

## Instrument of Delegation under the Development Act 1993 and the Development Regulations 2008 - Provisions for the Riverland Regional Assessment Panel

Section	Delegation Source	Item Delegated / Authorisation	Conditions and Limitations	Sub-Delegation
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	10. Matters Against Which Development Must be Assessed 10.1 The power, as the relevant authority and pursuant to Section 33 of the Act, to assess a development against and grant or refuse consent in respect of each of the following matters (insofar as they are relevant to that development): 10.1.1 the provisions of the appropriate Development Plan;	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	Riverland Regional Assessment Panel
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional	10. Matters Against Which Development Must be Assessed 10.1 The power, as the relevant authority and pursuant to Section 33 of the Act, to assess a development against	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or	Riverland Regional Assessment Panel

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	Assessment Panel	and grant or refuse consent in respect of each of the following matters (insofar as they are relevant to that development): 10.1.3 in relation to a proposed division of land (otherwise than under the Community Titles Act 1996 or the Strata Titles Act 1988) on the satisfaction of the conditions specified in Section 33(1)(c) of the Act;	representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	10. Matters Against Which Development Must be Assessed 10.1 The power, as the relevant authority and pursuant to Section 33 of the Act, to assess a development against and grant or refuse consent in respect of each of the following matters (insofar as they are relevant to that development): 10.1.4 in relation to a division of land under the Community Titles Act 1996 or the Strata Titles Act 1988 on the satisfaction of the conditions specified in Section 33(1)(d) of the Act;	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do	Riverland Regional Assessment Panel

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			not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	10. Matters Against Which Development Must be Assessed 10.1 The power, as the relevant authority and pursuant to Section 33 of the Act, to assess a development against and grant or refuse consent in respect of each of the following matters (insofar as they are relevant to that development): 10.1.5 the requirement that any encroachment of a building over, under, across or on a public place has been dealt with in a satisfactory manner; and	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	Riverland Regional Assessment Panel
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	10. Matters Against Which Development Must be Assessed 10.1 The power, as the relevant authority and pursuant to Section 33 of the Act, to assess a development against and grant or refuse consent in respect of each of the following matters (insofar as they are relevant to that development):	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations	Riverland Regional Assessment Panel

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		10.1.6 such other matters as may be prescribed.	have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	10. Matters Against Which Development Must be Assessed 10.2 The power pursuant to Section 33(3) of the Act, when granting a development plan consent, to reserve a decision on a specified matter until further assessment of the development under the Act.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or	Riverland Regional Assessment Panel

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			Manager for Environmental Services believe determination by the RAP is warranted.	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	12. Special Provisions Relating to Development Plan Assessment 12.4 The power pursuant to Section 35(2) of the Act to assess whether or not a development is seriously at variance with the relevant Development Plan.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	Riverland Regional Assessment Panel
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	12. Special Provisions Relating to Development Plan Assessment 12.5 The power pursuant to Section 35(3)(a) of the Act in appropriate cases, to concur in the granting of consent to a development described as a non-complying development.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation.	Riverland Regional Assessment Panel

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			Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	17. Public Notice and Consultation 17.2 Where a person applies for a consent in respect of the Development Plan for a Category 2A development, - 17.2.3 if a representation is received under paragraph (b) of Section 38(3a) of the Act within the prescribed number of days, the power pursuant to Section 38(3a)(c) of the Act to, in the Delegate's absolute discretion, allow the person who made the representation to appear personally or by representative before it to be heard in support of the representation.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	Riverland Regional Assessment Panel
Provisions for	Development Act 1993	17. Public Notice and Consultation	These delegations may only be exercised by	Riverland

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Regional Assessment Panel	and Development Regulations 2008 to the Riverland Regional Assessment Panel	17.6 The power pursuant to Section 38(10)(a) of the Act, in respect of a Category 2 development, to determine whether to allow a person who made a representation to appear personally or by representative before the Delegate.	the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	Regional Assessment Panel
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	17. Public Notice and Consultation 17.7 The duty pursuant to Section 38(10)(b) of the Act, in respect of a Category 3 development, to allow a person who made a representation and who as part of that representation indicated an interest in appearing before the Delegate, a reasonable opportunity to appear personally or by representative to be heard in support of the representation.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a	Riverland Regional Assessment Panel

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			representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	17. Public Notice and Consultation 17.8 The duty pursuant to Section 38(11) of the Act to allow an applicant to appear personally or by representative before the Delegate or the Council in order to respond to any relevant matter.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	Riverland Regional Assessment Panel
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional	18. Application and Provision of Information 18.1 The power pursuant to Section 39(2) of the Act to request an applicant to: 18.1.1 provide such additional documents or information	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or	Riverland Regional Assessment Panel



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	Assessment Panel	to enable assessment of the application; 18.1.2 remedy any defect or deficiency in any application or accompanying document or information required by or under the Act;	representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	18. Application and Provision of Information 18.4 Pursuant to Section 39(3)(b) of the Act, where a request is made under Section 39(2) of the Act and the request is not complied with within the time specified by the Regulations, the power pursuant to Section 39(3)(b) of the Act to: 18.4.1 subject to Section 39(3)(b)(ii) of the Act, refuse the application; and 18.4.2 refuse the application in prescribed circumstances (including, if the Regulations so provide, in a case involving development that is complying development).		
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	18. Application and Provision of Information 18.7 The power pursuant to Section 39(4)(a) and Section 39(5) of the Act to permit an applicant to vary an application or vary any plans, drawings, specifications or other documents that accompanied an application.		

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		complied with within the time specified by the Regulations, the power pursuant to Section 39(3)(b) of the Act to:		
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	18. Application and Provision of Information 18.10 The power pursuant to Section 39(4)(d) of the Act and Regulation 17(3)(a) of the regulations to refuse an application that relates to a development of the kind that is described as a non-complying development under the Development Plan without proceeding to make an assessment of the application.		
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	18. Application and Provision of Information 18.12 The power pursuant to Section 39(7) of the Act to approve an application for variation of the conditions of the development authorisation previously given under the Act, or to extend the period for which such authorisation remains operative.		
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	18. Application and Provision of Information 18.14 The power, pursuant to section 39(7)(d) of the Act, to approve the seeking of a variation to extend the period for which the relevant authorisation remains operative.		
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	19. Determination of Application 19.2 The power pursuant to Section 40(3) of the Act to extend the period of time within which a development authorisation remains operative.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of	Riverland Regional Assessment Panel

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			which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	21. Conditions 21.1 The power pursuant to Sections 42(1) and (3) of the Act to attach such conditions as the Delegate thinks fit or as may be prescribed by regulation to any decision under Division 1 of Part 4 of the Act.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	Riverland Regional Assessment Panel
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the	26. Open Space Contribution System 26.1 The power pursuant to Section 50(1) of the Act, with respect to an application for the division of land into more	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations	Riverland Regional Assessment

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	Riverland Regional Assessment Panel	<p>than 20 allotments where one or more allotments is less than one hectare in area, to require:</p> <p>26.1.1 that up to 12.5% in area of the relevant area be vested in the Council to be held as open space; or</p> <p>26.1.2 that the applicant make the contribution prescribed by the regulations in accordance with the requirements of by Section 50 of the Act; or</p> <p>26.1.3 that the land be vested in the Council and that the applicant make a contribution determined in accordance with Section 50(7) of the Act, according to the determination and specification of the Council or Delegate.</p>	<p>have been made, and a representor or representors wish to address the RAP in support of their representation.</p> <p>Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation.</p> <p>Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation.</p> <p>Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.</p>	Panel
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	<p>26. Open Space Contribution System</p> <p>26.2 The power pursuant to Section 50(1) of the Act, when proposing to take any action that is at variance with the Council's Development Plan to seek the concurrence of the Development Assessment Commission.</p>	<p>These delegations may only be exercised by the RAP in respect of:</p> <p>Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation.</p> <p>Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation.</p> <p>Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation.</p>	Riverland Regional Assessment Panel

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			Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	26. Open Space Contribution System 26.6 The power pursuant to Section 50(11) of the Act to determine that the division of land is being undertaken in stages such that Section 50 of the Act does not apply to an application for development authorisation to the extent that an earlier application in respect of the same development has addressed the requirements of Section 50 of the Act in respect of the area of land as a whole.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	Riverland Regional Assessment Panel
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	27. Carparking Fund 27.3 The power pursuant to Section 50A(5)(c) of the Act to determine that a proposal does not provide for sufficient spaces for the parking of cars at the site of a development.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation.	Riverland Regional Assessment Panel

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			<p>Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation.</p> <p>Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation.</p> <p>Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.</p>	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	<p>27. Carparking Fund</p> <p>27.4 The power pursuant to Section 50A(5)(d) of the Act to agree with an applicant that a contribution calculated in accordance with a determination of the Council or the Delegate can be made by the applicant to a car parking fund in lieu of providing a certain number of spaces for the parking of cars at the site of a development.</p>	<p>These delegations may only be exercised by the RAP in respect of:</p> <p>Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation.</p> <p>Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation.</p> <p>Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation.</p> <p>Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer</p>	Riverland Regional Assessment Panel

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			and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	27. Carparking Fund 27.5 The power pursuant to Section 50A(5) of the Act to make a determination for the purpose of calculating amounts to be paid into a carparking fund.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RRDAP is warranted.	Riverland Regional Assessment Panel
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	60. Non-Complying Development 60.1 The power pursuant to Regulation 17(3) of the Regulations, after receipt of an application which relates to a kind of development that is described as non-complying development to: 60.1.1 refuse the application pursuant to Section 39(4)(d) of the Act and notify the applicant accordingly; or 60.1.2 resolve to proceed with an assessment of the application.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in	Riverland Regional Assessment Panel

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			<p>support of their representation.</p> <p>Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation.</p> <p>Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.</p>	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	<p>60. Non-Complying Development</p> <p>60.2 The duty pursuant to Regulation 17(4) of the Regulations, in situations where the Delegate has resolved to proceed with the assessment of an application for non-complying development, to require the applicant to provide a statement of effect.</p>	<p>These delegations may only be exercised by the RAP in respect of:</p> <p>Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation.</p> <p>Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation.</p> <p>Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation.</p> <p>Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.</p>	Riverland Regional Assessment Panel



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Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	60. Non-Complying Development 60.3 The power pursuant to Regulation 17(6) of the Regulations to determine that a proposed development is of a minor nature for the purposes of exemption from the requirements to provide a statement of effect.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	Riverland Regional Assessment Panel
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	69. Land Division Applications 69.1 The duty pursuant to Regulation 29(1) of the Regulations, subject to the provisions in Regulation 29(2) of the Regulations, to withhold making a decision on an application which relates to a proposed development that involves the division of land until a report has been received from the Development Assessment Commission.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of	Riverland Regional Assessment Panel

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			which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	69. Land Division Applications 69.2 The power pursuant to Regulation 29(2) of the Regulations, when a report from the Development Assessment Commission pursuant to Regulation 29(1) of the Regulations is not received by the Council within eight weeks or within such longer period as the Development Assessment Commission may require by notice in writing to the Council, to presume that the Development Assessment Commission does not desire to make a report.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	Riverland Regional Assessment Panel
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the	83. Width of Roads and Thoroughfares 83.1 The power pursuant to Regulation 51(4) of the Regulations to dispense with the requirements of	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations	Riverland Regional Assessment

Section	Delegation Source	Item Delegated / Authorisation	Conditions and Limitations	Sub-Delegation
	Riverland Regional Assessment Panel	Regulation 51(1) and (3) dealing with the width of any proposed road or thoroughfare where the Delegate is of the opinion that the prescribed width is not necessary for the safe and convenient movement of vehicles or pedestrians or for underground services.	have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	Panel
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	83. Width of Roads and Thoroughfares 83.2 The power pursuant to Regulation 51(6) of the Regulations to dispense with the requirements of Regulation 51(5) dealing with the width of a road at the head of every cul-de-sac where it appears that the cul-de-sac is likely to become a through road.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation.	Riverland Regional Assessment Panel

Section	Delegation Source	Item Delegated / Authorisation	Conditions and Limitations	Sub-Delegation
			Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	84. Road Widening 84.1 The power pursuant to Regulation 52(1) of the Regulations to require a road widening if land to be divided abuts an existing road.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	Riverland Regional Assessment Panel
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	85. Requirement as to Forming of Roads 85.1 The power pursuant to Regulation 53(1) and (2) of the Regulations to specify the width of roads.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation.	Riverland Regional Assessment Panel

Section	Delegation Source	Item Delegated / Authorisation	Conditions and Limitations	Sub-Delegation
			<p>Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation.</p> <p>Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation.</p> <p>Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.</p>	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	<p>85. Requirement as to Forming of Roads</p> <p>85.2 The power pursuant to Regulation 53(4) of the Regulations to dispense with the requirements of Regulation 53(3) of the Regulations that adequate provision be made for the turning of vehicles at the head of a cul-de-sac where the Delegate is of the opinion that the cul-de-sac is likely to become a through road.</p>	<p>These delegations may only be exercised by the RAP in respect of:</p> <p>Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation.</p> <p>Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation.</p> <p>Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation.</p> <p>Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer</p>	Riverland Regional Assessment Panel

Section	Delegation Source	Item Delegated / Authorisation	Conditions and Limitations	Sub-Delegation
			and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	85. Requirement as to Forming of Roads 85.3 The power pursuant to Regulation 53(6) of the Regulations to dispense with the requirements of Regulation 53(5) dealing with the forming of footpaths, water-tables, kerbing, culverts and drains on proposed roads.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	Riverland Regional Assessment Panel
Provisions for Regional Assessment Panel	Development Act 1993 and Development Regulations 2008 to the Riverland Regional Assessment Panel	86. Construction of Roads, Bridges, Drains and Services 86.1 The power pursuant to Regulation 54(1) of the Regulations to require the paving and sealing of the roadway of proposed roads.	These delegations may only be exercised by the RAP in respect of: Category 2 applications where representations have been made, and a representor or representors wish to address the RAP in support of their representation. Category 3 applications where representations have been made, and a representor, or representors wish to address the RAP in	Riverland Regional Assessment Panel

Section	Delegation Source	Item Delegated / Authorisation	Conditions and Limitations	Sub-Delegation
			support of their representation. Non-complying applications which are being assessed on their merits, and in respect of which representations have been made, and a representor, or representors wish to address the RAP in support of their representation. Other such development applications, which do not meet the above requirements, but in respect of which the Chief Executive Officer and/or Development Officer - Planning and/or Manager for Environmental Services believe determination by the RAP is warranted.	

#### Document history and version control

Date	Council/Chief Executive Officer	Comment
27/6/17	Annual review adopted at the Council meeting of 27 June 2017	
25/7/17	Council meeting 25 July 2017	Transition of the Riverland Development Assessment Panel to Riverland Regional Assessment Panel
26/3/19	Annual review adopted at the 26 March 2019 Ordinary Council meeting	