

Sub-delegations under the Fines Enforcement and Debt Recovery Act 2017

1 October 2019

INSTRUMENT OF SUBDELEGATION

On the 10th day of April 2018 the City of Holdfast Bay ("the Council") delegated certain powers and functions under the following Act:


- *Fines Enforcement and Debt Recovery Act 2017*

to the person holding the position of Chief Executive Officer (the "Head Delegation") subject to the terms and conditions specified in the relevant resolution(s) or in the Schedule of Conditions (if any) in the Head Delegation.

In exercise of the powers under Section 101 of the *Local Government Act 1999* I, as Chief Executive Officer hereby:

- revoke all previous sub-delegations to the positions indicated below; and
- sub-delegate such of those powers and functions identified in the Head Delegation as are specified below to the person holding the positions specified below, on the terms and conditions specified below.

The sub-delegated powers and functions may be exercised individually by each sub-delegate in respect of any particular matter where the sub-delegate is required or proposing to act in the course of their duties.



Signature

Roberto Bria
CHIEF EXECUTIVE OFFICER

1 October 2019

CONDITIONS OF SUBDELEGATIONS MADE BY THE CHIEF EXECUTIVE OFFICER

Conditions applying to all sub delegations

Nil

Other Conditions

Nil

POWERS AND FUNCTIONS SUBDELEGATED IN THIS INSTRUMENT

Delegation Sources

- Fines Enforcement and Debt Recovery Act 2017

Titles

- Administration Community Safety Officer/ Beach Patrol Community Safety Officer: Administration Community Safety Officer/ Beach Patrol Community Safety Officer - Cos Guglielmucci/ Danielle Giles/ Melissa Coonan
- Community Safety Officer: Community Safety Officer - Peter Kempe/ Alan Stanley/ Peter O'Hare/ Kelly Haniford
- General Manager City Assets and Services: General Manager City Assets and Services - Howard Lacy
- Manager Regulatory Services: Manager Regulatory Services - Adrian Hill
- Team Leader Environmental Health: Team Leader Environmental Health - Marissa Michail

Instrument of Delegation under the Fines Enforcement and Debt Recovery Act 2017

Fines Enforcement and Debt Recovery Act 2017			
#	Item Delegated	Conditions and Limitations	Delegate
183035	<p>1. Amounts Due Under Expiation Notices may be Treated as Part of Pecuniary Sum</p> <p>1.1 The power pursuant to Section 9(2) of the Fines Enforcement and Debt Recovery Act 2017 (the Act) if a debtor requests the making of an aggregation determination but no enforcement determination has been made under Section 22 of the Act in relation to the expiation amount, to pay the prescribed fee.</p>		General Manager City Assets and Services, Manager Regulatory Services
183036	<p>2. Arrangements as to Manner and Time of Payment</p> <p>2.1 The power pursuant to Section 20(4) of the Act to agree with the Chief Recovery Officer the manner in which the Chief Recovery Officer is to give the Council notice of an arrangement entered into under Section 20 of the Act.</p>		Administration Community Safety Officer/ Beach Patrol Community Safety Officer, Community Safety Officer, General Manager City Assets and Services, Manager Regulatory Services, Team Leader Environmental Health
183037	<p>2. Arrangements as to Manner and Time of Payment</p> <p>2.2 The power pursuant to Section 20(18) of the Act to agree with the Chief Recovery Officer the manner in which, if an arrangement terminates under Sections 20(15) or (17) of the Act, the chief Recovery Officer is to give the Council notice of the termination and the amount then outstanding (taking into account, where the arrangement required the performance of community service, the number of hours of community service to be performed).</p>		Administration Community Safety Officer/ Beach Patrol Community Safety Officer, Community Safety Officer, General Manager City Assets and Services, Manager Regulatory Services, Team Leader Environmental Health
183038	<p>3. Enforcement Determination</p>		Administration Community Safety

Fines Enforcement and Debt Recovery Act 2017

	<p>3.1 The power pursuant to Section 22(1) of the Act to enforce an expiation notice against the alleged offender by providing to the Chief Recovery Officer the particulars determined by the Chief Recovery officer relating to:</p> <ul style="list-style-type: none"> (a) the alleged offender; and (b) the offence or offences that remain unexpiated; and (c) the amount due under the notice; and (d) compliance by the council with the requirements of the Act and any other Act. 	<p>Officer/ Beach Patrol Community Safety Officer, Community Safety Officer, General Manager City Assets and Services, Manager Regulatory Services, Team Leader Environmental Health</p>
183039	<p>3. Enforcement Determination</p> <p>3.2 The power pursuant to Section 22(2) of the Act to pay the prescribed fee.</p>	<p>Administration Community Safety Officer/ Beach Patrol Community Safety Officer, Community Safety Officer, General Manager City Assets and Services, Manager Regulatory Services, Team Leader Environmental Health</p>