



Delegation of authority

Delegation	C.3 Bushfire Prohibited/Restricted Burning Periods – Changes to [DRAFT]
Category	04 Community Resources
Delegator	Council
Express power to delegate	<u>Sections 17(10) and 18(5C) Bush Fires Act 1954</u>
Express power or duty delegated	<u>Section 17(10) - A local government may by resolution delegate to its mayor, or president, and its Chief Bush Fire Control Officer, jointly its powers and duties under subsections (7) and (8).</u> <u>Section 18(5C) - A local government may by resolution delegate to its mayor, or president, and its Chief Bush Fire Control Officer, jointly its powers and duties under subsections (7), (8), (9?), (10) and (11).</u>
Function	In accordance with Section 17(10) of the <i>Bush Fires Act 1954</i> (as amended), Council delegate ~~it's its power~~ powers to ~~and the Chief Executive Officer, who will consult with the Chief Bush Fire Control Officer~~ duties to vary the "Prohibited Burning Period" <u>jointly to the Shire President and the Chief Bush Fire Control Officer.</u> In accordance with <u>Section 18(5C) of the Bush Fires Act 1954</u> (as amended), <u>Council delegates its powers and duties to vary the "Restricted Burning Period" jointly to</u> the Chief Bush Fire Control Officer and the ~~Chief Shire Executive Officer are delegated authority to vary the "Restricted Burning Period"~~ <u>President.</u>
Delegates	<u>Shire President</u> ~~CEO~~ Chief Bush Fire Control Officer
Express power to subdelegate	<u>Sections 17(10) and 18(5C) Bush Fires Act 1954</u>
Statutory framework	<i>Local Government Act 1995 & Bush Fires Act 1954</i>