

## INSTRUMENT OF DELEGATION

### INSTRUMENT OF DELEGATION UNDER THE ELECTRICITY ACT 1996

14 NOVEMBER 2023

### Delegation Sources

- Electricity Act 1996

### Positions

Abbreviation	Position
CEO	Chief Executive Officer
DIES	Director Infrastructure & Environmental Services

## Instrument of Delegation under the Electricity Act 1996

Electricity Act 1996				
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
section 4(1)	Authorise a person to exercise powers conferred on a council officer under the Electricity Act	CEO		council
section 47(3)	Agree with an electricity entity to the carrying out of work on public land	CEO, DIES		council
section 47(7)	Refer a dispute with an electricity entity regarding whether work should be permitted on public land or the conditions applying to such work to the Minister	CEO, DIES		council
section 47(9)(a)	Make representations to the Minister in relation to a dispute with an electricity entity regarding whether work should be permitted on public land or the conditions applying to such work to the Minister	CEO, DIES		council
section 47(9)(b)	Agree to settle a dispute with an electricity entity regarding whether work should be permitted on public land or the conditions applying to such work	CEO, DIES		council

Electricity Act 1996				
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
section 55(1a)	Comply with the requirements of a vegetation clearance scheme	CEO, DIES		council
section 55(3)	Carry out vegetation clearance work in relation to vegetation planted or nurtured contrary to the principles of vegetation clearance.	CEO, DIES		council
section 55(3)	Recover the cost of carrying out vegetation clearance work under section 55(3) from a person who planted or nurtured the vegetation	CEO, DIES		council
section 55A(1)	Agree a vegetation clearance scheme with an electricity entity	CEO, DIES		council
section 55A(4)	Modify a vegetation clearance scheme by written agreement with the electricity entity	CEO, DIES		council
section 55B(2)	Ask the Technical Regulator to determine a vegetation clearance scheme dispute under Division 2, Part 5	CEO, DIES		council

Electricity Act 1996				
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
section 55C(2)(c)	Apply to the Technical Regulator for a decision not to determine a vegetation clearance scheme dispute under Division 2, Part 5	CEO, DIES		council
section 55D(2)(a)	Consent to the Technical Regulator conferring on the council the duty to keep vegetation clear of public powerlines	CEO, DIES		council
section 55M	Enforce a vegetation clearance scheme with an electricity entity as a contract	CEO, DIES		council
section 56(1)	Make an arrangement with an electricity entity conferring on the council a specified role in relation to vegetation clearance around public powerlines outside of prescribed areas	CEO, DIES		council
section 58A(2)	Agree to contribute to the cost of undergrounding powerlines in the council area on the basis determined by the Minister	CEO		council
section 58A(5)	Participate in consultation with, and provide proposals to, the Minister in respect of the undergrounding of powerlines	CEO		council

Electricity Act 1996				
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
section 58A(8)	Participate in consultation with the Minister in respect of a variation of the program for undergrounding of powerlines	CEO		council

#### Document history and version control

Date	Council/Chief Executive Officer	Comment
14/11/2023	Reviewed and adopted at 14 November 2023 Special Council meeting	