceedings.	<i>Local Government Act 2009</i>	240	240(1)	
96	Power to certify a document to be a true copy of an entry in a record of the proceedings of a local government or a committee of a local government in accordance with section 249(1) <i>Local Government Act 2009</i> .	<i>Local Government Act 2009</i>	249	249(1)	

GYMPIE REGIONAL COUNCIL DELEGATIONS DIRECT TO CEO AS AT 30 JUNE 2023



	B	C	D	E	F
97	Power to authorise an employee of a local government to conduct searches or registers or documents about land in the land registry in accordance with the practice of the registry without payment of a fee.	<i>Local Government Act 2009</i>	265	265A(1)	
98	Power to appoint a qualified person as a categorisation officer for division 2, part 5, chapter 4 Rates and Charges <i>Local Government Regulation 2012</i>	<i>Local Government Regulation 2012</i>	83	83	
99	Power to give each categorisation officer an identity card.	<i>Local Government Regulation 2012</i>	84	84(1)	
100	Power to: · consider objections to the rating category for land · decide to change the rating category or not to allow the objection; · give notice of the decision and reasons for the decision to the owner.	<i>Local Government Regulation 2012</i>	91	91	
101	Power to sign a notice of intention to sell land for overdue rates or charges	<i>Local Government Regulation 2012</i>	140	140(4)	
102	Power to sign a notice of intention to acquire land for overdue rates or charges	<i>Local Government Regulation 2012</i>	149	149(3)	
103	Power to amend the land record to ensure it is correct and up to date.	<i>Local Government Regulation 2012</i>	156	156(1)	
104	Power, where an amendment of a land record changes the rates or charges that are or may be levied on land, to give the ratepayer an information notice about the amendment	<i>Local Government Regulation 2012</i>	156	156(2)	
105	Power to certify a copy of an entry in the land record.	<i>Local Government Regulation 2012</i>	157	157(2)(b)	
106	Power to prepare and present a written assessment of Council's progress towards implementing the annual operational plan at meetings held at regular intervals of not more than three months	<i>Local Government Regulation 2012</i>	174	174(3)	
107	Power to approve, with the mayor or deputy mayor (as the case requires), an allocation of a councillor's discretionary funds for capital works that are for a community purpose	<i>Local Government Regulation 2012</i>	202	202(2)(a)	
108	Power to present the financial report at a Council meeting.	<i>Local Government Regulation 2012</i>	204	204(2)	
109	Power to present the statement of estimated financial position at Council's annual budget meeting	<i>Local Government Regulation 2012</i>	205	205(1)	
110	Power to publish a notice under section 218(2)(b) in another way considered appropriate	<i>Local Government Regulation 2012</i>	218	218(3)(c)	
111	Power to present a report of an audit committee (compiled pursuant to section 211(1)(c) of the <i>Local Government Regulation 2012</i> to the next meeting of the local government	<i>Local Government Regulation 2012</i>	211	211(4)	
112	Power to agree a date with the Auditor-General by which the financial statements must be given to the Auditor-General	<i>Local Government Regulation 2012</i>	212	212(3)	
113	Power, with the mayor, to give the auditor-general a certificate in the approved form certifying the things in subsection (5)	<i>Local Government Regulation 2012</i>	212	212(5)	

GYMPIE REGIONAL COUNCIL DELEGATIONS DIRECT TO CEO AS AT 30 JUNE 2023



	B	C	D	E	F
114	Power to decide another way to publish the notice of the proposed resolution	<i>Local Government Regulation 2012</i>	218	218(3)(c)	
115	Power to ensure minutes of each meeting (Council and committee meetings) are taken under the supervision of the person presiding at the meeting	<i>Local Government Regulation 2012</i>	254	254F(1)	
116	Power, where a decision is inconsistent with a recommendation or advice given to Council by an advisor and the circumstances in sections 254H(1)(a) and/or 254H(1)(b) apply, to ensure the minutes of the Council meeting (Council and committee meetings) include a statement of reasons for not adopting the recommendation or advice.	<i>Local Government Regulation 2012</i>	254	254H(2)	
117	Power to adjourn a meeting of a local government if no councillors are present	<i>Local Government Regulation 2012</i>	261	261(2)(c)	
118	Power, where satisfied on reasonable grounds that a local government employee will be subject to disciplinary action, to suspend the employee from duty	<i>Local Government Regulation 2012</i>	282	282(1)	
119	Power, to give the employee:- (a) notice of the following:- (i) the disciplinary action to be taken; (ii) the grounds on which the disciplinary action is taken; (iii) the particulars of conduct claimed to support the grounds; and (b) a reasonable opportunity to respond to the information contained in the notice.	<i>Local Government Regulation 2012</i>	283	283(1)	
120	Power to record the name and address of each person given access to a register of interests and the day of that access	<i>Local Government Regulation 2012</i>	294	294(3)	
121	Power to inform the person to whom the register of interests relates, the day that access to their register was given	<i>Local Government Regulation 2012</i>	294	294(4)	
122	Power, where the circumstances in subsection (1) apply, to keep a written record of the loss of an asset belonging to the local government.	<i>Local Government Regulation 2012</i>	307	307A(2)	
123	Power, where satisfied that a material loss is also a reportable loss, to notify the relevant entities listed in subsection (3) of the loss	<i>Local Government Regulation 2012</i>	307	307A(3)	
124	Power to give the affected owner the notice required by subsection (3).	<i>Planning Act 2016</i>	32	32(3)	
125	Power to comply with subsection (3)(b) where the notice of intention to resume is withdrawn or lapses	<i>Planning Act 2016</i>	32	32(4)	
126	Power to give notice of the payment of compensation to the recorder.	<i>Planning Act 2016</i>	34	34	
127	Power to certify a document to be a true copy of all or part of Council's planning instruments in force at a stated time	<i>Planning and Environment Court Act 2016</i>	55	55(1)	

GYMPIE REGIONAL COUNCIL DELEGATIONS DIRECT TO CEO AS AT 30 JUNE 2023



	B	C	D	E	F
128	Power, as an enforcement authority CEO, to sign a certificate stating any of the matters identified in subsection (1)(a)	<i>Planning and Environment Court Act 2016</i>	57	57(1)(a)	
129	Power to sign a certificate stating any of the matters listed in section 125 as being evidence of that matter	<i>Plumbing and Drainage Regulation 2019</i>	125	125	
130	Power to sign a certificate about any of the matters listed in section 134(1).	<i>Public Health (Infection Control for Personal Appearance Services) Act 2003</i>	134	134(1)	
131	Power to agree with the chief executive to administer or enforce the Act in partnership with the State	<i>Public Health Act 2005</i>	14	14	
132	Power to exercise the powers Council has agreed to exercise pursuant to an agreement under section 14(1)(b) of this Act	<i>Public Health Act 2005</i>	14	14(3)	
133	Power to consult with the chief executive before the chief executive takes any action under section 15(3) of the Act	<i>Public Health Act 2005</i>	16	16	
134	Power to consult with the chief executive before the chief executive issues a notice requiring Council to provide information about its administration and enforcement of a matter under chapter 2.	<i>Public Health Act 2005</i>	17	17	
135	Power to consult with the chief executive administering the <i>Biosecurity Act 2014</i>	<i>Public Health Act 2005</i>	22	22	
136	Power to sign a certificate stating an unpaid amount is a charge over the land	<i>Public Health Act 2005</i>	32 and 407	32 and 407	
137	Power to agree to the chief executive authorising Council to undertake a prevention and control program	<i>Public Health Act 2005</i>	39	39	
138	Power to agree to the appointment of a Council employee as a contact tracing officer	<i>Public Health Act 2005</i>	90	90	
139	Power to agree to the appointment of a Council employee as an emergency officer (general)	<i>Public Health Act 2005</i>	333	333	
140	Power to appoint an authorised person for the purposes of the <i>Public Health Act 2005</i>	<i>Public Health Act 2005</i>	377 and 378	377 and 378	
141	Power to agree with the chief executive officer of another Council to appoint a Council employee as an authorised person for the other Council	<i>Public Health Act 2005</i>	377	377(2)(b)	
142	Power to issue an identity card to each authorised person.	<i>Public Health Act 2005</i>	380	380	
143	Power to approve a systematic or selective inspection program.	<i>Public Health Act 2005</i>	427	427	
144	Power to publish notice of an approved inspection program.	<i>Public Health Act 2005</i>	428	428	
145	Power to charge a fee to a person requesting a copy of an approved inspection program	<i>Public Health Act 2005</i>	429	429	
146	Power to provide a certificate regarding section 443 proceedings stating the costs incurred by Council and the way in which, and purpose for which, the costs were incurred	<i>Public Health Act 2005</i>	440	440(4)	

GYMPIE REGIONAL COUNCIL DELEGATIONS DIRECT TO CEO AS AT 30 JUNE 2023



	B	C	D	E	F
147	Power to give the chief executive an annual compliance certificate about Council's compliance with the indemnity conditions for 1 or more selected related events that happened during the year.	<i>Public Health Act 2005</i>	454	454J(1)	
148	Power to approve forms for use by Council under the <i>Public Health Act 2005</i> .	<i>Public Health Act 2005</i>	458	458(2)	
149	Power to receive a public interest disclosure where the local government is a proper authority for the purposes of section 15 of the <i>Public Interest Disclosure Act</i> .	<i>Public Interest Disclosure Act 2010</i>	17	17(3)(a)	
150	Power to establish reasonable procedures to ensure that: (a) public officers making public interest disclosures receive appropriate support; (b) public interest disclosures are appropriately assessed, investigated and dealt with and appropriate action is taken; (c) appropriate action is taken about any wrongdoing disclosed; (d) a compliant management program standard is developed; and (e) public officers are offered protection from reprisal from other public officers in the local government.	<i>Public Interest Disclosure Act 2010</i>	28	28 (a) to (e)	
151	Power to ensure that a proper record is kept about disclosures received by the public sector entity.	<i>Public Interest Disclosure Act 2010</i>	29	29(1) and (2)	
152	Power to review a decision not to investigate upon request from the person receiving written reasons for the decision.	<i>Public Interest Disclosure Act 2010</i>	30	30(3)	
153	Power to ensure Council makes and keeps records of its activities.	<i>Public Records Act 2002</i>	7	7(1)(a) and 7(2)	
154	Power to ensure Council has regard to any relevant policy, standards and guidelines made by the archivist about the making and keeping of public records.	<i>Public Records Act 2002</i>	7	7(1)(b) and 7(2)	
155	Power to place anything in a code of conduct that is considered to be necessary or useful for achieving the purpose of a code of conduct.	<i>Public Sector Ethics Act 1994</i>	14	14	
156	Power to ensure that a code of conduct is prepared for Council's employees and officers, including conduct consultation in accordance with the <i>Public Sector Ethics Act 1994</i> .	<i>Public Sector Ethics Act 1994</i>	15 and 16	15 and 16	
157	Power to approve a code of conduct prepared under section 15.	<i>Public Sector Ethics Act 1994</i>	17	17(1)	
158	Power to provide a written statement concerning the consultation conducted prior to the code of conduct being approved.	<i>Public Sector Ethics Act 1994</i>	17	17(2)	
159	Power to ensure that each employee and officer of Council has reasonable access to a copy of the approved code of conduct that is relevant to them.	<i>Public Sector Ethics Act 1994</i>	19	19	
160	Power to publish and keep the approved codes of conduct available for inspection and enable people to take a copy if and when required.	<i>Public Sector Ethics Act 1994</i>	20	20	

GYMPIE REGIONAL COUNCIL DELEGATIONS DIRECT TO CEO AS AT 30 JUNE 2023



	B	C	D	E	F
161	Power to ensure that each employee and officer of Council is provided with appropriate training and education about public sector ethics.	<i>Public Sector Ethics Act 1994</i>	21	21	
162	Power to ensure that the administrative procedures and management practices of Council have proper regard to the <i>Public Sector Ethics Act 1994</i> and Council's approved codes of conduct.	<i>Public Sector Ethics Act 1994</i>	22	22	
163	Power to ensure that each Council annual report includes the required details of action taken during the reporting period to comply with provisions of the <i>Public Sector Ethics Act 1994</i> .	<i>Public Sector Ethics Act 1994</i>	23	23	
164	Power, as the decision maker for an application made pursuant to section 72, to give a notice requiring the applicant to give further information about the application.	<i>Queensland Heritage Act 1992</i>	73	73	
165	Power, as the decision maker for an application made pursuant to section 72, to decide the application and: (a) for an approval, with or without conditions, give an exemption certificate; (b) for an approval with conditions, give notice stating the reasons for the conditions; and (c) for a refusal, give a notice stating the reasons for refusal.	<i>Queensland Heritage Act 1992</i>	74	74	
166	Power as the decision maker for a local heritage place to give a person an exemption certificate to carry out development mentioned in section 72(2) on the place.	<i>Queensland Heritage Act 1992</i>	75	75(1) and 75 (4)	
167	Power as the decision maker for a local heritage place to give a general exemption certificate in relation to all local heritage places in Council's area or a class of local heritage places in the area.	<i>Queensland Heritage Act 1992</i>	75	75(3), 75(4) and 75(6)	
168	Power to ensure that a general exemption certificate is available for inspection.	<i>Queensland Heritage Act 1992</i>	75	75(7)	
169	Power to enter a local heritage agreement.	<i>Queensland Heritage Act 1992</i>	80 and 81	80(2) and 81	
170	Power to change or end a local heritage agreement.	<i>Queensland Heritage Act 1992</i>	80 and 81	80(5) and 81	
171	Power to, by instrument in writing with or without conditions, appoint a local government employee of Council as an authorised person.	<i>Queensland Heritage Act 1992</i>	125 and 127	125(2) and 127	
172	Power, as the administering executive, to issue an identity card to each authorised person.	<i>Queensland Heritage Act 1992</i>	128	128	
173	Power, as a relevant entity, to deal with a thing forfeited to Council as the administrator considers appropriate, including to destroy or dispose of the thing.	<i>Queensland Heritage Act 1992</i>	148	148	
174	Power, to sign a certificate stating any of the matters listed in subsection 164A(2) is evidence of the matter.	<i>Queensland Heritage Act 1992</i>	164	164A	

GYMPIE REGIONAL COUNCIL DELEGATIONS DIRECT TO CEO AS AT 30 JUNE 2023



	B	C	D	E	F
175	Power to deal with an access application. For the avoidance of doubt the power delegated includes all powers of an agency in Chapter 3, Parts 3, 4, 5, 6, 7 and 8 other than those powers referred to in subsection 30(5).	<i>Right to Information Act 2009</i>	30	30(1)	
176	Power to delegate the power to deal with an access application.	<i>Right to Information Act 2009</i>	30	30(2)	
177	Power to give prescribed written notice of the decision to the applicant.	<i>Right to Information Act 2009</i>	46	46(2)	
178	Power to give prescribed written notice of the decision to the applicant.	<i>Right to Information Act 2009</i>	83	83(3)	
179	Power to delegate Council's powers as administering authority under the <i>State Penalties Enforcement Act</i> , or its functions and powers under another Act as an administering authority, to an appropriately qualified	<i>State Penalties Enforcement Act 1999</i>	160	160	
180	Power to consider it appropriate for Council to review, or renew, its stock route network management plan	<i>Stock Route Management Act 2002</i>	113	113(1)	
181	Power to enter land at any reasonable time to build or complete the building of the fence, or do anything necessary to make the fence stock-proof	<i>Stock Route Management Act 2002</i>	152	152	
182	Power to determine whether it is reasonably necessary to muster stock on relevant land in its area to monitor compliance with— (a) a stock route agistment permit; or (b) a stock route travel permit.	<i>Stock Route Management Act 2002</i>	155	155	
183	Power to enter land at any reasonable time and muster the stock, if the holder does not comply with a mustering notice	<i>Stock Route Management Act 2002</i>	158	158	
184	Power to determine that sufficient pasture will not be available for travelling stock on the network	<i>Stock Route Management Act 2002</i>	161	161	
185	Power to seize stray stock found on the stock route network in Council's area	<i>Stock Route Management Act 2002</i>	167	167	
186	Power to give written notice of the seizure to the owner of the seized stock	<i>Stock Route Management Act 2002</i>	168	168	
187	Power to release stock to a person entitled to possession, where the relevant fees are paid	<i>Stock Route Management Act 2002</i>	169	169	
188	Power to sell seized stock by public auction or tender or dispose of seized stock in an appropriate manner	<i>Stock Route Management Act 2002</i>	170	170	
189	Power to destroy the stock in an appropriate manner, where: (a) stock found on the stock route network are stray stock; and (b) it is not practicable to seize the stock under section 167; and (c) it is necessary to destroy the stock in the interests of public safety.	<i>Stock Route Management Act 2002</i>	172	172	

GYMPIE REGIONAL COUNCIL DELEGATIONS DIRECT TO CEO AS AT 30 JUNE 2023



	B	C	D	E	F
190	Power to appoint an authorised person for the purposes of administering and enforcing the provisions of the <i>Stock Route Management Act 2002</i>	<i>Stock Route Management Act 2002</i>	244	244	
191	Power to give a signed notice with or without conditions or a limit on the authorised person's powers	<i>Stock Route Management Act 2002</i>	245	245	
192	Power to issue an identity card to an authorised person.	<i>Stock Route Management Act 2002</i>	246	246	
193	All the powers delegated by the chief executive (State department) to the CEO	<i>Stock Route Management Act 2002</i>	305	305(1)	
194	<u>Such powers (if any have been delegated to the Council) should be listed here</u>				(N.B. sub-section (2) permits the CEO to sub-delegate)
195	Power to appoint a graffiti removal officer	<i>Summary Offences Act 2005</i>	37	37	
196	Power to give an authorised person directions concerning the exercise of the authorised person's powers	<i>Tobacco and Other Smoking Products Act 1998</i>	27	27(2) and (3)	
197	Power to appoint authorised persons for the Act.	<i>Tobacco and Other Smoking Products Act 1998</i>	28 and 29	28(2) and 29	
198	Power to give an authorised person a signed notice concerning the authorised person's powers	<i>Tobacco and Other Smoking Products Act 1998</i>	30	30	
199	Power to issue an identity card to each authorised person under the Act.	<i>Tobacco and Other Smoking Products Act 1998</i>	30	30A	
200	Power to certify any of the matters stated in subsection (1)(c).	<i>Transport Infrastructure Act 1994</i>	105	105	
201	Power to provide oral agreement to a public utility provider carrying out urgent maintenance of its public utility plant under the Act.	<i>Transport Infrastructure Act 1994</i>	105	105N(6)(a)	
202	Power to certify any of the matters stated in subsection (1)(c).	<i>Transport Infrastructure Act 1994</i>	105	105ZO	
203	Power, as shipping inspector, to exercise powers of shipping inspectors under the <i>Transport Operation (Marine Safety) Act 1994</i> .	<i>Transport Operation (Marine Safety) Act 1994</i>	153	153	
204	Power to maintain and continue official traffic signs installed pursuant to section 71(1) where the chief executive officer is reasonably satisfied that there is a danger, hindrance, obstruction to traffic or other emergency.	<i>Transport Operations (Road Use Management) Act 1995</i>	71	71	
205	Power to take all the actions of the chief executive officer of a local government prescribed by section 100 of the <i>Transport Operations (Road Use Management) Act 1995</i> – for the removal of things from roads, including the giving of notice and determining the manner and terms of their disposal and the disposal of contents.	<i>Transport Operations (Road Use Management) Act 1995</i>	100	100	
206	Power, in the circumstances set out in subsection 55(1) to apply to the chief executive to cancel a vehicle's registration.	<i>Transport Operations (Road Use Management—Vehicle Registration) Regulation 2021</i>	55	55(1)	

GYMPIE REGIONAL COUNCIL DELEGATIONS DIRECT TO CEO AS AT 30 JUNE 2023



	B	C	D	E	F
207	Power to prepare a statement attesting to those matters set out in subsection 55(2).	<i>Transport Operations (Road Use Management—Vehicle Registration) Regulation 2021</i>	55	55(2)	
208	Power, where the circumstances of section 27A(1) apply, to notify the chief executive of the matters listed in section 27A(2)	<i>Waste Reduction and Recycling Act 2011</i>	27	27A(2)	
209	Power to make an exempt waste application for serious local event waste.	<i>Waste Reduction and Recycling Act 2011</i>	28	28(3A)	
210	Power, as chief executive officer of a service provider, to receive a review application under section 512(1) of the <i>Water Supply (Safety and Reliability) Act 2008</i>	<i>Water Supply (Safety and Reliability) Act 2008</i>	512	512	