



## Development Act 1993 and Development Regulations 2008

### Delegation Policy

<b>Policy Type:</b>	<b>Policy</b>		
<b>Approved By:</b>	<b>Council</b>	<b>Decision No:</b>	<b>1985/2017, 0211/2019, 0878/2021</b>
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<b>Department:</b>	<b>City Development</b>	<b>Division:</b>	<b>Development Services</b>
<b>Function:</b>	<b>3 - Development Control</b>	<b>Responsible Officer:</b>	<b>Manager, Development</b>

#### A - PREAMBLE

1. The Development Act 1993 requires the Council, as the relevant authority, to delegate authority to determine applications to a panel or a delegated officer (Section 34(23)).
2. Section 34(27) of the Development Act requires the Council to establish a policy relating to the basis upon which delegations have been made.
3. A copy of this policy must be made available for public inspection.

#### B - SCOPE

1. The *Development Act 1993 and Development Regulations Delegation Policy* prescribes the powers and duties that Council has delegated as a relevant authority with respect to determining whether or not to grant development plan consent.

#### C – POLICY PURPOSE/OBJECTIVES

1. The purpose of the policy is to clearly identify the basis upon which delegations are made under the Development Act 1993 and Development Regulations 2008.

#### D - DEFINITIONS

1. Council Assessment Panel – as required and established by the council under Section of the Planning, Development and Infrastructure Act 2016.
2. Authorised Officer – a person appointed under Section 18 of the Development Act 1993 as an Authorised Officer.

## **E - POLICY STATEMENT**

1. Council supports the objectives of the Development Act 1993 and Planning, Development and Infrastructure Act 2016.
2. Council actively supports the growth of the City through appropriate development that maintains and enhances the social, economic and environmental conditions desired by the community.
3. Council acknowledges that an effective and efficient development assessment system is critical to the achievement of community and council goals.
4. The authority to determine development applications is delegated to Authorised Officers where timely decisions can be made, except for those classes of applications delegated to the Council Assessment Panel.
5. The Council Assessment Panel will determine the following types of development applications;
  - Applications where third party representors indicate a desire to be heard by the relevant authority.
  - Applications listed as “non-complying” in the relevant zone within the Development Plan.
  - Applications determined by the General Manager City Development as being complex, controversial or of such significance to warrant determination by the Council Assessment Panel.

## **F - LEGISLATION**

1. Development Act 1993.
2. Development Regulations 2008.
3. Planning, Development and Infrastructure Act 2016

## **G - REFERENCES**

1. Nil

## **H - ASSOCIATED PROCEDURES**

1. Delegations under the Development Act 1993 and Development Regulations 2008.

### **Document Control**

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<b>Prepared by</b>	<b>Chris Zafiroopoulos</b>
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