

# CLARE & GILBERT VALLEYS COUNCIL

## INSTRUMENT OF DELEGATION

### ELECTRICITY ACT 1996

11 JANUARY 2024

#### Delegation Sources

- Electricity Act 1996

#### Positions

Abbreviation	Position	Name
Not Delegated - Remains with CEO	Not Delegated - Remains with CEO	

## Instrument of Delegation under the Electricity Act 1996

		Electricity Act 1996				
Provision	Power and Functions Delegated	Date of Delegation to CEO	Date of Sub Delegation	Sub Delegate	Conditions and Limitations	Capacity of Council
section 4(1)	Authorise a person to exercise powers conferred on a council officer under the Electricity Act	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		
section 47(3)	Agree with an electricity entity to the carrying out of work on public land	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		
section 47(7)	Refer a dispute with an electricity entity regarding whether work should be permitted on public land or the conditions applying to such work to the Minister	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		
section 47(9)(a)	Make representations to the Minister in relation to a dispute with an electricity entity regarding whether work should be permitted on public land or the conditions applying to such work to the Minister	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		

		Electricity Act 1996				
Provision	Power and Functions Delegated	Date of Delegation to CEO	Date of Sub Delegation	Sub Delegate	Conditions and Limitations	Capacity of Council
section 47(9)(b)	Agree to settle a dispute with an electricity entity regarding whether work should be permitted on public land or the conditions applying to such work	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		
section 55(1a)	Comply with the requirements of a vegetation clearance scheme	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		
section 55(3)	Carry out vegetation clearance work in relation to vegetation planted or nurtured contrary to the principles of vegetation clearance.	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		
section 55(3)	Recover the cost of carrying out vegetation clearance work under section 55(3) from a person who planted or nurtured the vegetation	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		
section 55A(1)	Agree a vegetation clearance scheme with an electricity entity	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		

		Electricity Act 1996				
Provision	Power and Functions Delegated	Date of Delegation to CEO	Date of Sub Delegation	Sub Delegate	Conditions and Limitations	Capacity of Council
section 55A(4)	Modify a vegetation clearance scheme by written agreement with the electricity entity	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		
section 55B(2)	Ask the Technical Regulator to determine a vegetation clearance scheme dispute under Division 2, Part 5	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		
section 55C(2)(c)	Apply to the Technical Regulator for a decision not to determine a vegetation clearance scheme dispute under Division 2, Part 5	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		
section 55D(2)(a)	Consent to the Technical Regulator conferring on the council the duty to keep vegetation clear of public powerlines	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		
section 55M	Enforce a vegetation clearance scheme with an electricity entity as a contract	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		

		Electricity Act 1996				
Provision	Power and Functions Delegated	Date of Delegation to CEO	Date of Sub Delegation	Sub Delegate	Conditions and Limitations	Capacity of Council
section 56(1)	Make an arrangement with an electricity entity conferring on the council a specified role in relation to vegetation clearance around public powerlines outside of prescribed areas	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		
section 58A(2)	Agree to contribute to the cost of undergrounding powerlines in the council area on the basis determined by the Minister	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		
section 58A(5)	Participate in consultation with, and provide proposals to, the Minister in respect of the undergrounding of powerlines	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		
section 58A(8)	Participate in consultation with the Minister in respect of a variation of the program for undergrounding of powerlines	13 December 2023	14 December 2023	Not Delegated - Remains with CEO		