



WHITEHORSE CITY COUNCIL INSTRUMENT OF DELEGATION DELEGATED COMMITTEE

Whitehorse City Council (**Council**) delegates to the Delegated Committee established by resolution of Council passed on 24 August 2020 and known as the "Delegated Committee" (**the Committee**), the powers, discretions and authorities set out in the Schedule, and declares that:

1. this Instrument of Delegation is authorised by a resolution of Council passed on **24 August 2020**.
2. the delegation:
 - 2.1 comes into force immediately upon execution; and
 - 2.2 remains in force until Council resolves to vary or revoke it; and
 - 2.3 is to be exercised in accordance with the exceptions, conditions and limitations set out in the Schedule and with the guidelines or policies which Council from time to time adopts; and
3. The Committee may not make a decision in the exercise of delegated power duty or function unless the subject matter of the decision is an item on an agenda for the Committee meeting that was circulated to each Councillor at least 48 hours prior to the committee meeting; and
4. If, prior to the commencement of the Committee meeting at which the item is to be considered, a Councillor gives a written notice to the Chairperson of the Committee that he or she requires the item to be determined by the Council:
 - 4.1 the Committee may consider, debate and make a recommendation in relation to the item but must not make a decision on the item in the purported exercise of the delegated power, duty or function; and
 - 4.2 the Chairperson must arrange to place the item on the agenda for the next Council meeting.

SIGNED for WHITEHORSE CITY
COUNCIL by SIMON McMILLAN
in his capacity as Chief Executive Officer
pursuant to authorisation by Council at
its meeting held 24 August 2020.

Signature of Simon McMillan
25 August 2020



SCHEDULE TO INSTRUMENT OF DELEGATION COUNCIL TO DELEGATED COMMITTEE

Purpose

To exercise Council's powers, discretions and authorities to perform Council's functions in accordance with relevant policies and guidelines of the Council and to do all things necessary or convenient to be done for or in connection with the performance of those functions, duties and powers.

Exceptions, conditions and limitations

The Committee is not authorised by this Instrument to:

1. exercise the powers which, under s 11(2) of the *Local Government Act 2020* or any other Act cannot be delegated to the Committee.
2. enter into contracts, or incur expenditure, for an amount which exceeds the approved budget;
3. consider any planning matters;
4. exercise any function or power or perform any duty if it is something which Council has previously designated as something which must be the subject of a resolution of Council,

or
5. exercise the powers which, by force of section 11, cannot be delegated.