

Delegations by Chief Executive to Officers

June 2019 – A1657167



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Delegation by Chief Executive to Officers

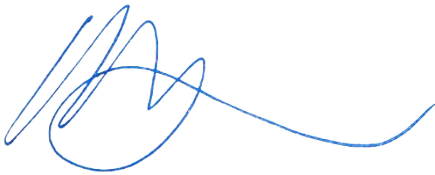
By resolution dated 27 June 2019, the Gisborne District Council delegated to the Chief Executive all responsibilities, functions and powers to act on any matter, excluding those matters in respect of which delegation is prohibited by legislation. Council did not impose any legal restrictions on the delegation. A copy of the Instrument of Delegation is included as an Appendix.

Under sections 32(3) and s 32B(1) of the Local Government Act 2002, the I hereby.

- (1) delegate the powers listed in the Tables 2 and 3 to the persons holding the offices specified alongside those powers; and
- (2) revoke all previous delegations of these powers to officers of the Gisborne District Council.

The General Principles of Delegation set out below apply to the delegations.

Signed:



Nedine Thatcher Swann
Chief Executive
Gisborne District Council

Date: 11 February 2020

General Principles of Delegation

Acting

Functions or powers delegated to holders of an office may be exercised by a person who has been appointed to act in the office.

Changes to team or office name

A specified office or class of office includes an office that carries the same – or substantially the same – responsibility as the specified office and is intended to replace – or substantially replace – the specified office.

Other parties able to act

The delegation of authority does not prevent another authorised party from exercising the function, power or duty.

Non-discretionary duties

The delegation tables (Tables 2 and 3) list only those functions, powers and duties which involve discretionary decision-making. All staff have authority to perform non-discretionary duties (those not listed) on behalf of the Council, within the general scope of their role.

Expectations

Delegates should act in accordance with the expectations listed below. For the avoidance of doubt, these expectations are not intended as legal conditions or limitations in the scope of the powers delegated.

1. Officers should act in accordance with their financial delegations and within budgetary constraints.
2. Officers should comply with Council policies and procedures relating to the exercise of the functions and powers.

Key to Delegation Tables

Table 1 – Key to staff positions/officers

ACO	Animal Control Officer
ACPTL	Animal Control & Parking Team Leader
All Managers	Any office with responsibility for the management of other staff, regardless of the office's title. For example, this includes Team Leader.
All Directors	Chief Financial Officer, Director Community Lifelines, Director Environmental Services & Protection, Director Liveable Communities, Director Transformation & Relationships
BCO	Building Compliance Officer
BSM	Building Services Manager
BSO	Building Services Officer
BPPC	Business Partner, People and Capability
BTA	Building Technical Adviser
BTL	Biosecurity Team Leader
CAM	Cultural Activities Manager
CARM	Community Assets and Resources Manager
CCTL	Consents Coordination Team Leader
CE	Chief Executive
CFO	Chief Financial Officer
CM	Consents Manager
CMEM	Compliance Monitoring & Enforcement Manager
DCL	Director Community Lifelines
DESP	Director Environmental Services & Protection
DIP	Director Internal Partnerships
DLC	Director Liveable Communities
DP	Duty Planner
DSSM	Democracy & Support Services Manager
DTR	Director Transformation & Relationships
EHO	Environmental Health Officer
EMSM	Environmental Monitoring & Science Manager
ERTL	Environmental Risk Team Leader
ESTL	Environmental Science Team Leader
FWOM	Four Waters Operations Manager
HM	Harbourmaster
ICM	Integrated Catchments Manager
IM	Infrastructure Manager
IRCP	Intermediate Resource Consents Planner
LM&BTL	Land Management & Biodiversity Team Leader
LSM	Liveable Spaces Manager
MCO	Monitoring & Compliance Officer
MCTL	Monitoring & Compliance Team Leader
PP	Principal Planner
PCM	People and Capability Manager
PPA	Principal Policy Advisor
QAO	Quality Assurance Officer
RA	Revenue Accountant
RTL	Revenue Team Leader
RCTL	Resource Consents Team Leader
SFCCO	Summer and Freedom Camping Compliance Officer
SBSO	Senior Building Services Officer

SPM	Strategic Planning Manager
SRCP	Senior Resource Consents Planner
SRO	Senior Revenue Officer
TLEH	Team Leader Environmental Health
TLFS	Team Leader Financial Services
WTCO	Wastewater Treatment and Compliance Officer

Part A: Management Functions

Council's powers, functions and duties listed in Table 2 arise from Council's status as a body corporate, or "person", as opposed to the responsibilities of a local authority. For example, many of those listed arise from Council's role as an employer or a land owner.

Council's powers, functions and duties as a local authority are addressed in Part B. "Regulatory Powers".

The functions and powers described in Table 2 may only be exercised by the officers or class of officers specified alongside them.

Table 2 – Functions or Powers

Function or Power		Authorised officers
Administrative matters		
Agreements	Authority to enter into agreements for goods and services (for matters not otherwise delegated in this instrument)	All officers with appropriate financial delegation
Legal	Authority to decide whether to commence or defend, any action before a Court, Tribunal, arbitral panel or other such body, or settle a matter that may otherwise be determined by such a body.	All Directors (Expectation of consultation with CE)
Liquor Licensing	Authority to apply for and hold an on-licence or special licence on behalf of the Council	All Directors
Privacy Act 1993	All functions, powers and duties under the Privacy Act 1993	All Directors All Managers
General Employment Matters		
	Execute Individual Employment Agreement	All Directors (following CE approval of appointment)
	Suspend (with/without pay), other than a striking employee (see delegation of s 87 of the Employment Relations Act)	All Directors (Expectation of consultation with CE)
	Terminate employment	All Directors (Expectation of consultation with CE)
	Salary/wage increase or other changes in benefits	All Directors
	Lead employment negotiations, including restructuring.	All Directors (Following CE approval)
	Authorise staff training/ attendances at conferences	All Directors
Employment Relations Act 2000		
s 49	Powers in relation to joining bargaining	DIP (Expectation of consultation with CE)
s 66	Authorise fixed term employment contract	All Directors (Following CE approval of appointment)
s 69AAF	Decision on request for flexible working	All Directors
s 87	Power to suspend striking employees	All Directors (Expectation of consultation with CE)
s 88	Power to suspend non-striking employees during a strike	All Directors (Expectation of consultation with CE)
s 97	Power to employ or engage another person to perform the work of a striking or locked out employee	All Directors (Expectation of consultation with CE)
All powers, duties and functions under the Employment Relations Act not specified above		All Directors
Health & Safety at Work Act 2015		
All powers and functions of a PCBU under the Act.		All Directors

Function or Power		Authorised officers
Administrative matters		
Holidays Act 2003		
ss 19, 20	Power to require employees to take annual holidays	All Directors All Managers
s 27(1)	Power to agree with employee when holiday pay will be paid	All Directors All Managers
s 32	Require employees to take annual leave or discontinue work during close down period	All Directors All Managers
s 36, 37, 38, 39	Power to allow employee taking annual holidays to take sick leave, bereavement leave, or annual leave	All Directors All Managers
s 44A	Power to agree with the employee to the transfer of a public holiday	All Directors All Managers
s 47	Power to require an employee to work on a public holiday	All Directors All Managers
s 69	Power to allow bereavement leave in accordance with Council policy in cases not automatically covered	All Directors
s 71(4)	Power to agree with employee deductions of sick leave where ACC top-up being made	All Directors
Income Tax Act 2007		
s RP 12	Power to decide to pay employee salary or wages directly to employee in certain specified circumstances	DIP, CFO, BPPC, PCM, TLFS, Payroll Supervisor
Kiwisaver Act 2006		
s 64	Authority to agree to change employee's level of contribution rate	DIP, BPPC, PCM, TLFS Payroll Supervisor
s 114	Power to refund contributions if employee loses contributions holiday notice	DIP, BPPC, PCM, TLFS Payroll Supervisor
Parental Leave and Employment Protection Act 1987		
s 16	Power to temporarily transfer a pregnant female employee from one job to another	All Directors
s 36 and 38	Give notice to employee of information concerning their parental leave and return to work	All Directors BPPC, PCM
s 58 and 70C	Power to refer complaint to Employment Relations Authority and lodge an objection	DIP
Protected Disclosures Act 2000		
	Power to refer information disclosed from one appropriate authority to another	DIP
Wages Protection Act 1983		
ss 5 to 10	Powers to make deductions, recover overpayments and make payments	DIP, CFO, BPPC, PCM, TLFS Payroll Supervisor

Function or Power	Authorised officers
Land	
General dealings with land	
Power to grant, renew, vary, or terminate interests in Council land (including leases, licences and easements) (subject to any statutory restrictions such as Reserves Act 1977).	CE only (not delegated)
Power to sign tenancy agreements for properties leased by Council.	CE only (not delegated)
Power to approve land purchases or sales, including but not limited to, encroachments, boundary adjustments, vesting of designations on subdivision, as provided for in the Long Term Plan.	CE only (not delegated)
All other powers relating to mortgages, encumbrances, instruments, caveats and leases.	CE only (not delegated)
Power to sign any Authority and Instruction form in respect of an eDealing transaction.	CE only (not delegated)
Trespass Act 1980	
Powers of an occupier (eg warning trespassers to stay off property), other than the power to authorise another person to act as occupier	All Directors All Managers All Librarians

Part B: Regulatory Powers

The functions and powers described in Table 3 may only be exercised by the officers or class of officers specified alongside them.

Table 3 – Delegation of Council's statutory powers and functions to officers

Legislation	Summary or function or power	Delegated officers
All relevant enactments		
	Appoint persons to act as authorised officers and enforcement officers under any relevant legislation or bylaw and to issue appropriate warrants in accordance with that legislation, including under seal. This does not include powers that cannot be delegated, eg power to appoint officers under the Biosecurity Act.	DESP
	Authority to commence a prosecution for the breach of any legislation.	DESP
Amusement Devices Regulations 1978		
	All functions and powers.	DLC, DESP, LSM, CMEM, BSM, CARM, MCO, MCTL
Biosecurity Act 1993		
s 78	Exemption power.	DESP, DLC, ICM, BTL, LM&BTL
s 136	Waive fees where genuine dispute.	DESP, DLC,
s 128	Power to act on default.	DESP, DLC, ICM, BTL, LM&BTL
s 103	Appointment of authorised persons.	CE only (s 105 prohibits delegation)
s 114A	Application of articles or substances from aircraft.	DESP, DLC, ICM, BTL, LM&BTL
Building Act 2004		
s 33	Specify information required to accompany an application for a project information memorandum.	DESP, BSM, SBSO, BSO, BTA
s 34	Power to issue a project information memorandum.	DESP, BSM, SBSO
s 36	Power to issue development contribution notice and attach to PIM.	DESP, BSM, SBSO, BTA
s 37	Power to issue notice as to whether building work may proceed without resource consent.	DESP, BSM, SBSO
s 39	Duty to advise NZ Historic Places Trust of PIM application.	DESP, BSM, SBSO
s 45A	Record minor variation to building consent.	DESP, BSM, SBSO, BSO
s 45B	Make changes to plans and specifications that have multiple-use approval.	DESP, BSM, SBSO
s 48 to 51	Powers in relation to applications for building consents.	DESP, BSM, SBSO, BSO
s 52	Allow a period beyond 12 months after the date within which building consent will lapse.	DESP, BSM, SBSO, BSO, QAO
s 59	Power to issue certificate as to correct levy payment.	DESP, BSM, SBSO
s 60	Power to retain 3% of the levies for which the territorial authority is liable under s 59, in any month.	DESP, BSM, SBSO

Legislation	Summary or function or power	Delegated officers
s 62	Power to recover unpaid levies under section 53 from applicant for building consent.	DESP, BSM, SBSO
s 67	Power to grant building consent application subject to waiver or modification of code or imposing conditions.	DESP, BSM, SBSO
s 67A	Grant waiver or modification regarding means of restricting access to pool.	DESP, BSM, SBSO
s 71-73	Power to make determination regarding building on land subject to natural hazards.	DESP, BSM, SBSO, EMSM, ERTL
s 74	Power to determine entry on record of title under specified provisions no longer required.	DESP, BSM
s 77	Power to issue and authenticate s75 certificate.	DESP, BSM, SBSO
s 83	Power to approve removal of title entry and lodge authenticated certificate with Registrar-General of Land.	DESP, BSM
s 90	Power to authorise agents to carry out inspections in accordance with s 90.	DESP, BSM, CMEM
s 90	Carry out inspections.	DESP, BSM, SBSO, CMEM, BSO, CMTL, TLEH, EHO, MCO, BCO
s 91 - 95	Powers to process and approve code compliance certificate.	DESP, BSM, SBSO
s 96 - 99	Power to process and approve a certificate of acceptance for building work.	DESP, BSM, SBSO, BSO
s 102-109	Powers with respect to compliance schedules.	DESP, BSM, SBSO, BCO
s 111	Power to authorise agents to carry out s111 inspections.	DESP, BSM, CMEM
s 111	Power to carry out s 111 inspections.	DESP, BSM, SBSO, CMEM, BSO, CMTL, TLEH, EHO, MCO, BCO
s 112 - 116	Power in relation to alteration of a building and changes of use.	DESP, BSM, SBSO, BSO
S 116A	Determine matters relating to code compliance under s 224(f) of the RMA	DESP, BSM, SBSO, BSO
s 121 to 126	Power in relation to dangerous, affected, earthquake-prone or insanitary buildings.	DESP, BSM, SBSO, TLEH, CMEM
s 129	Power to recover costs from owner where measures to avoid immediate danger are taken under warrant of the Chief Executive of Gisborne District Council.	DESP
s 130	Apply to District Court for confirmation of warrant.	DESP, BSM, CMEM
S 133 AT	Functions relating to alterations to buildings subject to Earthquake Prone Buildings notice	DESP, BSM, SBSO, BSO
Dams		
s 136	Power as regional authority to approve or refuse dam classification and duty to give written notice of that decision to the owner.	DESP, BSM, EMSM
s 138	Require re-audit of dam classification and power to specify re-audit time required.	DESP, BSM, EMSM
s 143	Power as regional authority to approve or refuse dam safety assurance programme.	DESP, BSM, EMSM
s 145	Require re-audit of dam safety assurance programme if refused and power to specify re-audit time required.	DESP, BSM, EMSM
s146(2)	Power as regional authority to require review of dam safety assurance programme where dam is earthquake or flood prone.	DESP, BSM, EMSM
s 154 - 156	Powers in respect of dangerous dams.	DESP, BSM, EMSM
Other matters		

Legislation	Summary or function or power	Delegated officers
s 164	Issue a notice to fix	DESP, BSM, SBSO, BSO, BCO
s 164(3)	Power to determine another responsible authority should issue notice and give notice to that authority.	DESP, BSM
s 167	Power to authorise persons to inspect building work to which a notice to fix relates.	DESP, BSM, CMEM, SBSO, EMSM
s 167	Inspect building work to which a notice to fix relates.	DESP, BSM, SBSO, CMEM, BSO, CMTL, TLEH, EHO, MCO, BCO
s 177, 180	Power to apply to Chief Executive of Department of Building and Housing for determination.	DESP, BSM
s 190	Power to file in District Court application for direction as to costs.	DESP, BSM
s 202	Power to make written submissions on matter under investigation.	DESP, BSM
s 208	Power to appeal in District Court against decision of Chief Executive of Department of Building and Housing.	DESP, BSM
s 219(1)	Power to impose a fee and/or charge.	DESP, BSM
s 219(2)	Power to refuse to perform a function or service if fee, charge or levy unpaid.	DESP, BSM, SBSO
s 220(2)	Power to apply to District Court for order authorising Council to carry out building work on default.	DESP, BSM, SBSO, EMSM
s 220(3)	Duty to give prior notice of court application under section 220(2) of this Act to building owner.	DESP, BSM, SBSO, EMSM
s 220(4)	Power to recover costs of building work from owner.	DESP, BSM
s 221	Power to destroy, sell or dispose of materials, apply proceeds to costs; pay surplus to owner.	DESP, BSM, SBSO, EMSM
s 222	Power to authorise officers to inspect and enter premises.	DESP
s 240	Power to impose fee and/or charge on member of public for building consent or other function under the Act and to refuse to perform function or service if unpaid.	DESP
s 243(1)	Power as regional authority to impose fees or charges for services provided under Building Act and duty to collect the levy under section 53 payable to Chief Executive of Department of Building and Housing.	DESP
s 243(2)	Power to refuse service where the fees, charges or levy are not paid.	DESP
s 281B	Power to increase a fee or charge to meet actual and reasonable costs and to provide estimate.	DESP
s 281C	Power to waive or refund fee or charge.	DESP
s 363A	Power to determine application for a certificate of public use and apply conditions.	DESP, BSM, SBSO
s 371B(2)	Power to authorise officer to issue infringement notices, and consequent duty to provide officer with warrant.	DESP
s 377	File a charging document.	DESP, BSM, CMEM, SBSO, BCO
s 381	Power to apply for injunction or other appropriate order. s381.	DESP, BSM, CMEM
Building (Accreditation of Building Consent Authorities) Regulations 2006		
	All functions, duties and powers.	DESP, BSM CM

Legislation	Summary or function or power	Delegated officers
Burial and Cremation Act 1964		
	All powers, duties and functions under the Act except for the power to grant leases of any unused portion of the land comprised in a cemetery, for any term not exceeding 5 years. s21 (2).	DLC LSM
Camping Ground Regulations 1987		
reg 3	Permit or refuse to allow camping ground or relocatable home park.	DESP, DLC, LSM, CARM, TLEH
reg 14	Powers of exemption.	DESP, DLC, LSM, CARM, TLEH
Cremation Regulations 1973		
reg 3	Request that the Minister close a crematorium.	DLC
reg 11	Power to impose conditions in respect of cremations in cemeteries or burial grounds.	DLC, LSM, CL
Dog Control (Prescribed Forms) Regulations 1996		
reg 3	Power to alter forms.	DESP, CMEM
Dog Control Act 1996		
s 11 and 12	Appoint dog control officers and dog rangers.	DESP
s 21	Classify any person as a probationary owner.	DESP, CMEM, ACPTL
s 23A	Power to require dog owner education.	DESP, CMEM, ACPTL
s 25	Power to disqualify any person from being the owner of any dog.	DESP, CMEM
s 26	Hear and determine an objection to disqualification.	DESP
s 28	Extend period of disqualification.	DESP, CMEM
s 31	Power to classify any dog as a dangerous dog.	DESP, CMEM, ACPTL
s 31	Determine objection to dangerous dog classification.	DESP, CMEM
s 32(1)(a)	Power to consent to the disposal of a dangerous dog.	DESP, CMEM, ACPTL
s 33A	Power to classify a dog as menacing.	DESP, CMEM, ACPTL, ACO
s 33B	Power to determine an objection to classification of a dog as menacing.	DESP, CMEM, ACPTL
s 33C	Power to classify a dog as menacing if belong to specified breed or type.	DESP, CMEM, ACPTL
s 33D	Power to determine an objection to classification of a dog as menacing under s 33C.	DESP, CMEM
s 33E(1)(b)	Require production of certificate.	DESP, CMEM, ACPTL
s 33E(5)	Determine that a dog need not be muzzled.	DESP, CMEM, ACPTL
s 33EB	Require neutering of dog classified as dangerous by another authority.	DESP, CMEM, ACPTL
s 33ED	Determine whether to classify dog as menacing following conviction of owner.	DESP, CMEM, ACPTL
s 35	Power to provide register information and to determine whether or not a dog should be delivered into the custody of a Dog Control Officer or Dog Ranger.	DESP, CMEM, ACPTL
s 36A	Request verification that a dog has been implanted with a functioning microchip transponder.	DESP, CMEM, ACPTL
s 39	Power to issue refunds or reduce fees.	DESP, CMEM
s 40	Power to require a written statement that a dog is a working dog of a specified class and to require production of a	DESP, CMEM, ACPTL, ACO

Legislation	Summary or function or power	Delegated officers
	certificate that a dog has been neutered.	
s 46	Power to issue a replacement label or disc.	DESP, CMEM, ACPTL, ACO
s 66	To commence proceedings in accordance with s 21 of the summary Proceedings Act 1957 where an infringement notice has been issued.	DESP, CMEM
s 68	Require payment of pound fee.	DESP, CMEM, ACPTL, ACO
s 69	Power to dispose of any dog.	DESP, CMEM, ACPTL, ACO
s 71	Power to authorise retention or return of a dog and apply fees to sustenance.	DESP, CMEM, ACPTL, ACO
s 71A	Powers in relation to dog seized under s 15 or 33EC.	DESP, CMEM, ACPTL, ACO
Electricity Act 1992		
s 24(2) and (3)	Prescribe conditions in relation to work undertaken on road by an electricity operator.	DCL
s 32	Require electrical works on roads to be moved.	DCL
Food Act 2014		
s 54	Power to refuse to process application for registration of food control plan.	DESP, CMEM, TLEH
s 55	Power to require further information and allow further time.	DESP, CMEM, TLEH
s 56 - 61	Power to register food control plan or not to register, and impose and vary conditions, and decide duration.	DESP, CMEM, TLEH
s 62, 63, 65	Power to suspend operations under registered food control plan and give directions.	DESP, CMEM, TLEH
s 67, 69, 70	Power to cancel registration and give directions	DESP, CMEM, TLEH
s 84	Power to refuse application for registration of food business subject to national programme.	DESP, CMEM, TLEH
s 85	Power to require further information and allow further time.	DESP, CMEM, TLEH
s 86 - 89	Power to register business subject to national programme or not to register, and impose and vary conditions.	DESP, CMEM, TLEH
s 90 - 93	Power to suspend operations of business subject to national programme and give directions.	DESP, CMEM, TLEH
s 95 - 97	Power to cancel registration business subject to national programme and give directions.	DESP, CMEM, TLEH
s 250	Power to file charging document.	DESP, CMEM, TLEH
s 331	Power to apply for Compliance Order.	DESP, CMEM, TLEH
S 355	Reconsider a decision described in s 354(4)	DESP, CMEM
Cl 3, sch 4	Renewal of registration.	DESP, CMEM, TLEH
Food Regulations 2015		
	All powers and functions.	DESP, CMEM, TLEH
Freedom Camping Act 2011		
s 25	Power to issue proceedings for an offence other than an infringement notice.	DESP, CMEM
s 27	Power to issue infringement notice.	DESP, CMEM, MCTL, ACPTL, MCO, SFCCO
s 28	Power to issue reminder notice.	DESP, CMEM, MCTL, ACPTL, MCO
s 32	Appointment of an Enforcement Officer.	DESP
s 39	Power to return property seized or impounded.	DESP, CMEM, MCTL, ACPTL

Legislation	Summary or function or power	Delegated officers
s 40	Power to dispose of seized and impounded property.	DESP, CMEM, MCTL, ACPTL
Gas Act 1992		
s 25(2) and (3)	Prescribe conditions in relation to work undertaken on road by a gas operator.	DCL
s 33	Require fittings on roads to be moved.	DCL

Legislation	Summary or function or power	Delegated officers
Gisborne District Bylaws		
	All functions, duties and powers under any Gisborne District Council Bylaw.	All Directors, CMEM
	All powers and functions under the Gisborne District Freedom Camping Bylaw 2016	All Directors, LSM, CARM
	All powers and functions under the Gisborne Trade Waste Bylaw 2015.	All Directors, FWOM, WTCO
	All powers and functions under the Gisborne District Council Water Supply Bylaw 2015.	All Directors, FWOM
Government Roading Powers Act 1989		
s 52	Give consent to works on road.	DCL
s 55	Powers of responsible authority as to trees and structures etc interfering with road.	DCL
s 56	Give notice.	DCL
s 57	Emergency work powers.	DCL
s 75	Reach agreement as to reasonableness or sufficiency of access.	DCL
s 77	Consent or object to alterations by NZTA.	DCL
Hazardous Substances and New Organisms Act 1996		
Note these powers are held by the Chief Executive, they are not sub-delegations of Council powers		
s 97(1)(h) and (2)	Power to enforce provisions of the Act.	Enforcement officers
s 98	Appoint enforcement officers and designate district hazardous substance officer.	All Directors
s 108	Power to decide whether to change or cancel an enforcement order.	DESP, CMEM
s 108	Confirm, change or cancel Compliance Order.	DESP, CMEM
	Filing prosecutions under Act or Regulations.	DESP, CMEM
Health Act 1956		
s 27	Power to raise loans for sanitary works.	D F&A, DESP
s 28	Appoint environmental health officer.	DESP
s 33	Bring proceedings for nuisance.	DESP, CMEM, TLEH
s 34	Determine that immediate action for the abatement of the nuisance is necessary by reason of the existence of a nuisance on any premises and without notice to the occupier, enter on the premises and abate the nuisance.	DESP, CMEM, TLEH
s 41 (1)	Decide and cause service of a cleansing order.	DESP, CMEM, TLEH
s 41 (2)	Cause cleansing.	DESP, CMEM, TLEH
s 42	Duly authorised to issue certificate.	DESP, CMEM, TLEH, EHO
s 42(2)	Cause service of a repair notice.	DESP, CMEM, TLEH
s 42(3)	Issue a closing order.	DESP, CMEM, TLEH

Legislation	Summary or function or power	Delegated officers
s 45	Cancel a closing order.	DESP, CMEM, TLEH
s 53C	Power to advance money to an owner upon whom an order or notice is served.	DESP, CMEM
s 54	Determine any application to carry on an offensive trade, register or renew the registration of any premises used for an offensive trade.	DESP, CMEM, TLEH
s 55(3)	Power to appeal against the decision of another local authority to give consent to an offensive trade.	DESP, CMEM
s 58	Determine any application to establish a stockyard, register or renew the registration of any premises used for a stockyard.	DESP, CMEM, CM
s 66	Apply for injunction where continuing breach of Bylaw following conviction.	DESP, CMEM,
s 81	Power to authorise an environmental health office to enter premises.	DESP, CMEM, TLEH
s 83	Destroy articles that cannot be effectively disinfected.	DESP, CMEM, TLEH
s 128	Power to enter and inspect.	DESP, CMEM, TLEH, EHO, MCTL, MCO
Health (Burial) Regulations 1946		
reg 16	Consent, register, renew, refuse, impose conditions for registration or consent.	DESP, CMEM, TLEH
Health (Hairdressers) Regulations 1980		
reg 4	Grant, extend, set conditions on certificate of exemption.	DESP, CMEM, TLEH
Health (Registration of Premises) Regulations 1966		
reg 5	Issue certificate of registration.	DESP, CMEM, TLEH, EHO
reg 9	Revoke certificate of registration.	DESP, CMEM, TLEH, EHO
Housing Improvement Regulations 1947		
	All powers and functions of a local authority.	DESP, CMEM, TLEH
Impounding Act 1955		
s 8 & 9	Appoint a Pound Keeper, Deputy Pound Keeper or Ranger	DESP
s 10	Remove or suspend Pound Keeper or deputy or ranger.	DESP
s 14(3)	Recover actual costs of sustenance of impounded stock.	DESP, CMEM, ACPTL
s 32	Declare fenced paddock a temporary pound.	DESP, CMEM, ACPTL, ACO
s 50	Authorise person to act as auctioneer for sale of impounded stock.	DESP, CMEM, ACPTL
s 52	Destroy worthless or suffering stock.	DESP, CMEM, ACPTL
s 53	Dispose of unsold stock.	DESP, CMEM, ACPTL
s 56	Recover any deficiency in costs from owner of stock.	DESP, CMEM, ACPTL
Land Drainage Act 1908		
	All powers and functions.	DCL, FWOM, IM

Legislation	Summary or function or power	Delegated officers
Land Transport Act 1998 and associated regulations and rules (including Heavy Motor Vehicle Regulations 1974)		
	All powers and functions of Council.	DESP, DCL, CMEM
Litter Act 1979		
s 5	Appoint Litter Control Officers.	DESP
s 8	Appoint and revoke appointment of Litter Wardens.	DESP
s 10	Serve notices to clear litter.	DESP, CMEM, MCTL, MCO, TLEH, EHO
s 14	Issue infringement notices.	DESP, CMEM, MCTL, MCO, TLEH, EHO
s 15	Filing prosecutions.	DESP, CMEM, MCTL
Local Electoral Act 2001		
s 8(1)	Power to direct the electoral officer to conduct an election.	DIP
s 9(1)	Power to direct the electoral officer to conduct a referendum that is not required to be held under this or any other Act.	DIP
s 12	Power to appoint the electoral officer.	DIP
Local Government Act 1974		
s 319	General powers in respect of roads.	DCL
s 331	Form and upgrade footpaths and impose charges.	DCL
s 335	Require payment for vehicle crossing.	DCL
s 342	Stopping and closing of roads (except as specified in cl. 11 (e) of Schedule 10).	DCL
s 346A to J	Powers in relation to limited access roads.	DCL
s 348	Powers with respect to private roads and private ways.	DESP, CM
s 355	Require removal of overhanging trees and execute works where life, property or road is in imminent danger.	DESP, CMEM, DCL, DLC, LSM
s 356(2) and 356A	Removal of abandoned vehicle.	DESP, CMEM, MCTL
s 459	Require that an owner undertake drainage works.	DESP, CMEM, BSM, SBSO, DCL, IM, FWOM
s 467	Action in relation to unlawful connection of private drain.	DESP, CMEM, BSM, SBSO, DCL, IM, FWOM
s 468	Require removal or tree roots.	DESP, CMEM, BSM, SBSO, DCL, IM, FWOM
s 509	Powers as to drainage channels and land drainage works.	DESP, CMEM, BSM, SBSO, DCL, IM, FWOM
s 510	Inspection of private dams.	DESP, CMEM, BSM, SBSO, BSO, DCL, IM, FWOM
s 511	Require that owner remove obstruction from drainage channel/watercourse and complete works where owner fails.	DESP, CMEM, BSM, SBSO

Legislation	Summary or function or power	Delegated officers
Local Government Act 2002		
S 150A	Waive or remit costs associated with objection	DESP, DCL
s 162	Apply for injunction restraining a person from committing a breach of a bylaw or an offence against this Act.	DESP, CMEM, TLEH, MCTL
s 163	Remove or alter a work or thing that is, or has been, constructed in breach of a bylaw, and recover the costs of removal or alteration.	DESP, CMEM, TLEH, MCTL
s 167	Return of property seized or impounded.	DESP, CMEM, TLEH, MCTL
s 168	Dispose of property that has not been returned within six months after it was seized and impounded.	DESP, CMEM, TLEH, MCTL
s 171	Enter any land or building other than a dwelling house.	DESP, CMEM, EHO, TLEH, MCTL, BSM, BSO, SBSO, All enforcement officers
s 173	Power of entry in case of emergency.	DESP, CMEM, EHO, TLEH, MCTL, BSM, BSO, SBSO, All enforcement officers
s 174	Issue warrant to enforcement officer.	DESP
s 177	Appoint enforcement officer.	DESP
s 179	Contract out administration of regulatory functions.	DESP
s 181	Construction of works on private land and enter land to inspect etc.	DESP, CMEM, EHO, TLEH, MCTL, BSM, BSO, SBSO, DLC, DCL, FWOP, IM
s 185	Approve the carrying out of works by an occupier where owner in default.	DESP, CMEM, DLC, DCL
s 186(1)	Certify work as urgent.	DESP, CMEM, DLC, DCL
s 186(2)	Execute, provide or do works, materials or things and recover costs from person in default.	DESP, CMEM, DLC, DCL, CM, FWOP, IM
s 187	Recover costs from person in default.	DESP, CMEM, DLC, DCL, CM, FWOP, IM
s 193	Restrict water supply to a person's land.	DESP, CMEM
s 198	Require a Development Contribution.	DESP, DCL, CM, BSM
S 199A	Reconsideration of requirement for development contribution	DESP, DCL
S 207A	Enter into development agreement	DESP, DCL
s 208	Withhold documents and other actions where development contribution not paid.	DESP, DCL, CM, BSM, SBSO
s 209	Refund money if development does not proceed.	DESP, DCL, CM, BSM
s 210	Refund money or return land if not applied to specified reserve.	DESP, DCL, CM, BSM
s 215	Application for removal order for fence, structure or vegetation.	DESP, CMEM
s 241	Filing prosecutions for a an offence under the Act (including for the breach of a bylaw)	DESP, CMEM, MCTL, MCO, TLEH, EHO

Legislation	Summary or function or power	Delegated officers
Local Government Official Information and Meetings Act 1987		
s 13	Require a charge to be paid.	All Directors
s 44A	Determine such other information concerning the land as is relevant for inclusion in a LIM.	DESP, CMEM, CM, EMSM, BSM
s 14	Extend the time limit to provide official information.	All Directors DSSM
s 29(2)	Extend the time for providing requested information to an Ombudsman.	DIP DSSM
ss 6, 7, 17	Refuse a request for official information.	All Directors DSSM
Local Government (Rating) Act 2002		
The delegations under this Act have been made by the Council directly to the officers listed. They have not been sub-delegated by the CE. They are listed here for ease of reference only.		
s 28(3)	Determine a fee for being supplied a copy of Rating Information Database data.	CFO, RTL
s 63	Power to commence court proceedings for the recovery of rates that are in default	CE only
s 67	Power to commence rating sale or lease provisions	CE only
s 72	Consent to sell or lease by private treaty.	CE only
ss 77 to 83	Powers relating to the sale of abandoned land	CE only
s 85	Remit rates	CFO, RTL, SRO, RA
s 87	Postpone requirement to pay rates	CFO, RTL, SRO, RA
s 90(1) and (4)	Register a notice of charge or notice of release of charge on a rating unit if requirement to pay rates has been postponed under s 87(1)	CE only
ss 99 and 108	Apply to the Maori Land Court to obtain a charging order to administer the land for the purpose of recovering the rates. Conditional on consultation with the Chief Executive.	CE only
s 114	Remit rates on Maori freehold land	CFO, RTL, SRO, RA

Legislation	Summary or function or power	Delegated officers
s 115	Postpone requirement to pay rates on Maori freehold land	CFO, RTL, SRO, RA
s 117N(2)	Power to cancel election for lump sum contribution payment or recover amount owing in a situation of late or non-payment	CFO, RTL
s 135	Power to sign documents as correct copies for legal proceedings.	CFO, RTL
Maritime Transport Act 1994		
	Filing prosecutions under Act or Regulations.	DESP, CMEM, CMTL, HM
s 33D	Appoint a harbourmaster.	DESP
s 33G	Appoint enforcement officers, honorary enforcement officers and to authorise persons.	DESP, HM
s 33I	Carry out harbour works.	DESP, HM
s 33J	Take steps to remove and deal with any wreck that is a hazard to navigation.	DESP, HM
s 33L	All powers relating to the removal, storage, sale or other disposal of an abandoned ship.	DESP, HM
s 200	Powers and functions in relation to navigational aids for a maritime facility.	DESP, HM
s 200B	Powers and functions in relation to a major maritime event or occasion.	DESP, HM
s 318	Appoint a regional on-scene commander and deputy regional on-scene commander.	DESP
<p>Note. Sub-delegation of the Director of Maritime New Zealand's powers under the MTA are recorded in separate documentation. These powers relate to Oil Transfer Sites.</p>		
New Zealand Library Association Act 1939		
s 5	Authority to become a member of the Association.	DLC, CAM
Public Works Act 1981		
s 19(1)	Power to forward a compensation certificate to the District Land Registrar to protect agreement.	DLC, DCL, DESP
s 19(7)	Duty to notify District Land Registrar that compensation certificate should be discharged.	DLC, DCL, DESP
s 24 and 25	Powers in relation to objections to heard by Environment Court.	DLC, DCL, DESP
s 26	Power to submit request to take land.	CE only
s 47(1)	Power to request District Land Registrar to issue certificates of title to land held for public work.	CE only
s 48	Power to grant easement over land held for public work.	CE only
s 52	Request land be declared set apart for other local work.	CE only
s 111	Powers of entry onto private land for other survey and investigation purposes, and to authorise others.	DCL, DESP
s 115(1); 115(8)	Power to register a certificate of consent or notice of discharge of certificate.	DLC, DCL, DESP

Legislation	Summary or function or power	Delegated officers
s 115(9)	Power to sign certificate of consent or notice of discharge of certificate of consent.	DLC, DCL, DESP
s 135	Power to enter onto land to do emergency work on trees etc.	DLC, DCL, DESP, LSM, IM, CMEM
s 224	Power to enter into and carry out agreements to combine with Government in any undertaking of both national and local importance.	DLC, DCL, DESP
Rating Valuation Regulations 1998		
	All powers and functions.	DF&A
Reserves Act 1977		
s 8	Power to appoint rangers.	DLC
s 23(3)	Power to prohibit access to the whole or any specified part of a local purpose reserve.	DLC, LSM, CARM
s 42(2)	Power to authorise the cutting or destruction of trees and bushes on reserve.	DLC, LSM, CARM

Legislation	Summary or function or power	Delegated officers
Resource Management Act 1991		
The delegations under this Act have been made by the Council directly to the officers listed. They have not been sub-delegated by the CE. They are listed here for ease of reference only.		
s 10(2)	Decision on application for extension of existing use rights.	DESP, CM, CMEM, BSM, RCTL, PP
s 34A(1)	Appointment of Hearing Commissioners (not power of delegation).	DESP, DTR (Expectation of consultation with CE)
s 36(5) to (7) and 36AA	Power to set additional charges, provide estimates, and make decisions on non-performance pending payment of charge.	DESP, DTR, SPM, CM, CMEM, RCTL, BSM
s 36AAB	Powers to remit the whole or part of any charge, and to not commence or continue processing resource consent applications or private plan change applications if insufficient money has been paid as required by Council's schedule of charges.	DESP, DCL, DTR, SPM, CM, CMEM, RCTL
s 37	Waive requirements or extend time limits.	DESP, DTR, SPM, CM, CMEM, RCTL, BSM, PP, SRCP, IRCP
s 38	Authorisation and warranting of enforcement officers (including ability to affix seal).	DESP
s 41B	Directions to provide evidence within time limits.	DESP, DTR, SPM, CM, CMEM, RCTL, PP
s 41C	Directions and requests before hearing.	DESP, DTR, SPM, CM, CMEM, RCTL, PP
s 41D	Strike out a submission.	DESP, DTR, SPM, CM, CMEM, RCTL, PP
s 42	Order to protect sensitive information.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP
s 42A	Require or commission a report.	DESP, CM, CMEM, DTR, SPM, RCTL, BSM
s 42A(5)	Waive requirement to send officer report.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP
s 44A	Local Authority recognition of national environmental standards.	DESP, DTR, DESP, SPM, RCTL, PP
s 58	If so directed by a national planning standard, power to amend any planning document.	DESP, DTR
s 86D(2)	Make application to Envi Court for a rule to have legal effect.	DESP, DTR, SPM
s 87BA	Power to decide and give notice on boundary activities.	DESP, CM, CMEM DTR, SPM, RCTL, PP
s 87BB	Power to decide and give notice on deemed marginal or temporary permitted activities.	DESP, CM, CMEM DTR, SPM, RCTL, PP, BSM
s 87E	Decision to return, decline or grant a request to transfer an application for resource consent or application for a change or cancellation of consent condition to the Environment Court.	DESP
s 87F	Prepare a report and suggest conditions to the Envi Court.	DESP, CM, CMEM DTR, SPM, RCTL, PP
s 88	Determine that an application for resource consent is incomplete and provide reasons.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP, SRCP, IRCP, DP, CCTL

Legislation		DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP
s 91	Deferral of application pending additional applications.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP, SRCP
s 92(1)	Requirement for further information from applicant.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP
s 92(2)	Commission a report in relation to an application.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP
s 92A	Set time limit for applicants to provide information.	DESP, CM, CMEM, DTR, SPM, RCTL, PP, BSM
s 95, ss 95A to 95G	Powers to make all relevant determinations.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP
s 97(4)	Adopt an earlier closing date.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP
s 99(1) to (3)	Arrange pre-hearing meetings for the purpose of clarifying, mediating or facilitating resolution of any matter or issue.	DESP, CM, CMEM, DTR, SPM, RCTL
s 99(4)	The authority to decide if staff who have the power to make a decision on an application may attend and participate in a pre-hearing meeting.	DESP, CM, CMEM, DTR, SPM, RCTL, PP
s 99(8)	Decline to process an application or consider a submission.	DESP, DTR, SPM, CM, CMEM, RCTL, PP
s 99A	Powers relating to mediation.	DESP, CM, CMEM, DTR, SPM, RCTL
s 100	Determination whether hearing necessary.	DESP, CM, CMEM, DTR, SPM, RCTL, BSM
s 101	Fix hearing date, time and place.	DESP, CM, CMEM, DTR, SPM, RCTL, PP, BSM
s 102(1)	Determination for a joint hearing.	DESP, DTR
s 103	Determination not to hold a combined hearing.	DESP, DTR
ss 104, 104A-D, 105, 106, 107, 108, 405A, 406, 407, 409	Decisions on applications for resource consents that are not notified, or for which no hearing is to be held.	DESP, CM, CMEM, DTR, SPM, RCTL, PP, BSM
s 109	Make decisions in relation to bonds or covenants.	DESP, CM, CMEM, RCTL, BSM, , DTR, SPM,
s 110	Power to authorise refund of money when activity does not proceed.	DESP, CM, CMEM, RCTL, DTR, SPM,
s 114	Decisions relating to notification of decision.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP
s 124	Decision as to whether operations can continue under original resource consent pending determination of replacement consent.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP
s 125	Decision whether to extend period before a resource consent lapses.	DESP, CM, CMEM, DTR, SPM, RCTL
s 126	Cancellation of consents unexercised for more than five years.	DESP, CM, CMEM, DTR, SPM, RCTL

Legislation	Summary or function or power	Delegated officers
s 127 & 149Z	Decision on an application to change or cancel a resource consent condition.	DESP, CM, CMEM, DTR, SPM, RCTL, PP, BSM
s 128 to 132	Initiate, approve and determine review of consent conditions.	DESP, CM, CMEM, DTR, SPM, RCTL, PP, BSM
s 132(3) & (4)	Determine resource consent should be cancelled.	DESP
s 133A	Correct minor mistakes or defects in a resource consent.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, RCTL, PP
s 136	Authority to approve transfer of water permits.	DESP, CM, CMEM, RCTL, DTR, SPM, PP, BSM
s 137	Authority to approve transfer of discharge permits.	DESP, CM, CMEM, RCTL, DTR, SPM, PP, BSM
s 138	Decision to accept or refuse part or full surrender of a resource consent.	DESP, CM, CMEM, DTR, SPM, PP
s 138A	Consider special provisions relating to coastal permits for dumping and incineration.	DESP, CM, CMEM, RCTL, DTR, SPM, PP
s 139	Issue of certificate of compliance.	DESP, CM, CMEM, DTR, SPM, RCTL, PP, BSM
s 139A	Issue existing use certificate.	DESP, CM, CMEM, DTR, SPM, RCTL, PP, BSM
s 142 – 149ZD	All powers and function of the Council in Part 6AA Proposals of National Significance Request Minister call in a matter lodged with the Council.	DESP
s 149G	Prepare a report on the key planning issues on a resource consent application that has been called in.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP
s 165D	Refuse to receive an application for a coastal permit.	DESP, CM, CMEM, RCTL, DTR, SPM, PP
s 165E(2)	Determination of an application for a coastal permit.	DESP
s 165L	Request Minister to approve allocations of authorisations for space.	DESP
s 165O	Request Minister to revoke or amend an approval to use a public tender.	DESP
s 165X – 165ZFE	Powers relating to authorisations and applications for coastal permits.	No delegation to officers
s 168A & 149Z	Determine whether to notify notice of requirement for designation.	DESP, CM, CMEM, RCTL, BSM,, DTR, SPM, PP
s 169	Process Notice of Requirement to Council.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP
s 171	Recommendation on Notice of Requirement to Council when.	DESP, CM, CMEM, DTR, SPM, RCTL, PP, BSM
	<ul style="list-style-type: none"> No submissions have been received, or 	
	<ul style="list-style-type: none"> No request is made for a hearing, or The need for a hearing has been averted by all submitters giving written agreement with conditions of consent proposed, and therefore they no longer want to be heard. 	

Legislation		
s 174	Appeal decisions on Notices of Requirement (not Councils).	DESP, DTR, CM, SPM
s 176A	Powers in relation to Outline Plan.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP
s 181 & 149Z	Alteration of designation.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP
s 182(5)	Decline to remove part of a designation.	DESP, CM, CMEM, RCTL, BSM, PP, DTR, SPM
s 184	Determination that lapsing time for designation can be extended beyond five years.	DESP, CM, CMEM, RCTL, BSM, PP, DTR, SPM
s 184A	Determination that lapsing time for Council's own designation can be extended beyond five years.	DESP, CM, CMEM, RCTL, BSM, PP, DTR, SPM
s 186(4)	Consent for setting apart of Council held land for work of a network utility operator – (asset management).	DESP, DTR
s 189A, 190, 191, 149Z	Powers relating to notice of requirement for a heritage order.	DESP, CM, CMEM, RCTL, PP, BSM
s 193	Consent to do anything that would wholly or partly nullify the effect of a heritage order (where Council is the relevant heritage protection authority).	No delegation to officers
s 195A & 149Z	Alter heritage order (applies to both applications to and those by Council).	DESP, CM, CMEM, RCTL, BSM, PP, DTR, SPM
s 198C	Determine request.	DESP, CM, CMEM, RCTL, BSM, PP, DTR, SPM
s 198D	Prepare and serve report on requirement.	DESP, DTR, SPM, CM
s 198E(4)	File section 274 notice in respect of a notice of motion lodged with the Environment Court.	DESP, DTR, SPM, CM
s 198H	Decision to refer a requirement to the Environment Court for decision.	DESP, DTR, SPM, CM
s 198J & 198M	Determine requirement; Prepare report and suggested conditions; and Serve submitters.	DESP, DTR, SPM, CM
s 198K	Lodge and serve notice of motion and supporting affidavit with the Environment Court.	DESP, DTR, SPM, CM
s 205	Authority to make submissions on a proposed water conservation order.	DESP, DTR
s 209	Authority to make submissions to the Environment Court on a proposed water conservation order.	DESP, DTR
s 221	Issue, vary or cancel consent notice.	DESP, CM, CMEM, RCTL, BSM, PP
s 222	Allowing a bond binding the owner to complete work or make a financial contribution as required by condition of subdivision consent.	DESP, CM, CMEM, RCTL, BSM, PP
s 223, 237, 240, 243	Approval or declining of survey plan. Issue a certificate that a survey plan has been approved under this section.	DESP, CM, CMEM, RCTL, BSM, PP
s 224(c)	Issue a completion certificate that all conditions of a subdivision consent are complied with.	DESP, CM, CMEM, RCTL, BSM, PP

Legislation	Summary or function or power	Delegated officers
s 224(f)	Sign certificate for purpose of section 224(f).	v
s 226(1)(e)	Issue a certificate confirming allotments are in accordance with provisions of district plans and statutory documents.	DESP, CM, CMEM, RCTL, BSM, PP
s 234	Vary or cancel instrument creating esplanade strip.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP
s 235	Creation of esplanade strip by agreement.	DESP, CM, CMEM, RCTL, BSM,, DTR, SPM, PP
s 237	Approval of survey plans where esplanade reserves or esplanade strips required.	DESP, CM, CMEM, RCTL, BSM, PP
s 237B	Agreement to acquire easement for access strip.	DESP, CM, CMEM, RCTL, BSM, PP
s 237C	Closure of strips to public.	DESP, CM, CMEM, RCTL, BSM, PP
s 237D	Transfer of esplanade reserve to the Crown.	CE only
s 237H(2)	Acceptance or objection to registered valuer's determination of compensation.	DESP
s 240, 241, 243	Powers relating to conditions as to amalgamation of land and easements.	DESP, CM, CMEM, RCTL, BSM, PP
s 245	Approve survey plans for reclamation.	DESP, CM, CMEM, BSM, RCTL, PP
s 274	Give notice of intention to become party to proceedings.	DESP, DTR (Expectation of consultation with CE)
s 294	Application to Environment Court to order a rehearing of proceedings by the Court.	DESP, DTR (Expectation of consultation with CE)
s 299, 300	Initiate and file notice of appeal to High Court.	DESP, DTR (Expectation of consultation with CE)
s 308G	Commence proceedings for declaration person/persons in contravention of Part 11A.	DESP, DTR (Expectation of consultation with CE)
s 308I	Commence proceedings for damages in the High Court.	DESP, DTR (Expectation of consultation with CE)
s 311	Application to Environment Court for declaration.	DESP, DTR
s 316	Application to Environment Court for enforcement order.	DESP, CMEM
s 320	Application to Environment Court for interim enforcement order.	DESP, CMEM
s 325A	Cancellation or change of Abatement Notice.	DESP, CMEM, MCTL
s 329	Issue of water shortage directions.	DESP, CM, CMEM
s 330	Authority to take preventative or remedial action where adverse environmental effects, or a sudden event likely to cause loss of life, injury or serious damage to property, threatens any public work for which Council has financial responsibility, or any natural or physical resource or areas.	DESP, CM, CMEM, RCTL, BSM,, DTR, SPM, DLC, DCL, ICM, IM, FWOM, CARM, LSM, CAM, MCTL, SRCP
s 331	Seek an enforcement order from Environment Court to recover costs.	DESP

Legislation	Summary or function or power	Delegated officers
s 332	Authorise entry by enforcement officer.	DESP, CM, CMEM, CMTL, RCTL, BSM,
s 334	Application for warrant for entry for search.	DESP, CM, CMEM, RCTL, BSM, CMTL, Enforcement Officers
s 336(2)	Determination on return of property seized under ss 323 and 328.	DESP, CM, CMEM, MCTL, EHTL
s 338	Decide whether to commence a prosecution for an offence.	DESP, CMEM (Expectation of consultation with CE)
s 343C	Decide whether or not to commence proceedings for an infringement offence.	DESP, CMEM
s 353	Extension of period fixed.	DESP, CM, CMEM, RCTL, BSM,, DTR, SPM
s 355	Application for vesting of reclaimed land in Council.	DESP, DTR
s 357 & 357D	Authority to consider any objection to an officer's decision when the objection can be wholly upheld or agreement is reached with applicant on partial upholding of the objection.	DESP, CM, CMEM, BSM, RCTL
s 388	Request for information regarding exercise of resource consent.	DESP, CM, CMEM, RCTL, BSM, DTR, SPM, PP
1st sch cl. 3	Determining who to consult.	DTR, SPM
1st sch cl. 4	Respond as to whether the Council requires the designation to be included in that district's proposed plan, with or without modification.	DTR, SPM
1st sch cl. 4A	Power to provide copies of planning documents to iwi and determine time for advice.	DTR, SPM
1st sch cl. 6	Make a submission.	DTR, SPM
1st sch cl 5, 5A and 11	Determining which persons are directly affected and so need to be notified.	DTR, SPM
1st sch cl 7	Power to summarise submissions made in respect of a policy statement or plan or a change or variation thereto.	DTR, SPM
1st sch cl. 8	Make a further submission.	DTR, SPM
1st sch cl. 8AA	Resolution of disputes.	DTR, SPM
1st sch cl. 10A	Power to apply for extension of time if local authority is unable, or likely to be unable, to meet decision making obligations under Clause 10(4)(a).	DTR, SPM
1st sch cl. 11	Power to decide which landowners or occupiers are directly affected by the Council's decisions under Clause 9(2).	DTR, SPM
1st sch cl. 16	Minor amendment of proposed policy statement or plan.	DTR, SPM
1 st sch cl. 20A	Minor correction of operative policy statement or plan.	DTR, SPM
1st sch cl. 23	Requirement to provide further information and commissioning of reports (private plan changes).	DTR, SPM
1st sch cl. 24	Modify request for plan change.	DTR, SPM

Legislation	Summary or function or power	Delegated officers
1st sch cl. 32	Power to certify as correct material incorporated by reference into plan following decision.	DTR, SPM
1st sch cl. 43, 45, and 49	Power to give public notice if Council decides to establish a collaborative group and to notify any report from a collaborative group, and any proposed planning instrument as determined under cl. 46.	DTR, SPM
1st sch cl. 57	Power to publicly notify a local authority decision.	DTR, SPM
1st sch cl. 64	Power to establish a review panel to consider submissions arising from a collaborative planning process.	DTR
1st sch cl. 88 and 90	Power to publicly notify Minister's decisions under the streamlined planning process.	DTR, SPM
Sale and Supply of Alcohol Act 2012		
	Powers and functions of Secretary of Licensing committee (<u>Note this is a CE power, not Council. It is delegated in accordance with section 198 of the Act.</u>)	CMEM, DESP
s 100(f)	Issue certificates of compliance with the RMA and the building code.	DESP, CM, RCTL, BSM
S 189(1)	Appointment of committee members (from Council's list of approved members) as the DLC for an application	CMEM, DESP
s 197	Appoint licensing inspectors and a chief licensing inspector.	DESP
Telecommunications Act 2001		
s 135 and 142	Impose conditions on work or construction undertaken on road by network operator.	DCL
s 147A	Require network operator to move lines etc.	DCL
Transport (Vehicular Traffic Road Closure) Regulations 1965		
	All powers and functions.	DCL