



GLADSTONE
REGIONAL COUNCIL

GENERAL MEETING MINUTES

**HELD AT THE COUNCIL CHAMBERS - CIVIC CENTRE
101 GOONDOON STREET, GLADSTONE**

On 18 February 2020

Commencing at 9.00am

**Leisa Dowling
CHIEF EXECUTIVE OFFICER**

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Elected Members

Councillor – Mayor M J Burnett
Councillor G G Churchill
Councillor K Goodluck
Councillor R A Hansen
Councillor P J Masters
Councillor D V O’Grady
Councillor C A Trevor
Councillor N Muszkat

Officers

Mrs L Dowling (Chief Executive Officer)
Miss C Daly (Executive Secretary)
Ms A Scott
Mrs T Whalley
Mrs K Lee
Mrs E Costello
Mrs C Quinn
Mrs K Wockner
Mr E Noakes
Mr M Francis
Mrs V Hankinson
Mr M Holmes

G/0.3.1. APOLOGIES AND LEAVE OF ABSENCE

That Council note apologies for Councillor PJ Sobhanian as previously approved.

G/0.3.2. MESSAGES OF CONDOLENCE

Nil.

G/0.3.3. DECLARATION OF INTERESTS

MATERIAL PERSONAL INTEREST DECLARATION

Cr Trevor

Councillor Chris Trevor advised that in agenda item number G/3.1.2 – FUNDING APPLICATION – DESTINATION EVENT, he has a material personal interest as his legal firm of which he is the owner, is a minor sponsor of the show this year to the value of \$165.00 incl GST and he may suffer a loss or gain from the outcome of the decision.

Councillor Trevor advised that until such time as the Queensland Government provides further clarity on community donations by Councillors he would elect to leave the room for consideration of agenda item G/3.1.2.

Councillor Chris Trevor advised that in agenda item number G/3.1.5 – RESPONSE TO DEPUTATION FROM BOYNE ISLAND TANNUM SANDS GOLF CLUB INC, he has a material personal interest as his legal firm which he is the owner of, is a sponsor of the Tannum Sands Seagulls Football Club Inc to the value of approximately \$2000.00 and he may stand to suffer a loss or gain from the outcome of the decision.

Councillor Trevor elected to leave the room for the consideration of agenda item G/3.1.5.

Cr Masters

Councillor Peter Masters advised that in agenda item number G/8.4 – RPQS 59-20 WET & DRY PLANT HIRE, he has a material personal interest as he is currently employed by Rayment Excavations and he may suffer a loss or gain from the outcome of the decision.

Councillor Masters elected to leave the room for the consideration of agenda item G/8.4.

Mayor Burnett

Mayor Matt Burnett advised that in agenda item number G/3.1.4 – DEVELOPMENT APPLICATION 27.2019 FOR A MATERIAL CHANGE OF USE OF PREMISES FOR A THEATRE LOCATED AT 20 O'CONNELL STREET, BARNEY POINT QLD 4680, he has a material personal interest as his son is currently employed by Gladstone Cinemas.

Mayor Burnett elected to leave the room for the consideration of agenda item G/3.1.4.

Cr Churchill

Councillor Glenn Churchill advised that in agenda item number G/3.1.5 – RESPONSE TO DEPUTATION FROM BOYNE ISLAND TANNUM SANDS GOLF CLUB INC, he has a material personal interest as his son and daughter-in-law own the Shed Company and are major sponsors of other sporting clubs in the precinct.

Councillor Churchill elected to leave the room for the consideration of agenda item G/3.1.5.

G/1. MAYORAL STATEMENT OF CURRENT ISSUES

On 20 February the CQ University will hold the opening of their new, state-of-the-art facilities which will include the official opening of the Trades Training Centre, the Hair and Beauty Training Salon and the Aged Care Training Room. Thanks to the Federal Government, the University and the Gladstone Foundation for funding these fantastic new upgrades and I encourage everyone to visit these new facilities at the Marina Campus.

On 21 February we will hold a Tree Planting Ceremony at the Tondoon Botanic Gardens for our Centenarian, Mrs Jose George, who is celebrating her 100th birthday.

The Queensland Government will host their Central Queensland Regional Forum, here in Gladstone, on 24 February and I am looking forward to attending.

On 27 February the Gladstone region will also host Minister Cameron Dick for the Hydrogen Forum and the Bio Based Aviation & Marine Fuels Summit at the Gladstone Entertainment Convention Centre.

The Councillors and myself are looking forward to attending the Agnes Blues, Roots and Rock Festival which will take place from 21 – 23 February. Councillor Churchill and Councillor O'Grady will be sharing the opening of the Festival on Friday evening.

I am also very pleased to see that Alpha HPA (high purity alumina) has chosen Gladstone as the preferred location for their \$200 million refinery. Alpha HPA still have some EIS (Environmental Impact Statement process) to go through and some final investment decisions to make.

I would like to pay tribute to a local legend, Chris Tanner. Chris has been involved in the Gladstone Literacy Program for many years, not only giving his time but financial contribution as well. For 19 years Chris has assisted in excess of 130 students who otherwise were struggling with their numeracy and literacy. To Chris and the team at the Gladstone Literacy Centre, which was originally called the Exodus Tutorial Centre, I would like to congratulate Chris on his excellent work. With your indulgence, I will just give you the final data averages – all students from Years 1 – 6, their average reading accuracy gained 14 months, their reading comprehension gained 20 months, their reading single word average gained 17 months and their speed average gain was 22 words per minute. Chris has done a fantastic job for our region over many years and I would like to thank him on behalf of our community.

G/2. CONFIRMATION OF MINUTES

G/2.1. CONFIRMATION OF GENERAL MEETING MINUTES FOR 4 FEBRUARY 2020

File Ref: CM7.2

Purpose:

Confirmation of the minutes of the General Meeting held on 4 February 2020.

Officer's Recommendation:

That the minutes of the General Meeting of Council held on 4 February 2020 be confirmed.

G/20/4091 Council Resolution:

Moved Cr Trevor
Seconded Cr Hansen

That the Officer's Recommendation be adopted, with an amendment to the summary of G/6.
URGENT BUSINESS as identified below:

Cr Trevor congratulated Cr Sobhanian on his advocacy for hydrogen. All roads seem to be leading towards the establishment of the industry in Gladstone and there is a need for the Economic Development Specialist and others to come together and discuss the impacts a new industry is going to have on the community. Cr Trevor raised that it is time for Council to form a Specialised Economic Development taskforce to come together to work through similar impacts, such as what happened before and during the LNG boom, and the impacts that were left on the Gladstone region after the boom. Rate payers will be facing an increase of rates for the rest of their lives, as Council is continually left to pick up the pieces after an industrial boom. Council needs to seek support from the State and Federal Government if a hydrogen industry is going to be implemented.

Cr Trevor discussed that it is time for Council to stand up and say enough is enough and if Council wants a major industry to come to town, it is time to ask higher levels of Government to contribute funds. Cr Trevor explained his dissatisfaction towards previous Government action taking away airport land, promised compensation and a cap on infrastructure and not delivering. Council has eliminated \$50,000.000 in debt after paying an annual \$11.5 million interest bill. Cr Trevor stated that it is critically important that the community stands up to the government, as there will never be a reduction in rates until State and Federal Governments assist when major developments come to town.

CARRIED

G/3. OFFICERS' REPORTS

G/3.1. OFFICER'S REPORTS

G/3.1.1. AGNES WATER TO BAFFLE CREEK LINK ROAD

File Ref: RD1.8

Purpose:

Following recent community engagement activities, the purpose of this report is to seek Council's direction on the future of the Agnes Water to Baffle Creek Link Road.

Officer's Recommendation:

That, due to the capital and ongoing maintenance costs of an Agnes Water to Baffle Creek Link Road, Council resolves to:

1. Remove the Agnes Water to Baffle Creek Link Road project from current and future programs of works.
2. Authorise the Chief Executive Officer to develop and implement a community engagement strategy to inform the community of the reasons for not progressing with a link road between Agnes Water and Baffle Creek.

G/20/4092 Council Resolution

Moved Cr Muszkat
Seconded Cr Trevor

That, due to the capital and ongoing maintenance costs of an Agnes Water to Baffle Creek Link Road, Council resolves to:

1. Remove the Agnes Water to Baffle Creek Link Road project from current and future programs of works.
2. Authorise the Chief Executive Officer to develop and implement a community engagement strategy to inform the community of the reasons for not progressing with a link road between Agnes Water and Baffle Creek.
3. That officers prepare a report to address community concerns in relation to access to services, safety and economic development.

MOTION LOST

G/20/4093 Council Resolution

Moved Mayor Burnett
Seconded Cr Churchill

That, due to the capital and ongoing maintenance costs of an Agnes Water to Baffle Creek Link Road, Council resolves to:

1. Remove the Agnes Water to Baffle Creek Link Road project from current and future programs of works.
2. Authorise the Chief Executive Officer to develop and implement a community engagement strategy to inform the community of the reasons for not progressing with a link road between Agnes Water and Baffle Creek.
3. Advise the State and Federal Government the results of the survey with the two preferred options being 3a and 4/4a.
4. Request that the General Manager Strategic Asset Performance prepare a report on upgrading the existing road network to improve flood immunity.

CARRIED

G/3.1.2. FUNDING APPLICATION - DESTINATION EVENT

File Ref: CM3.1

**Councillor Trevor (declared Material Personal Interest)
left the room during the consideration and voting of Item G/3.1.2.
(refer G/0.3.3 Disclosure of Interest section of the minutes – page 5)**

Purpose:

Consider the recommendation of the Community Investment Panel on an application received under the Community Celebration Fund. The application being for Destination Event – Mt Larcom and District Show in June 2020.

Officer's Recommendation:

That Council adopt the Community Investment Panel recommendation of funding \$15,000 for the 2020 Mt Larcom & District Show.

G/20/4094 Council Resolution

Moved Cr Hansen
Seconded Cr O'Grady

That the Officer's Recommendation be adopted.

CARRIED

**G/3.1.3. 158-20 PHILIP STREET RETIREMENT & AGED CARE ACCOMMODATION
EOI**

File Ref: PE1.1

Purpose:

This report seeks a resolution from Council to make use of the provisions in s228 (2b) of the *Local Government Regulation 2012*, that allows for the invitation of expressions of interest before considering whether to invite written tenders. This resolution is sought in relation to the Philip Street Retirement & Aged Care Accommodation.

Officer's Recommendation:

That Council resolves, in accordance with Section 228(3) of the *Local Government Regulation 2012*, that it would be in the public interest to invite expressions of interest from retirement and aged care providers for Philip Street, before inviting written tenders, on the basis that Council wishes to identify options available to it, without making a commitment, for the purpose of thorough option analysis and planning.

G/20/4095 Council Resolution

Moved Mayor Burnett
Seconded Cr Hansen

That the Officer's Recommendation be adopted.

CARRIED

G/3.1.4. DEVELOPMENT APPLICATION 27.2019 FOR A MATERIAL CHANGE OF USE OF PREMISES FOR A THEATRE LOCATED AT 20 O'CONNELL STREET, BARNEY POINT QLD 4680

File Ref: DA.27.2019; DB1.7

Mayor Burnett (declared Material Personal Interest) left the room during the consideration and voting of Item G/3.1.4. (refer G/0.3.3 Disclosure of Interest section of the minutes – page 5)

Development Application:

Application Number: DA/27/2019
Applicant: Yaralla Sports Club Incorporated C/- Bartley Burns
Owner: Yaralla Sports Club Incorporated
Date of Receipt: 24 June 2019
Location: 20 O'Connell Street, Barney Point QLD 4680
RPD: Lot 2 SP 247424
Area: 13,350m2
Current Use of Land: Licensed Premises, Sport and Recreation Facility, Motel and Fitness Centre
Zoning: Sport and Recreation Zone
Proposal: Theatre (Cinema)
Public Notification Period: 30 September 2019 to 21 October 2019
Number of Submissions: Two (2) Properly Made Submissions

Purpose:

The purpose of this report is to assess Development Application 27/2019 for a Material Change of Use of Premises for a Theatre (Cinema) located at 20 O'Connell Street, Barney Point QLD 4680, against the *State Planning Policy – July 2017* and the *Our Place Our Plan Gladstone Regional Council Planning Scheme Version 2* under the *Planning Act 2016*.

Officer's Recommendation:

That Development Application 27/2019 for a Material Change of Use of Premises for a Theatre located at 20 O'Connell Street, Barney Point, be approved despite conflicts within the Planning Scheme. The approval is supported by a Notice of reasons and subject to reasonable and relevant conditions.

Notice of Reasons:

The following provides the Notice of Reasons under section 63(5) of the *Planning Act 2016*:

Description of the development:

The approved development is for a Material Change of Use of Premises of a Theatre.

Assessment Benchmarks:

Benchmarks applying to the development:	Benchmark reference:
<i>State Planning Policy July 2017</i>	1. State Interest – Natural Hazards, Risk and Resilience; and 2. Strategic Airports and Aviation Facilities.

<i>Our Place Our Plan Gladstone Regional Council Planning Scheme Version 2</i>	<ol style="list-style-type: none"> 3. Strategic Framework; 4. Airport Environs Overlay Code; 5. Sport and Recreation Zone Code; 6. Development Design Code; and 7. Landscaping Code.
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Reasons for the Assessment Managers Decision:

1. The Application was properly made in accordance with the *Planning Act 2016* and the Development Assessment Rules; and
2. The Application is generally compliant with the relevant benchmarks of the *State Planning Policy July 2017* and the *Our Place Our Plan Gladstone Regional Council Planning Scheme Version 2* despite conflicts within the Sport and Recreation Zone Code.

Reasons for Approval despite any Non-compliance with certain Benchmarks:

Benchmark reference:	Reasons for the approval despite non-compliance with benchmark:
Sport and Recreation Zone Code – Table 6.2.8.3.1 – Acceptable Outcome 4.1 and 4.2.	Compliance with Sport and Recreation Zone Code – Table 6.2.8.3.1 - Acceptable Outcome 4.1 and 4.2 via a condition.
Sport and Recreation Zone Code – Table 6.2.8.3.1 – Performance Outcome 6 and 7.	Generally compliant with the Strategic Framework despite conflicts with the Sport and Recreation Zone Code.
Sport and Recreation Zone Code – Table 6.2.8.3.1 – Performance Outcome 15.	Compliance with Sport and Recreation Zone Code – Table 6.2.8.3.1 – Performance Outcome 15 via a condition.
Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 4.2.	Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 4.2 via a condition.
Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 9.	Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 9 via a condition.
Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1.	Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition.
Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 12.	Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 12 via a condition.
Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 13.	Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 13 via a condition.
Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 21 and 22.1.	Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 21 and 22.1 via a condition.
Landscaping Code – Table 9.3.5.3.1 – Acceptable Outcome 2.2.	Compliance with Landscaping Code – Table 9.3.5.3.1 – Performance Outcome 2.2 via a condition.
Landscaping Code – Table 9.3.5.3.1 – Acceptable Outcome 7.1.	Compliance with Landscaping Code – Table 9.3.5.3.1 – Acceptable Outcome 7.1 via a condition.

Relevant Matters under Section 45(5)(b) of the Act that the Development was Assessed Against:

N/A

Matters raised in Submissions and Council's response in dealing with these matters:

Submission	Officer's Response
Application Status	
<p>The proposed development relies upon car parking facilities on land that has not been included as part of the application, and therefore should not be considered properly made.</p>	<p>As part of the response to Submissions (resulting in a Minor Change during assessment), the Applicant has detailed that the existing Fitness Centre will be demolished to allow sufficient room for the required car parking. As such, the proposal does not rely on a site not lodged as part of the application, resulting in the application being considered Properly Made.</p>
Conflict with Zone Code	
<p>The proposed development has not adequately demonstrated compliance with the relevant performance outcomes and the appropriate overall outcomes, thus the Theatre cannot achieve the purpose of the Sport and Recreation Zone Code, specifically as it does not meet the community need for sporting and recreation purposes or maximises the availability or accessibility of land available for sport and recreation purposes.</p>	<p>Despite non-compliance with the Sport and Recreation Zone Code, the proposed development on this site does not compromise existing sporting and recreational opportunities on this site or within the region. Furthermore, the proposed extension to the Yaralla Sports Club is considered to continue to provide a variety of facilities for the Gladstone region and support an identified urban revitalisation area as highlighted within the Strategic Framework of the Planning Scheme.</p>
Conflict with Strategic Planning Scheme	
<p>Inadequate assessment of the Planning Scheme has been provided. A review of the Strategic Framework indicates that the subject site is located within an Existing Suburban Area. In accordance with part 3.6 of the Planning Scheme, existing suburban areas remain unchanged apart from limited dual occupancy housing forms only where development maintains low density residential character. The proposed development does not provide for a low density residential character or use, and accordingly cannot comply with the higher order strategic intent for the locality. As the proposed development does not demonstrate compliance with the higher order Strategic Framework, it cannot achieve the purpose of the Sport and Recreation Zone Code or the intent of the Planning Scheme for the subject site.</p>	<p>The subject site is located within an existing suburban area under the Strategic Framework which states <i>existing suburban areas represent well established low density residential neighbourhoods in the region's major urban areas. They are dominated by dwelling houses on medium to large residential lots located in the Low Density Residential Zone.</i> Although the subject site is located within the 'existing suburban area', it is zoned as Sport and Recreation, not Low Density Residential Zone (LDR seeks low scale residential development). Low Density Residential on this site would be an incompatible use given the Zone and established uses onsite, and therefore assessment against Strategic Element 3.6.2 – Existing Suburban Area is not relevant for this proposal.</p>
Community Need	
<p>The proposed development has not demonstrated compliance with the purpose of the zone code as it does not sufficiently demonstrate that there is an adequate community need for the use to occur within the subject site. The subject site is within close proximity to an existing Theatre that services not only the city of Gladstone, but also the surrounding region as well. The introduction of an additional Theatre will create an oversupply of the use for the population that it services. As</p>	<p>Within the common material, the existing Theatre operation will be relocated to this site.</p> <p>Strategic Framework – Gateway to the World - Strategic Element 3.3.2 – <i>A gateway for local business. The region's mixed use centres and urban revitalisation neighbourhoods occur in the Neighbourhood centre, Centre, Principal centre, Mixed use and Specialised centre zones. Business and centre activities occur in these zones and are not supported in residential</i></p>

such, it is inappropriate to introduce the proposed development when there is not an economic or community need for the activity as it would conflict with section 3.3.2 of the Planning Scheme	<i>zones as this is inconsistent with the form, function and amenity of residential neighbourhoods.</i> The proposed development is located within the Sport and Recreation Zone, not residential, and proposes to extend the existing formed commercial and recreational uses onsite. Furthermore, the proposed development adjoins the Gladstone South Urban Revitalisation Area. The Gladstone South area is envisaged to provide a major redevelopment opportunity to anchor Gladstone South and reinforce the gateway entry into the Valley and CBD. The proposal for a Theatre to operate within proximity to this precinct may further encourage redevelopment of such nature by increasing patrons to the area.
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Matters prescribed by a Regulation:

1. The *State Planning Policy – July 2017 – Part E*;
2. The *Central Queensland Regional Plan*; and
3. The *Our Place Our Plan Gladstone Regional Council Planning Scheme Version 2*.

Conditions of Approval:

The following provides the Conditions of Approval under Section 63(5) of the *Planning Act 2016*:

Approved Documentation

1. Development is to be carried out generally in accordance with the submitted application including the following plans and supporting documentation except where amendments are required to satisfy the conditions of this approval:

Drawing Number	Revision	Description	Author	Date
A1.01	P5	Site Plan	BSPN Architecture	21/11/2019
A1.02	P2	Ground Level - Existing + Demo	BSPN Architecture	10/06/2019
A1.03	P9	Proposed Floor Plan	BSPN Architecture	10/06/2019
A2.02	P3	Proposed Elevations	BSPN Architecture	10/06/2019
A3.01	P2	Section – Sheet 1	BSPN Architecture	10/06/2019
A10.01	P1	Perspective Views	BSPN Architecture	10/06/2019

And supporting documents

Document Number	Revision	Description	Author	Date
2019-20\20-210	-	Yaralla Sport Club, Gladstone Traffic Engineering Assessment	PTT Traffic & Transport Engineering	25/11/2019

Special Conditions

2. Prior to the lodgement of the first Development Permit for Building Works, the Applicant is to submit to Council for approval, an internal pedestrian network connectivity plan that achieves the desirable levels of Crime Prevention through Environmental Design between the northern car park and the proposed Theatre.

Advisory Note: the guideline can be located in the Queensland Government's Crime Prevention through Environmental Design Guidelines for Queensland.

3. As part of the lodgement of the Development Permit for Operational Works, the Applicant must submit amended plans detailing that:
 - o All internal pedestrian crossings are located such that pedestrians are directed to cross perpendicular to the flow of vehicular traffic and that pedestrians are required to walk the minimum practical distance to cross the parking aisle. This must remove and not result in diagonal pedestrian crossings on or adjacent to 90 degree bends in the parking aisles; and
 - o Remove the nine (9) tandem car parking spaces and redesign the car parking layout to achieve nine (9) user class 1 minimum (where identified for staff use only) or class 3 (where not identified for staff use only) within the subject site; and
 - o The location of the one (1) additional disabled parking space and its associated shared space which comply with the requirements of AS2890; and
 - o Curved parking aisle at the southern end of the site shall be redesigned for two-way movement despite only permitting one-way movement, as required in AS2890.1 for parking aisles for 90 degree parking; and
 - o The swept path for a B99 vehicle shall not extend into any car parking spaces or footpath areas on the proposed curved roadway near the Club entrance in the vicinity of the proposed footpath widening.

Operational Works

4. A Development Permit for Operational Works must be obtained from Council prior to the commencement of construction. The Development Application for Operational Works is to include the following:
 - a. Road works (including signage, footpaths and driveways);
 - b. Stormwater Management (quantity, flood and drainage control);
 - c. Car parking design;
 - d. Street lighting and electrical; and
 - e. Landscaping, environmental protection and associated works.
5. Development Applications for Operational Works shall be designed and constructed in accordance with Australian Standards, the Engineering Design Planning Scheme Policy under the *Our Place Our Plan Gladstone Regional Council Planning Scheme* or any other applicable standards at the time of lodgement. Prior to the commencement of the use, all

Operational Works conditioned by this approval must be accepted "on maintenance" by Council.

Advisory Note: The Capricorn Municipal Development Guidelines within the Engineering Design Planning Scheme Policy is the current document for preparing any Development Application for Operational Works which is found at <http://www.cmdg.com.au/index.htm>.

Building, Plumbing and Drainage Works

6. The Applicant is required to obtain a Development Permit and Building Final for Building Works in accordance with the *Planning Act 2016* for the removal of the existing Fitness Centre structure. The removal of the structure is to occur prior to any Building Works for the approved Development.
7. The Applicant is required to obtain a Development Permit and Building Final for Building Works in accordance with the *Planning Act 2016*. Construction is to comply with the *Building Act 1975*, the National Construction Code and the requirements of other relevant authorities.
8. The Applicant is required to obtain a Development Permit for Plumbing and Drainage Works and Plumbing and Drainage Final in accordance with the *Planning Act 2016*. Construction is to comply with the *Plumbing and Drainage Act 2002* and the requirements of other relevant authorities.
9. Prior to the commencement of the use, all plant and equipment (including air conditioners, exhaust fans and the like) are to be housed, screened and located so that these do not cause environmental nuisance or harm to residential uses in the surrounding area.
10. As part of Building Works, all outdoor lighting is to comply with Australian Standard AS4282 – Control of the Obtrusive Effects of Outdoor Lighting.
11. Prior to the commencement of the use, all lighting at ground level and associated with illuminating ground level areas must be focused downwards and be provided with hoods, shades or other permanent devices to direct illumination downwards and not allow upward lighting to adversely affect the residential uses on this site and the adjoining sites.

Water Infrastructure

12. Prior to the commencement of the use, any associated fire service infrastructure is to be located within the property boundary and determined by Queensland Fire Emergency Services (QFES).
13. Prior to the commencement of the use, connections to Council's live water reticulation network must be carried out by Council. The cost of these works is to be borne by the Applicant.

Advisory Note: Council's Application for Water Service is found at <http://www.gladstone.qld.gov.au/forms>.

Stormwater Infrastructure

14. Upon commencement of the use, all stormwater runoff must be piped from roofed areas and discharged to a kerb and channel drainage system in a Council controlled road, or an approved inter allotment stormwater drainage system, in accordance with the *Queensland Urban Drainage Manual 2017*.

Transportation Services

15. Prior to the commencement of the use, an additional 64 car parking spaces are to be constructed on site generally in accordance with the approved plans, including designated disabled car parking spaces (total of 223 spaces). These spaces and all vehicle movement areas are to be constructed, sealed, line marked, provided with wheel stops and maintained in accordance with the Engineering Design Planning Scheme Policy under the *Our Place Our Plan Gladstone Regional Council Planning Scheme* and AS2890.1.
16. At all times during the construction of the Theatre, the Applicant is to make available and maintain, at a minimum, the current provision of 159 car parking spaces.
17. Prior to the commencement of the use, a total of 4 bicycle spaces are to be constructed onsite within 30m walking distance to the entry of the use. All bicycle spaces are to be constructed in accordance with AS2890.3 (2015).
18. As part of Operational Works, the Applicant is to upgrade the existing crossover accessing the development site from O'Connell Street to a Type B2 (7m) and the existing crossover at Bell Street to a Type C1 in accordance with Council's Standard Drawing for an Urban Commercial/Industrial Driveway.

Advisory Note: Council's standard drawing is located within the Capricorn Municipal Development Guidelines - Drawings and Specifications at <http://www.cmdg.com.au/index.htm>.

19. Prior to the commencement of the use, any damage to the driveway crossing and kerb and channel shall be repaired at the owner's expense and to Council's Standard Drawing for an Urban Commercial/Industrial Driveway.

Advisory Note: Council's standard drawing is located within the Capricorn Municipal Development Guidelines - Drawings and Specifications at <http://www.cmdg.com.au/index.htm>.

20. As part of Operational Works, a 2 metre wide concrete footpath for the full frontage of the subject site (O'Connell Street) connecting into the existing footpath terminating at the corner of O'Connell and Bell Street is to be constructed in accordance with Council's Standard Drawing Concrete Pathway/Bikeway Details.

Advisory Note: Council's standard drawing is located within the Capricorn Municipal Development Guidelines - Drawings and Specifications at <http://www.cmdg.com.au/index.htm>.

21. As part of Operational Works, provision of sufficient street lighting must be constructed in conjunction with the concrete footpath connection.
22. Prior to the commencement of the use, all grassed footpath areas disturbed by the development are to be top dressed and turfed following completion of construction activity.
23. Provision is to be made for the loading and unloading of goods within the property. Goods delivery shall not be made from the street. No parking associated with the operation of the centre shall be permitted along O'Connell or Bell Street.

Landscaping

24. As part of Operational Works, a full Landscaping Plan is to be provided in accordance with Table 9.3.5.3.2 - Plant Species List of the Landscaping Code of the *Our Place Our Plan Gladstone Regional Council Planning Scheme* and the Capricorn Municipal Development

Guidelines - Landscaping C273 Construction Specification to all property boundaries. The full Landscaping Plan is to be certified by a Landscape Architect.

Advisory Note: Council's standard drawing is located within the Capricorn Municipal Development Guidelines - Drawings and Specifications at <http://www.cmdg.com.au/index.htm>.

25. As part of Operational Works, shade street trees are to be constructed within the designated vehicle parking area at a rate of 1 tree per 6 vehicle parking spaces in accordance with Table 9.3.5.3.2 - Plant Species List of the Landscaping Code of the *Our Place Our Plan Gladstone Regional Council Planning Scheme* and the Capricorn Municipal Development Guidelines - Landscaping C273 Construction Specification. These are to be detailed in the revised car parking layout plan and full Landscaping Plan.

Advisory Note: Council's standard drawing is located within the Capricorn Municipal Development Guidelines - Drawings and Specifications at <http://www.cmdg.com.au/index.htm>.

26. As part of Operational Works, all landscaping areas are to be constructed with an appropriate irrigation system. Details of the irrigation system are to be provided as part of the full Landscaping Plan.

Waste Management

27. Prior to the commencement of the use, the waste storage area/s are to be sufficient in size to house all waste collection containers including recycling waste containers. The waste storage area/s must be suitably enclosed and imperviously paved, with a hose cock and hose fitted in close proximity to the enclosure to ensure that the area can be easily and effectively cleaned.
28. Prior to the commencement of the use, open storage areas shall be adequately screened so as not to detract from the visual amenity of the area. One way of achieving compliance with this condition is as follows:
- Outdoor storage areas are situated in locations not visible from the street; and
 - A 1.8m solid screen fence is located around storage areas.
29. Prior to the commencement of the use, the Applicant is required to obtain a Trade Waste Permit to discharge trade waste to the Sewer in accordance with Councils Trade Waste Approval Process prior to Plumbing Final being issued.

Advisory Note: Applications for Trade Waste Discharge can be found at <http://www.gladstone.qld.gov.au/trade-waste-approval-process>.

Environmental Health

30. A food business licence application is to be submitted to Council for approval in accordance with the *Food Act 2006*. This licence is required prior to the commencement of the use.

Advisory Note: Applications for Food Business Licenses can be found at <http://www.gladstone.qld.gov.au/forms>.

31. A Food Design Application is to be submitted to Council for approval in accordance with the *Food Act 2006*. This licence is required prior to the lodgement of any Development Application for Building Works.

Advisory Note: Applications for Food Business Licenses can be found at <http://www.gladstone.qld.gov.au/forms>.

Lawful Commencement

32. Prior to the commencement of this use, the Applicant is to request that a Compliance Inspection be undertaken by Council to confirm that all conditions of this Development Permit are considered compliant.
33. Upon receipt of confirmation from Council that all conditions of this Development Permit are considered compliant, the Applicant is to notify Council within 20 business days that this approved use has lawfully commenced.

Advice to Applicant:

When large functions are operating as part of the existing established uses onsite, the Applicant is to ensure adequate overflow parking is provided to reduce the car parking impact for the Theatre.

An Adopted Infrastructure Charge Notice in relation to the infrastructure charges applicable to this development has been provided separately. Council's Infrastructure Charges Incentive Policy may be applicable to this development. Please see the full Policy on Council's website.

G/20/4096 Council Resolution:

Moved Cr Churchill
Seconded Cr Hansen

That the Officer's Recommendation be adopted.

CARRIED UNANIMOUSLY

G/3.1.5. RESPONSE TO DEPUTATION FROM BOYNE ISLAND TANNUM SANDS GOLF CLUB INC

File Ref: CM7.6

Cr Trevor and Cr Churchill (declared Material Personal Interest) left the room during the consideration and voting of Item G/3.1.5. (refer G/0.3.3 Disclosure of Interest section of the minutes – page 5)

Purpose:

The purpose of this report is to provide Council with information relating to the issues raised in the Boyne Island Tannum Sands Golf Club Inc Deputation on 17 December 2019.

Officer's Recommendation:

That Council:

4. Note the actions taken to date with regards to Resolution G/19/3739 made on 16 April 2019;
5. Rescind previous resolutions G/16/2943 (20 December 2016), G/16/2815 (7 June 2016) and G/5.3.3 (17 July 2012); and
6. Request that officers present a further report to Council following the completion of the most appropriate use investigation for the Jacaranda Drive/Dennis Park sports complex.

G/20/4097 Council Resolution:

Moved Mayor Burnett
Seconded Cr Muszkat

That Council re-offer the 20 December 2016 resolution (G16/2943) to the club for re-consideration.

CARRIED

The meeting adjourned at 10:52am for morning tea and reconvened at 11:17am.

G/3.1.6. AMENDMENT TO SUBORDINATE LOCAL LAW NO. 2 ANIMAL MANAGEMENT

File Ref: LE3.1

Purpose:

This report recommends that Council consider additional changes and conduct further public consultation on proposed amendments to *Subordinate Local Law No. 2 (Animal Management) 2011*.

Officer's Recommendation:

That Council resolve to proceed with the making of, and undertake further public consultation in relation to, *Animal Management (Amendment) Subordinate Local Law (No.1) 2020* (formerly *Animal Management (Amendment) Subordinate Local Law (No.1) 2019*) in the form attached to this report.

G/20/4098 Council Resolution:

Moved Cr Goodluck
Seconded Cr Trevor

That Council resolve to proceed with the making of, and undertake further public consultation in relation to, *Animal Management (Amendment) Subordinate Local Law (No.1) 2020* (formerly *Animal Management (Amendment) Subordinate Local Law (No.1) 2019*) in the form attached to this report, subject to the following changes:

1. That the current provisions of the subordinate local law regarding dog designations for the main beach of Agnes Water remain unchanged.
2. Springs Beach and foreshore south through to the northern boundary of the Deepwater National Park Agnes Water be designated "Dogs Prohibited" during turtle nesting season and on-leash for the balance of the year.
3. Chinamans Beach Agnes Water remain dogs prohibited during turtle nesting season and dogs off-leash for the balance of the year.
4. Millennium Esplanade be dogs prohibited (including the formed footpaths) but excluding the roadway.

CARRIED

G/3.1.7. CHANGES TO DELEGATIONS REGISTER - COUNCIL TO CEO

File Ref: CM9.2

Purpose:

Seeking Council's review of delegations to the Chief Executive Officer incorporating legislative changes that have occurred from 9 April 2019 to 02 January 2020.

Officer's Recommendation:

That Council delegate the powers contained in **Addendum 1** 'Delegations Register – Exercise of Statutory Powers – Council to CEO' to the Chief Executive Officer pursuant to Section 257 of the *Local Government Act 2009*.

G/20/4099 Council Resolution:

Moved Cr Churchill
Seconded Cr O'Grady

That the Officer's Recommendation be adopted.

CARRIED

G/3.1.8. WELCOMING CITIES SYMPOSIUM 2020 ATTENDANCE REQUEST

File Ref: CM6.1

Purpose:

Approval is sought for Councillor Muszkat to attend the 5th Welcoming Cities Symposium 2020 in Canberra on 18 and 19 March 2020.

Officer's Recommendation:

That Council authorise Councillor Muszkat to attend the 5th Welcoming Cities Symposium 2020 in Canberra on 18 and 19 March 2020.

G/20/4100 Council Resolution:

Moved Cr Hansen
Seconded Cr Goodluck

That the Officer's Recommendation be adopted.

CARRIED

G/3.1.9. MONTHLY FINANCIAL REPORT FOR THE PERIOD ENDING 28 JANUARY 2020

File Ref: FM15.1

Purpose:

This report seeks Council adoption of the Monthly Financial Statements for the 2019-20 year to date, for the period ended 28 January 2020.

Officer's Recommendation:

That Council adopt the Monthly Financial Statements attached to the officer's report for the 2019-20 year to date, for the period ended 28 January 2020 as required under Section 204 *Local Government Regulation 2012*.

G/20/4101 Council Resolution:

Moved Cr Muszkat
Seconded Cr Churchill

That the Officer's Recommendation be adopted.

CARRIED

G/3.1.10. 2019/20 OPERATIONAL PLAN UPDATE REPORT - QUARTER 2

File Ref: CM14.2

Purpose:

To present the quarterly progress toward implementation of Gladstone Regional Council's 2019/20 Operational Plan for the quarter ending 31 December 2019.

Officer's Recommendation:

That the information contained within the Assessment of the Implementation of the 2019/20 Operational Plan – Quarter 2 report be noted.

G/20/4102 Council Resolution:

Moved Cr Churchill
Seconded Cr Masters

That the Officer's Recommendation be adopted.

CARRIED

G/4. DEPUTATIONS

Nil.

G/5. COUNCILLORS REPORT

Nil.

G/6. URGENT BUSINESS

Nil.

G/7. NOTICE OF MOTION

Nil.

G/8. CONFIDENTIAL ITEMS

G/20/4103 Procedural Motion:

Moved Cr Hansen
Seconded Cr O'Grady

That in accordance with Section 275 (1) of the Local Government Regulation 2012,
the meeting be closed to the public to discuss business relating to the following: -

(e) contracts proposed to be made by it.

CARRIED

G/20/4104 Procedural Motion:

Moved Cr Churchill
Seconded Cr Masters

That Council re-open the meeting to the public.

CARRIED

G/8. CONFIDENTIAL ITEMS

G/8.1. 25-20 PHILIP STREET PRECINCT STAGE 1B

File Ref: PE1.1, PJ-076

G/20/4105 Council Resolution:

Moved Cr Churchill
Seconded Cr O'Grady

That Council:

1. Rescind Part 2 of Resolution G/18/3421 and increase the project budget by \$1.868M to a total of \$17.9 million for Stage 1 of the Philip Street Communities and Families Precinct;
2. Endorse the Tender Evaluation Panel's recommendation and accept the tender from Paynters Pty Ltd for the 25-20 Philip Street Precinct Stage 1B – Buildings & Internal Works; and
3. Authorise the Chief Executive Officer to enter into a contract with Paynters Pty Ltd for the 25-20 Philip Street Precinct Stage 1B – Buildings & Internal Works.

CARRIED

G/8.2. RPQS 103-20 GRINDING SERVICES

File Ref: PE1.1

G/20/4106 Council Resolution:

Moved Cr Masters
Seconded Cr Muszkat

That Council:

1. Endorse the Tender Evaluation Panel's recommendation to award the provision of grinding services under RPQS 103-20, to Ironjack Recycling Pty Ltd ATF Ironjack Trust; and
2. Authorise the Chief Executive Officer to enter into a 2-year contract with two 1-year extension options with Ironjack Recycling Pty Ltd ATF Ironjack Trust, for the provision of grinding services under RPQS 103-20.

CARRIED

G/8.3. RPQS 30-20 PROVISION OF TRAINING SERVICES

File Ref: PE1.1

G/20/4107 Council Resolution:

Moved Cr Hansen
Seconded Cr O'Grady

That Council:

1. Endorse the Tender Evaluation Panel's recommendation to award the provision of training services to the following twenty-nine (29) service providers under RPQS 30-20:
 - AlertForce Pty Limited;
 - Central Safety Training and Assessing Services Pty Ltd T/A All States Training;
 - Astra Group Services Pty Ltd;
 - Australian Institute of Arboriculture Pty Ltd as trustee for the AIA Trust T/A Australian Institute of Arboriculture;
 - Richard Barrell trading as Contract Management Training;
 - Corporate Protection Australia Group Pty Ltd T/A Baseline Training Pty Ltd;
 - CQ First Aid & Safety Pty Ltd;
 - Central Queensland University;
 - Current Training (Qld) Pty Ltd;
 - AB Quality Homes Pty Ltd t/as Diggerman Training;
 - Down to Earth Results Pty Ltd T/as DTE Training & Safety Skills;
 - Engagement Plus Pty Ltd;
 - Gladstone Job Skills Inc;
 - Inspyr Pty Ltd;
 - Ladtan Pty Ltd as Trustee for the Cassimaty Family Trust t/as Intraining Systems;
 - Keys Human Resources Pty Ltd
 - Guinea Enterprises Pty LTd T/as Narbil Training;
 - Link Resources Training Pty Ltd;
 - Queensland Master Builders Association Industrial Organisation of Employers t/as Master Builders Training Institute
 - Orbus3 Pty Ltd;
 - LGE Operating Company Pty Ltd t/as Peak Services;
 - Pinnacle Height Safety t/as Pinnacle Safety and Training Pty. Ltd;
 - Total Training Group Pty Ltd ATF CCEP Safe Play Training Trust T/A Play Safety Training Group Pty Ltd;
 - Site Skills Group;
 - SWQ Training Pty Ltd;
 - Millettia Solutions Pty Ltd t/as The Chainsaw Whisperer;
 - Traffic Management People (TMP) Pty Ltd as Trustee for the Abrahamson Family Trust;
 - Transport Compliance Training Solutions Pty Ltd; and
 - WH&S Training & Assessment Services Pty Ltd t/as WH&S More Skills.
2. Authorise the Chief Executive Officer to enter into a 2-year contract with two 1-year extension options, for the provision of training services under RPQS 30-20.

CARRIED

G/8.4. RPQS 59-20 WET & DRY PLANT HIRE

File Ref: PE1.1

**Cr Masters (declared Material Personal Interest)
left the room during the consideration and voting of Item G/8.4.
(refer G/0.3.3 Disclosure of Interest section of the minutes – page 5)**

G/20/4108 Council Resolution:

Moved Cr Trevor
Seconded Cr Muszkat

That Council:

1. Endorse the Tender Evaluation Panel's recommendation to award the supply of wet and dry hire of plant and equipment to the following forty-seven (47) suppliers under RPQS 59-20:
 - Adaptalift Hyster T/A Adapt-A-Lift Group Pty Ltd;
 - Advanced Temporary Fencing Pty Ltd;
 - Ag Equip Pty Ltd;
 - Webbed Feet Pty Ltd T/A Agnes Excavations
 - Remberg Pty Ltd (Avis);
 - Berajondo Pty Ltd Trading as Berajondo Earthmoving and Haulage;
 - Bitu-Mill (Road Maintenance) Pty Ltd;
 - The Trustee for Blomfield Family Trust T/A Blomfield Excavations;
 - Digby P & Sylvia R Thomas T/A Boyne Tannum Backhoe Hire;
 - Browns Vegetation Management Pty Ltd T/A Harry Walker Tree Services;
 - Cleanaway Industrial Solutions Pty Ltd;
 - Coates Hire Operations Pty Limited;
 - Conplant Pty Ltd;
 - Combi Vac Fleet Hire Pty Ltd;
 - Ellis Profiling (Qld) Pty Ltd;
 - Flexihire Pty. Ltd;
 - The Hando Family Trust;
 - Hastings Deering (Australia) Limited;
 - HTD Australia Pty Ltd;
 - Australian Operation Training and Assessing Pty Ltd T/A John Jarvis Earthmoving;
 - JRT Civil Pty Ltd;
 - Ahchay K M & G J;
 - K J Ingham Water Trucks & Excavations Pty Ltd;
 - Burston Ka & Le T/A Keys Klean Kut Services;
 - The Trustee for Nd And EA Matherson Family Trust T/A Matherson Crane Hire;
 - Mccosker Contracting Pty Ltd;
 - The Trustee for Mark and Carolyn Cross Family Trust T/A Mt & Cl Cross Contracting;
 - Parker's Liquid Waste Pty Ltd;
 - The Trustee for Pk & Km Robertson Family Trust T/A Miriam Vale Plant Hire
 - Power Pumping Pty Ltd;
 - Premiair Services Pty Ltd;
 - R & R Equipment Cleaning Services Pty Ltd T/A Vactec Waste Solutions
 - Ramik Industries Pty Ltd;

- Rayment Backhoe Hire Pty Ltd T/A Rayment Excavations;
 - Reliable Hire Aust Pty Ltd;
 - The Trustee for The Rent A Fence Australia Trust T/A Rent A Fence Pty Ltd;
 - RoadPak Industries Pty Ltd;
 - Rollers Australia Pty Limited T/A Rollers Queensland;
 - Sherrin Rentals Pty Ltd;
 - The Trustee for JBM Trust T/A SSG Construction & Fabrication;
 - Stabilised Pavements of Australia Pty Ltd;
 - The Trustee for The TFH Hire Trust;
 - Tutt Bryant Hire Pty Ltd;
 - Vac Group Operations Pty Ltd;
 - VE Group AU Pty Ltd;
 - The Trustee for Waterson Family Trust T/A Waterson Diesel; and
 - Wynweld Pty Ltd.
2. Authorise the Chief Executive Officer to enter into a 3-year contract, for the supply of wet and dry hire of plant and equipment under RPQS 59-20.

CARRIED

G/8.5. RPQS 100-20 ROADMAKING AND LANDSCAPING MATERIALS

File Ref: PE1.1

G/20/4109 Council Resolution:

Moved Cr Goodluck
Seconded Cr Churchill

That Council:

1. Endorse the Tender Evaluation Panel's recommendation to award the provision of roadmaking and landscaping materials to the following seven (7) service providers under RPQS 100-20:
 - Berajondo Pty Ltd trading as Berajono Earthmoving and Haulage;
 - Grycan Pty Ltd as trustee for Blomfield Family Trust trading as Blomfield Excavations;
 - Butlers Yarwun Quarries Pty Ltd;
 - Earth Commodities (Aus) Pty Ltd;
 - Fulton Hogan Industries Pty Ltd;
 - WG&JG Thurecht & GD&GE Grant T/A Mini Excavations; and
 - Turfworks Group.
2. Authorise the Chief Executive Officer to enter into a 1-year contract with a 1-year extension option, for the provision of roadmaking and landscaping materials under RPQS 100-20.

CARRIED

There being no further business the Mayor formally closed the meeting.

THE MEETING CLOSED AT 1:10 pm.

CERTIFICATION

I hereby confirm that I have read the minutes and they are a true and correct
record of the
proceedings of the meeting.
I certify that these 34 pages
form the
official copy of Gladstone Regional Council
General Meeting Minutes of the 18 February 2020.

.....
Mayor Matt Burnett

...../...../.....
Date

ATTACHMENTS

ADDENDUM 1

Attachment 1 - Changes to Delegations Register - Exercise of Statutory Powers - Council to CEO

NO.	LEGISLATION	SECTION	DESCRIPTION OF POWER DELEGATED	DELEGATE	DATE AND NUMBER OF RESOLUTION	CONDITIONS TO WHICH THE DELEGATION IS SUBJECT
BR12	Building Regulation 2006	Section 16X(1)	Power, as an owner to which section 16V applies, to apply give to the QBCC a copy of each of the following documents for the owner's private building:- (a) a completed combustible cladding checklist (part 3); (b) a building fire safety risk assessment; and a fire engineer statement.	Chief Executive Officer	6 August 2019 G/19/3879	
BR22	Building Regulation 2006	Sections 16ZA(4) and (5)	Power, as an owner to which subsection 16Z applies, to give the QBCC, in the approved way, a compliance notice.	Chief Executive Officer		
BR23	Building Regulation 2006	Section 16ZQ(2)	Power, as an owner of the building, to apply to the QBCC commissioner to replace the original checklist.	Chief Executive Officer		
BR24	Building Regulation 2006	Section 16ZQ(5)	Power, as an owner of the building, comply with the notice given by the QBCC commissioner under subsections 16ZQ(3) or (4)	Chief Executive Officer		
CPMA18	Coastal Protection and Management Act 1995	Section 123(45)	Power:- (a) as an owner of freehold land; or (b) an occupier of land, other than freehold land, adjacent to State tidal land; or (c) as a public utility provider; or (d) as a trustee under any law or agreement, to occupy and use State tidal land to carry out tidal works in accordance with a development permit or to maintain and use infrastructure constructed as part of tidal works.	Chief Executive Officer	6 August 2019 G/19/3879	
EOA13	Environmental Offsets Act 2014	Sections 14 and 15	Power, as an administering agency, to impose an offset condition if the circumstances in sections 14 and 15 apply.	Chief Executive Officer		
EOA7	Environmental Offsets Act 2014	Section 25A	Power to decide an application to remove duplicate conditions, make other amendments to the authority, and give notice of the decision.	Chief Executive Officer	6 August 2019 G/19/3879	
EOA14	Environmental Offsets Act 2014	Section 26	Power, as a relevant agency, to enter an environmental offset agreement.	Chief Executive Officer		
EOA15	Environmental Offsets Act 2014	Section 28	Power, as a relevant agency, to enter another environmental offset agreement that varies, or terminates and replaces, an earlier environmental offset agreement.	Chief Executive Officer		
EOA16	Environmental Offsets Act 2014	Section 35	Power, in the circumstance specified in subsection 35(1)(a), to give a compliance notice in relation to the terms of the environmental offset agreement	Chief Executive Officer		
EOA17	Environmental Offsets Act 2014	Section 39	Power, where Council has given a compliance notice and the person contravenes it by not doing something, to do the thing and recover any reasonable costs or expenses incurred in doing it as a debt.	Chief Executive Officer		
EPA19	Environmental Protection Act 1994	Section 472 195	Power, as an administering authority, to issue an environmental authority.	Chief Executive Officer	6 August 2019 G/19/3879	
EPA148	Environmental Protection Act 1994	Section 197	Power, as an administering authority, to include a copy of an environmental authority in the relevant register.	Chief Executive Officer		

EPA61	Environmental Protection Act 1994	Section 320DB(1)	Power, as a local government mentioned in section 320A(3)(a), to within 20 business days after becoming aware that the activity has been, or is being, carried out on land in its area, give the administering authority written notice. Nb. the section in the Act incorrectly refers to section 320(3)(a). This delegation refers to the correct section.	Chief Executive Officer	6 August 2019 G/19/3879	
EPA62	Environmental Protection Act 1994	Section 320DB(2)	Power, as a local government mentioned in section 320A(3)(b), to within 24 hours after becoming aware of the event or the change in condition of the land give the administering authority written notice. Nb. the section in the Act incorrectly refers to section 320(3)(b). This delegation refers to the correct section.	Chief Executive Officer	6 August 2019 G/19/3879	
EPA124	Environmental Protection Act 1994	Section 518(1)(a)(ii)	Power, where the chief executive has delegated the powers as an administering authority to Council, to exercise those delegated powers.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR1	Environmental Protection Regulation 2008	Section 841	Power, as a generator, to give the transporter the prescribed information about the waste in the prescribed form and to record the prescribed information about the waste.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR2	Environmental Protection Regulation 2008	Section 84J(2)	Power, as a transporter, to give the receiver the prescribed information about the waste in the prescribed form and to record the prescribed information about the waste.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR3	Environmental Protection Regulation 2008	Section 84J(3)	Power, as a transporter, to give the administering authority notice of a discrepancy in information received from the generator.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR4	Environmental Protection Regulation 2008	Section 84K(1)	Power, as a receiver, to record the prescribed information about the waste.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR5	Environmental Protection Regulation 2008	Section 84K(2)	Power, as a receiver, to give a copy of the prescribed information about the waste to the administering authority.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR6	Environmental Protection Regulation 2008	Section 84K(3)	Power, as a receiver, to give the administering authority notice of a discrepancy in information received from the transporter.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR7	Environmental Protection Regulation 2008	Section 84O(1)	Power, as a receiver, to record the prescribed information about the waste.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR8	Environmental Protection Regulation 2008	Section 84O(2)	Power, as a receiver, to give a copy of the prescribed information about the waste to the administering authority.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR9	Environmental Protection Regulation 2008	Section 84O(3)	Power, as a receiver, to give the administering authority notice of a discrepancy in information received from the transporter.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR10	Environmental Protection Regulation 2008	Section 84R(1)	Power, as a generator, to give the transporter the prescribed information about the waste and to record the prescribed information about the waste.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR11	Environmental Protection Regulation 2008	Section 84R(2)	Power, as a generator, to give the prescribed information about the waste to the administering authority.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR12	Environmental Protection Regulation 2008	Section 84S(2)	Power, as a transporter, to give the administering authority notice of a discrepancy in information received from the generator.	Chief Executive Officer	6 August 2019 G/19/3879	

EPR13	Environmental Protection Regulation 2008	Section 81W	Power to apply to the administering executive for approval of a particular way of giving prescribed information to the administering authority under division 3 and to take all steps necessary to advance the application.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR14	Environmental Protection Regulation 2008	Section 81X	Power to apply to the administering executive for a consignment number for loads of trackable waste to be transported into Queensland and to take all steps necessary to advance the application.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR15	Environmental Protection Regulation 2008	Section 81Y	Power to apply to the administering executive for an exemption for the transportation of trackable waste to which Chapter 5, Part 9 applies and to take all steps necessary to advance the application.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR16	Environmental Protection Regulation 2008	Section 81ZB	Power to apply to the administering executive for a generator identification number.	Chief Executive Officer	6 August 2019 G/19/3879	
EPR17	Environmental Protection Regulation 2008	Section 81ZF(1)(b)	Power to require an owner or occupier of relevant premises to supply waste containers other than standard general waste containers. ##Please note this section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation of 1 July 2018 (whichever is the earlier)##			
EPR18	Environmental Protection Regulation 2008	Section 81ZE(2)	Power to supply premises with standard general waste containers. ##Please note this section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation of 1 July 2018 (whichever is the earlier)##			
EPR19	Environmental Protection Regulation 2008	Section 81ZH(1)(a)	Power to require a waste container to be kept at a particular place at a premises. ##Please note this section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation of 1 July 2018 (whichever is the earlier)##			
EPR20	Environmental Protection Regulation 2008	Section 81Zi(2)	Power to require a prescribed person of serviced premises, other than a detached dwelling, to supply: (a) an elevated stand; or (b) an imperviously paved and drained area for the waste containers; and (c) a hose cock and hose in the vicinity of the stand or paved area; and (d) a suitable enclosure for the waste containers. ##Please note this section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation of 1 July 2018 (whichever is the earlier)##			
EPR21	Environmental Protection Regulation 2008	Section 81ZJ	Power to give a written notice about the removal of general waste. ##Please note this section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation of 1 July 2018 (whichever is the earlier)##			
EPR22	Environmental Protection Regulation 2008	Section 81ZK	Power to give written approval to the owner or occupier of relevant premises for depositing and disposing of general waste and to impose conditions on the approval. ##Please note this section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation of 1 July 2018 (whichever is the earlier)##			

EPR23	Environmental Protection Regulation 2008	Section 84ZL	Power to require the occupier of relevant premises where there is industrial waste to: (a) supply industrial waste containers; (b) keep the waste containers in a specified location; and (c) keep the waste containers clean and in good repair. ##Please note this section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation or 1 July 2018 (whichever is the earlier)##			
EPR24	Environmental Protection Regulation 2008	Section 84ZM-E	Power to require occupier of relevant premises, where there is industrial waste, to treat the waste to the standard required by Council for disposal of the waste at a waste facility. ##Please note this section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation or 1 July 2018 (whichever is the earlier)##			
EPR25	Environmental Protection Regulation 2008	Section 84ZS	Power to administer and enforce chapter 5A, part 2. ##Please note this section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation or 1 July 2018 (whichever is the earlier)##			
EPR26	Environmental Protection Regulation 2008	Section 84ZI	Power, as the owner, operator or controller of a waste facility, to administer and enforce chapter 5A, part 3. ##Please note this section applies only until Council passes a local law which states it replaces Chapter 5A of the Regulation or 1 July 2018 (whichever is the earlier)##			
EPR27	Environmental Protection Regulation 2008	Section 85(2)	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to give the chief executive the information identified in subsection (2).	Chief Executive Officer	6 August 2019 C/19/3879	
EPR28	Environmental Protection Regulation 2008	Section 85(7)	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to comply with a notice issued by the chief executive pursuant to subsection (6).	Chief Executive Officer	6 August 2019 C/19/3879	
EPR29	Environmental Protection Regulation 2008	Section 87	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to keep the information listed in section 87.	Chief Executive Officer	6 August 2019 C/19/3879	
EPR30	Environmental Protection Regulation 2008	Section 88	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to make written representations to the Minister in response to a notice issued pursuant to subsection (4).	Chief Executive Officer	6 August 2019 C/19/3879	
EPR31	Environmental Protection Regulation 2008	Section 91	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to apply to the chief executive for an estimation-technique approval and to respond to any request for further information.	Chief Executive Officer	6 August 2019 C/19/3879	
EPR32	Environmental Protection Regulation 2008	Section 95	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to give the chief executive a written notice claiming that the information required to be given under section 85(2) or (7) should be treated as confidential and to respond to any request for further information.	Chief Executive Officer	6 August 2019 C/19/3879	
EPR33	Environmental Protection Regulation 2008	Sections 96, 99, 100 and 101, 102	Power to administer and enforce these provisions of the Act devolved to Council.	Chief Executive Officer	6 August 2019 C/19/3879	

EPR34	Environmental Protection Regulation 2008	Section 116A	Power, as an administering authority, to recover as a debt an unpaid fee under the Act.	Chief Executive Officer	6 August 2019 G/19/3879
EPR35	Environmental Protection Regulation 2008	Section 134	Power, as an administering authority, to recover as a debt from the holder of an environmental authority an unpaid supplementary annual fee for an amended environmental authority.	Chief Executive Officer	6 August 2019 G/19/3879
EPR36	Environmental Protection Regulation 2008	Section 156	Power to administer and enforce former environmentally relevant activities devolved to Council.	Chief Executive Officer	6 August 2019 G/19/3879
EPR37	Environmental Protection Regulation 2008	Section 164	Power, as an administering authority, to refund: a) the application fee for a later application; and b) the annual fee for a development approval for chemical storage.	Chief Executive Officer	6 August 2019 G/19/3879
EPR38	Environmental Protection Regulation 2008	Section 168	Power, as an administering authority, to refund to the holder of an environmental authority an annual fee if environmental authorities are amalgamated.	Chief Executive Officer	6 August 2019 G/19/3879
EPR39	Environmental Protection Regulation 2008	Section 177	Power, as an administering authority, to exercise the power contained in previous section 135 where the circumstances in subsection 177(1) apply.	Chief Executive Officer	6 August 2019 G/19/3879
EPR40	Environmental Protection Regulation 2008	Section 178	Power, as an administering authority, to exercise the power contained in previous section 136 where the circumstances in subsection 178(1) apply.	Chief Executive Officer	6 August 2019 G/19/3879
EPR41	Environmental Protection Regulation 2008	Section 21	Power, as an operator of a waste facility in schedule 2, section 60(1)(a) or (b) if untreated clinical waste is disposed of at the facility, to ensure: (a) the waste is buried at the facility; and (b) the burial of the waste is supervised by a person who is competent to supervise the burial.	Chief Executive Officer	6 August 2019 G/19/3879
EPR42	Environmental Protection Regulation 2008	Section 64E	Power, as a person who generates waste, if required by an authorised person, to retest the waste under chapter 5, part 1, division 2.	Chief Executive Officer	6 August 2019 G/19/3879
EPR43	Environmental Protection Regulation 2008	Section 64(2)	Power, as a generator of waste in the circumstances prescribed in subsection (1), to notify the administering authority of the change within 24 hours after receiving the test results for the retesting.	Chief Executive Officer	6 August 2019 G/19/3879
EPR44	Environmental Protection Regulation 2008	Section 64(3)	Power, as a generator of waste in the circumstances prescribed in subsection (1), to give a written report to the administering authority containing those things prescribed in subsection (3).	Chief Executive Officer	6 August 2019 G/19/3879
EPR45	Environmental Protection Regulation 2008	Section 64J	Power, as a generator of waste, to— (a) for each load of the waste transported to a receiver, record the prescribed information for the load in the approved form; (b) give the prescribed information for the load to the receiver; and (c) keep the record mentioned in subsection (1) for at least 5 years	Chief Executive Officer	6 August 2019 G/19/3879
EPR46	Environmental Protection Regulation 2008	Section 65	Power, as a receiver of waste, to— (a) make a record of the prescribed information for the load in the approved form; (b) within 24 hours of becoming aware of an omission or inaccuracy in the prescribed information, give written notice of the omission or inaccuracy to the administering authority; and (c) keep the record mentioned in subsection (2) for at least 5 years	Chief Executive Officer	6 August 2019 G/19/3879

EPR47	Environmental Protection Regulation 2019	Section 19(4)	Power, where Council is a referral agency for a development application for a material change of use for a concurrence ERA to assess the development application against the matters stated in subsection 19(2)(a) to (c).	Chief Executive Officer		
EPR48	Environmental Protection Regulation 2019	Section 35(1)	Power, as an administering authority making an environmental management decision relating to an environmentally relevant activity, other than a prescribed ERA to do those things required in subsections 35(1)(a) to 35(1)(e).	Chief Executive Officer		
EPR49	Environmental Protection Regulation 2019	Section 35(3)	Power, as an administering authority making an environmental management decision relating to a prescribed ERA to do those things required in subsections 35(3)(a) and 35(3)(b).	Chief Executive Officer		
EPR50	Environmental Protection Regulation 2019	Section 36(1)	Power, as an administering authority making an environmental management decision relating to an activity, to consider whether to impose conditions about each of the matters listed in subsections 36(1)(a) to 36(1)(m).	Chief Executive Officer		
EPR51	Environmental Protection Regulation 2019	Section 37	Power, as an administering authority making an environmental management decision relating to an activity, to consider whether to impose monitoring conditions about the release of contaminants from the activity on the receiving environment.	Chief Executive Officer		
EPR52	Environmental Protection Regulation 2019	Section 40	Power, as an administering authority making an environmental management decision relating to an activity that involves, or may involve, the release of water or waste to a wetland for treatment, to refuse to grant the application for a reason listed in subsection 40(2).	Chief Executive Officer		
EPR53	Environmental Protection Regulation 2019	Section 41	Power, as an administering authority making an environmental management decision relating to an activity that involves, or may involve, the release of water or waste directly to groundwater, to refuse to grant the application for a reason listed in subsection 40(2).	Chief Executive Officer		
EPR54	Environmental Protection Regulation 2019	Section 47	Power, as a person who generates waste, if required by an authorised person, to retest the waste under chapter 5, part 1, division 2.	Chief Executive Officer		
EPR55	Environmental Protection Regulation 2019	Section 51(2)	Power, as a generator of waste in the circumstances prescribed in subsection 51(1), to notify the administering authority of the change within 24 hours after receiving the test results for the retesting.	Chief Executive Officer		
EPR56	Environmental Protection Regulation 2019	Section 51(3)	Power, as a generator of waste in the circumstances prescribed in subsection 51(1), to give a written report to the administering authority containing those things prescribed in subsection 51(3).	Chief Executive Officer		
EPR57	Environmental Protection Regulation 2019	Section 52	Power, as a generator of tested waste in the State, to:- (a) for each load of the waste transported to a receiver, record the prescribed information for the load in the approved form; (b) give the prescribed information for the load to the receiver; and (c) keep the record mentioned in subsection 52(1) for at least 5 years.	Chief Executive Officer		

EPR58	Environmental Protection Regulation 2019	Section 53	Power, as a receiver in the State who is given a load of tested waste, to:- (a) record the prescribed information for the load in the approved form; (b) within 24 hours after becoming aware of an omission or inaccuracy in the prescribed information, give written notice of the omission or inaccuracy to the administering authority; and (c) keep the record mentioned in subsection 53(2) for at least 5 years. Power, as a receiver in the State who is given a load of tested waste, to:- (a) record the prescribed information for the load in the approved form; (b) within 24 hours after becoming aware of an omission or inaccuracy in the prescribed information, give written notice of the omission or inaccuracy to the administering authority; and (c) keep the record mentioned in subsection 53(2) for at least 5 years.	Chief Executive Officer		
EPR59	Environmental Protection Regulation 2019	Section 73	Power, as a waste handler to pay the fee to the chief executive when giving prescribed information about the transportation of trackable waste to the administering authority.	Chief Executive Officer		
EPR60	Environmental Protection Regulation 2019	Section 78(1)	Power, as a generator, to give the transporter the prescribed information about the waste in the prescribed form and to record the prescribed information about the waste.	Chief Executive Officer		
EPR61	Environmental Protection Regulation 2019	Section 78(2)	Power, as a generator, to give the prescribed information about the waste to the administering authority in the prescribed way and within the prescribed period after giving the waste to the transporter.	Chief Executive Officer		
EPR62	Environmental Protection Regulation 2019	Section 79(2)	Power, as a transporter, to give the receiver the prescribed information about the waste and to record the prescribed information about the waste.	Chief Executive Officer		
EPR63	Environmental Protection Regulation 2019	Section 79(3)	Power, as a transporter, to give the administering authority notice of a discrepancy in information received from the generator.	Chief Executive Officer		
EPR64	Environmental Protection Regulation 2019	Section 79(4)	Power, as a transporter, to keep the record mentioned in subsection 79(2)(b) for at least 5 years.	Chief Executive Officer		
EPR65	Environmental Protection Regulation 2019	Section 80(1)	Power, as a receiver, to record the prescribed information about the waste.	Chief Executive Officer		
EPR66	Environmental Protection Regulation 2019	Section 80(2)	Power, as a receiver, to give a copy of the prescribed information about the waste to the administering authority in the prescribed way and within the prescribed period.	Chief Executive Officer		
EPR67	Environmental Protection Regulation 2019	Section 80(3)	Power, as a receiver, to give the administering authority written notice of a discrepancy in information received from the transporter.	Chief Executive Officer		
EPR68	Environmental Protection Regulation 2019	Section 80(4)	Power, as a transporter, to keep the record mentioned in subsection 80(1) for at least 5 years.	Chief Executive Officer		
EPR69	Environmental Protection Regulation 2019	Section 84(1)	Power, as a receiver, to record the prescribed information about the waste.	Chief Executive Officer		

EPR70	Environmental Protection Regulation 2019	Section 84(2)	Power, as a receiver, to give the prescribed information about the waste to the administering authority in the prescribed way and within the prescribed period.	Chief Executive Officer		
EPR71	Environmental Protection Regulation 2019	Section 84(3)	Power, as a receiver, to give the administering authority written notice of a discrepancy in information received from the transporter.	Chief Executive Officer		
EPR72	Environmental Protection Regulation 2019	Section 84(4)	Power, as a receiver, to keep the record mentioned in subsection 84(1) for at least 5 years.	Chief Executive Officer		
EPR73	Environmental Protection Regulation 2019	Section 87(1)	Power, as a generator, to give the transporter the prescribed information about the waste and to record the prescribed information about the waste.	Chief Executive Officer		
EPR74	Environmental Protection Regulation 2019	Section 87(2)	Power, as a generator, to give the prescribed information about the waste to the administering authority in the prescribed way and within the prescribed period.	Chief Executive Officer		
EPR75	Environmental Protection Regulation 2019	Section 87(4)	Power, as a receiver, to keep the record mentioned in subsection 87(1)(b) for at least 5 years.	Chief Executive Officer		
EPR76	Environmental Protection Regulation 2019	Section 88(2)	Power, as a transporter, to give the administering authority notice of a discrepancy in information received from the generator.	Chief Executive Officer		
EPR77	Environmental Protection Regulation 2019	Section 92	Power to apply to the administering executive for approval of a particular way of giving prescribed information to the administering authority under division 3 and to take all steps necessary to advance the application.	Chief Executive Officer		
EPR78	Environmental Protection Regulation 2019	Section 93	Power to apply to the administering executive for a consignment number for a load of trackable waste to be transported into Queensland and to take all steps necessary to advance the application.	Chief Executive Officer		
EPR79	Environmental Protection Regulation 2019	Section 94	Power to apply to the administering executive for an exemption for the transportation of trackable waste to which Chapter 5, Part 9 applies and to take all steps necessary to advance the application.	Chief Executive Officer		
EPR80	Environmental Protection Regulation 2019	Section 97	Power to apply to the administering executive for a generator identification number.	Chief Executive Officer		
	Environmental Protection Regulation 2019	Section 101(1)(b)	Power to require an owner or occupier of relevant premises to supply waste containers other than standard general waste containers.	Not Applicable due to adoption of Gladstone Regional Council Local Law No. 8 (Waste Management) 2018		
	Environmental Protection Regulation 2019	Section 101(2)	Power to supply premises with standard general waste containers.	Not Applicable due to adoption of Gladstone Regional Council Local Law No. 8 (Waste Management) 2018		

	Environmental Protection Regulation 2019	Section 103(1)(a)	Power to require a waste container to be kept at a particular place at a premises.	Not Applicable due to adoption of Gladstone Regional Council Local Law No. 8 (Waste Management) 2018		
	Environmental Protection Regulation 2019	Section 104(2)	Power to require a prescribed person of serviced premises, other than a detached dwelling, to supply: (a) an elevated stand at a level required by Council, or (b) an imperviously paved and drained area for the waste containers, and (c) a hose-cock and hose in the vicinity of the stand or paved area, and (d) a suitable enclosure for the waste containers.	Not Applicable due to adoption of Gladstone Regional Council Local Law No. 8 (Waste Management) 2018		
	Environmental Protection Regulation 2019	Section 105	Power to give a written notice about the removal of general waste.	Not Applicable due to adoption of Gladstone Regional Council Local Law No. 8 (Waste Management) 2018		
	Environmental Protection Regulation 2019	Section 106	Power to give a written approval to the owner or occupier of relevant premises for depositing or disposing of general waste and to impose conditions on the approval.	Not Applicable due to adoption of Gladstone Regional Council Local Law No. 8 (Waste Management) 2018		
	Environmental Protection Regulation 2019	Section 107(1)	Power to require the occupier of relevant premises where there is industrial waste to: (a) supply industrial waste containers; (b) keep the waste containers at a place at the premises that Council requires; and (c) keep each waste container clean and in good repair.	Not Applicable due to adoption of Gladstone Regional Council Local Law No. 8 (Waste Management) 2018		
	Environmental Protection Regulation 2019	Section 107(2)	Power, where the occupier does not supply the waste containers required under subsection 107(1)(a), to supply industrial waste containers.	Not Applicable due to adoption of Gladstone Regional Council Local Law No. 8 (Waste Management) 2018		
	Environmental Protection Regulation 2019	Section 108	Power to require occupier of relevant premises where there is industrial waste, to treat the waste to the standard approved by Council for disposal of the waste at a waste facility.	Not Applicable due to adoption of Gladstone Regional Council Local Law No. 8 (Waste Management) 2018		
EPR81	Environmental Protection Regulation 2019	Section 117(2)	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to give the chief executive the information identified in subsection 117(2).	Chief Executive Officer		
EPR82	Environmental Protection Regulation 2019	Section 117(7)	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to comply with a notice issued by the chief executive pursuant to subsection 117(6).	Chief Executive Officer		

EPR83	Environmental Protection Regulation 2019	Section 119	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to keep the information listed in section 119.	Chief Executive Officer	
EPR84	Environmental Protection Regulation 2019	Section 120	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to make written representations to the Minister in response to a notice issued pursuant to subsection 120(4).	Chief Executive Officer	
EPR85	Environmental Protection Regulation 2019	Section 123	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to apply to the chief executive for an estimation technique approval and to respond to any request for further information.	Chief Executive Officer	
EPR86	Environmental Protection Regulation 2019	Section 127	Power, as an occupier of a reporting facility that under NPI NEPM exceeds the reporting threshold for a substance in the facility's reporting period, to give the chief executive a written notice claiming that the information required to be given under section 117(2) or (7) should be treated as confidential and to respond to any requests for further information.	Chief Executive Officer	
EPR87	Environmental Protection Regulation 2019	Sections 130, 131, 132, 133, 134, 135 and 136	Power to administer and enforce those provisions of the Act devolved to Council under Chapter 8, Part 1.	Chief Executive Officer	
EPR88	Environmental Protection Regulation 2019	Section 155	Power, as an administering authority, to recover as a debt an unpaid fee under the Act.	Chief Executive Officer	
EPR89	Environmental Protection Regulation 2019	Section 166(1)	Power, as a holder, to give the chief executive the documents listed in subsection 166(1).	Chief Executive Officer	
EPR90	Environmental Protection Regulation 2019	Section 170	Power, as a holder, to keep the records listed in in subsections 170(a) to (d).	Chief Executive Officer	
EPR91	Environmental Protection Regulation 2019	Section 171 (3)	Power, as a holder, to comply with a notice issued by an authorised person pursuant to subsection 171(2).	Chief Executive Officer	
EPR92	Environmental Protection Regulation 2019	Section 172	Power, as a holder, to give the administering authority written notice that eligibility for the reduced annual fee under subsections 165(1)(c)(i) or (ii) has stopped.	Chief Executive Officer	
EPR93	Environmental Protection Regulation 2019	Section 173(2)	Power, as an administering authority, to require by written notice the holder to pay the difference between the annual fee and the reduced annual fee.	Chief Executive Officer	
EPR94	Environmental Protection Regulation 2019	Section 174(3)	Power, as an administering authority, to recover as a debt from the holder of an environmental authority an unpaid supplementary annual fee for an amended environmental authority.	Chief Executive Officer	
EPR95	Environmental Protection Regulation 2019	Section 175	Power, as an administering authority, to, by written notice, require the holder of an environmental authority for regulated waste transport to pay a supplementary annual fee and if unpaid, to recover the supplementary annual fee as a debt.	Chief Executive Officer	
EPR96	Environmental Protection Regulation 2019	Section 177(2)	Power, as an administering authority, to, by written notice, require the holder to pay:- (a) the annual fee or the outstanding amount of the fee; and (b) the late payment fee stated in schedule 15 of the Regulation.	Chief Executive Officer	

EPR97	Environmental Protection Regulation 2019	Section 177(3)	Power, as a holder, to comply with a notice issued pursuant to subsection 177(2).	Chief Executive Officer		
EPR98	Environmental Protection Regulation 2019	Section 178	Power, as a holder, to pay the administering authority a fee for its assessment of the holder's annual returns and monitoring compliance with the transitional environmental program.	Chief Executive Officer		
EPWMBP1	Environmental Protection (Water and Wetland Biodiversity) Policy 2019	Section 16(2)	Power, as a recognised entity, in cooperation with the chief executive, to develop and implement a healthy waters management plan.	Chief Executive Officer		
HRA1	Human Rights Act 2019	Section 49(2)	Power, as a party to a proceeding before a court, in the circumstances in subsection 49(1), to make an application to have the proceeding referred to the Supreme Court.	Chief Executive Officer		
HRA2	Human Rights Act 2019	Section 52(1)(a)	Power, as a party to a proceeding in the Supreme Court or District Court, to give notice in the approved form to the Attorney-General and the commission if: (a) a question of law arises that relates to the application of the Act; or (b) a question arises in relation to the interpretation of a statutory provision in the Act.	Chief Executive Officer		
HRA3	Human Rights Act 2019	Section 52(1)(b)	Power, as a party to a proceeding, to give notice in the approved form to the Attorney-General and the commission if a question is referred to the Supreme Court under section 49.	Chief Executive Officer		
HRA4	Human Rights Act 2019	Section 77(1)	Power, where the commissioner decides to accept a human rights complaint, to comply with the actions taken by the commissioner including:- (a) making submissions to the commission in writing in response to the complaint; (b) complying with a direction to give the commission information relevant to the complaint; (c) participating in a conciliation of the complaint under part 4, division 2, subdivision 4.	Chief Executive Officer		
HRA5	Human Rights Act 2019	Section 78(5)	Power, as a relevant entity for a complaint, to comply with a direction given by the commissioner under subsection 78(2).	Chief Executive Officer		
HRA6	Human Rights Act 2019	Section 83(1)	Power, as a party to a complaint, to seek the consent of the commissioner to be represented by another person.	Chief Executive Officer		
HRA7	Human Rights Act 2019	Section 93(2)	Power to make submissions to the commissioner about a proposed adverse comment in a report prepared under section 88 or part 4, division 3.	Chief Executive Officer		
HRA8	Human Rights Act 2019	Section 98(3)	Power to comply with a notice, issued by the commissioner pursuant to subsection 98(1), to provide information.	Chief Executive Officer		
LA121	Land Act 1994	Section 339F 339B	Power, as party to a sublease, to give another party to the sublease a dispute notice and ask the responder to give information reasonably required for resolving the dispute. Power, as party to a sublease, to ask the chief executive to refer the dispute to mediation.	Chief Executive Officer	6 August 2019 G/19/3879	
LA147	Land Act 1994	Section 339G	Power, as a party to a sublease who has received a dispute notice, to respond to the dispute notice and ask for further information reasonably required for resolving the dispute.	Chief Executive Officer		
LA148	Land Act 1994	Section 339H(2)	Power, as a party to a sublease and where the circumstances of section 339H(1) apply, to attempt to resolve the dispute by mediation.	Chief Executive Officer		

LA149	Land Act 1994	Section 339I(1)	Power, as a party to a sublease and a party to a dispute, to jointly appoint a mediator to mediate the dispute.	Chief Executive Officer		
LA150	Land Act 1994	Section 339I(2)	Power, as a party to a sublease and a party to a dispute, and where the circumstances of section 339I(2) apply, to request the prescribed dispute resolution entity to appoint a mediator to mediate the dispute.	Chief Executive Officer		
LA151	Land Act 1994	Section 339J(1)	Power, as a party to a sublease and a party to a dispute, to agree to a time for the mediation.	Chief Executive Officer		
LA152	Land Act 1994	Section 339J(2)	Power, as a party to a sublease and a party to a dispute, and where the circumstances of section 339J(2) apply, to request the prescribed dispute resolution entity to set a time for the mediation of the dispute.	Chief Executive Officer		
LA153	Land Act 1994	Section 339K	Power, as a party to a sublease and a party to a dispute that is the subject of mediation, to participate in the mediation, agree to adjourn the mediation, and agree to a later time for the mediation.	Chief Executive Officer		
LA154	Land Act 1994	Section 339L	Power, as a party to a sublease and a party to a dispute that is the subject of mediation, to pay Council's share of the mediator's costs of the mediation or otherwise agree with the other parties to the dispute how the costs of the mediator will be paid.	Chief Executive Officer		
LA155	Land Act 1994	Section 339O(1)	Power, as a party to a sublease and a party to a dispute, to jointly appoint an arbitrator to decide the dispute.	Chief Executive Officer		
LA156	Land Act 1994	Section 339O(2)	Power, as a party to a sublease and a party to a dispute, and where the circumstances of section 339O(2) apply, to request the prescribed dispute resolution entity to appoint an arbitrator to decide the dispute.	Chief Executive Officer		
LA157	Land Act 1994	Section 339Q(3)(c)	Power, as a party to a sublease and a party to a dispute, to agree to extend the period for the arbitrator to decide the dispute by issuing an award	Chief Executive Officer		
LA158	Land Act 1994	Section 339R(1)(b)	Power, as a party to a sublease and a party to a dispute, and where the arbitrator has required, to give an appointed expert access to or copies of any relevant information, documents or other property.	Chief Executive Officer		
LA159	Land Act 1994	Section 339R(2)	Power, as a party to a sublease and a party to a dispute, to request that an appointed expert participate in a hearing.	Chief Executive Officer		
LA160	Land Act 1994	Section 339T	Power, as a party to a sublease and a party to a dispute that has been decided by arbitration, to apply to the Supreme Court to set aside the decision in certain circumstances.	Chief Executive Officer		
LA161	Land Act 1994	Section 339U	Power, as a party to a sublease and a party to a dispute that is the subject of arbitration, to pay Council's share of the arbitration costs or otherwise agree with the other parties to the dispute how the arbitration costs will be paid.	Chief Executive Officer		
LA162	Land Act 1994	Section 431ZG	Power, as an interested person and owner of adjacent land, and where the circumstances of section 431ZG(1) apply, to give the chief executive written notice of the damage.	Chief Executive Officer		
LA163	Land Act 1994	Section 431ZH(2)	Power, as an interested person and owner of adjacent land, and where the circumstances of section 431ZH(1) apply, to enter a remediation agreement with the chief executive.	Chief Executive Officer		
LA164	Land Act 1994	Section 431ZH(5)	Power, as an interested person and owner of adjacent land, and where the circumstances of section 431ZH(1) apply and a remediation agreement has not been made, to apply to the court to decide what remediation action, if any, will be taken.	Chief Executive Officer		

LTA13	Land Title Act 1994	Section 57	Power, as the registered owner of a lot with two or more registered owners, to request the registrar create a separate an indefeasible title for the interest of each owner	Chief Executive Officer	6 August 2019 G/19/3879
LTA73	Land Title Act 1994	Section 69(3)	Power, as a lessor or sublessee under a registered lease, to consent to give written notice of the surrender of the lease to every registered mortgagee and registered sublessee.	Chief Executive Officer	
LGR34	Local Government Regulation 2012	Section 133	Power, for interest on overdue rates or charges, to decide: (a) the rate of interest payable; (b) the day from which interest is payable on overdue rates or charges; and (c) the manner of the calculation of interest.	Chief Executive Officer	6 August 2019 G/19/3879
LGR144	Local Government Regulation 2012	Section 133(1)(a)	Power, for interest on overdue rates or charges, to decide a later day from which interest is payable.	Chief Executive Officer	
LGR145	Local Government Regulation 2012	Section 133(2)(b)	Power, for interest on overdue rates or charges, to decide another way to calculate interest, if an equal or lower amount will be payable.	Chief Executive Officer	
LGR146	Local Government Regulation 2012	Section 133(3)(a)	Power, for interest on overdue rates or charges, to, for a day before 1 July 2019, decide the rate of interest payable.	Chief Executive Officer	
MERCPA27	Mineral & Energy Resources (Common Provisions) Act 2014	Section 83A(2)	Power, as an eligible claimant, to give a conference election notice to the resource authority holder.	Chief Executive Officer	
MERCPA28	Mineral & Energy Resources (Common Provisions) Act 2014	Section 83B(4)	Power, as a party to a conference with an authorised officer, to ask the other party for a longer period within which to hold the conference.	Chief Executive Officer	
MERCPA29	Mineral & Energy Resources (Common Provisions) Act 2014	Section 88(5)	Power, upon receipt of an ADR election notice pursuant to section 88(2), to accept or refuse the type of ADR and the ADR facilitator proposed in the notice.	Chief Executive Officer	
MERCPA30	Mineral & Energy Resources (Common Provisions) Act 2014	Section 88(6)	Power, as the party giving the ADR election notice and where the other party does not accept the type of ADR or ADR facilitator proposed in the notice, to obtain a decision from the Land Court or a prescribed ADR institute about the matter not accepted.	Chief Executive Officer	
MERCPA31	Mineral & Energy Resources (Common Provisions) Act 2014	Section 88(7)	Power, as the party giving the ADR election notice and where a decision has been obtained from the Land Court or a prescribed ADR institute about the matter not accepted in the notice, to give the other party notice of the decision.	Chief Executive Officer	
MERCPA18	Mineral & Energy Resources (Common Provisions) Act 2014	Section 89(2)	Power, where Council has given or received as a party given or giving an ADR election notice calling for a conference, to participate in the conference, to agree to a longer period for the conference, to negotiate an agreement about the conference, and to enter a conduct and compensation agreement.	Chief Executive Officer	6 August 2019 G/19/3879
MERCPA19	Mineral & Energy Resources (Common Provisions) Act 2014	Section 89(3)	Power, as a party given or giving an ADR election notice, to ask the other party for, or agree to, a longer period to enter a conduct and compensation agreement where Council has given or received an election notice calling for an ADR, to participate in the ADR, to agree to a longer period for the ADR, to negotiate an agreement about the conference, to enter a conduct and compensation agreement.	Chief Executive Officer	6 August 2019 G/19/3879
MERCPA20	Mineral & Energy Resources (Common Provisions) Act 2014	Section 90(2)	Power, as a party who attended a conference or the ADR and where the other party did not attend the ADR, to apply to the Land Court for an order requiring the non-attending party to pay the attending party's reasonable costs of attending.	Chief Executive Officer	6 August 2019 G/19/3879

MERCPA32	Mineral & Energy Resources (Common Provisions) Act 2014	Section 91A(2)	Power, as a party to a dispute where a conduct and compensation agreement has not been entered, to give an arbitration election notice requesting the other party participate in an arbitration to decide the dispute.	Chief Executive Officer		
MERCPA33	Mineral & Energy Resources (Common Provisions) Act 2014	Section 91A(4)	Power, as a party given an arbitration election notice, to accept or refuse the request for arbitration.	Chief Executive Officer		
MERCPA34	Mineral & Energy Resources (Common Provisions) Act 2014	Section 91A(5)	Power, as a party to an arbitration, to jointly appoint the arbitrator proposed in the arbitration election notice or another arbitrator.	Chief Executive Officer		
MERCPA35	Mineral & Energy Resources (Common Provisions) Act 2014	Section 91A(6)	Power, as the party giving an arbitration election notice, to require a prescribed arbitration institute to appoint an arbitrator.	Chief Executive Officer		
MERCPA36	Mineral & Energy Resources (Common Provisions) Act 2014	Section 91E(2)	Power, as a party to an arbitration and where the circumstances of section 91E(2) apply, to agree with the other party about the payment of the fees and expenses of the arbitrator.	Chief Executive Officer		
MERCPA37	Mineral & Energy Resources (Common Provisions) Act 2014	Section 91E(3)	Power, as a party to an arbitration, to agree with the other party about the payment of each party's costs.	Chief Executive Officer		
MERCPA21	Mineral & Energy Resources (Common Provisions) Act 2014	Section 94(1)	Power, as a public road authority for a public road, to enter a road compensation agreement.	Chief Executive Officer	6 August 2019 G/19/3879	
MERCPA22	Mineral & Energy Resources (Common Provisions) Act 2014	Section 96(2)	Power, as an eligible party given or giving an ADR election notice, and where a conduct and compensation agreement has not been entered and an arbitration election notice has not been given or has been given and not accepted, to apply to the Land Court for it to decide the dispute, or (a) the resource authority holder's compensation liability to the claimant; or (b) the resource authority holder's future compensation and liability to the claimant for an authorised activity for the resource authority proposed to be carried out or for the holder; or (c) a matter mentioned in section 93(1)(a) or (b).	Chief Executive Officer	6 August 2019 G/19/3879	
MERCPA38	Mineral & Energy Resources (Common Provisions) Act 2014	Section 96B(1)(a)	Power to apply to the Land Court for a declaration that all or part of the stated costs are payable under section 91.	Chief Executive Officer		
MERCPA39	Mineral & Energy Resources (Common Provisions) Act 2014	Section 96B(1)(b)	Power, as an eligible claimant, to apply to the Land Court for an order requiring payment of negotiation and preparation costs under section 91.	Chief Executive Officer		
MIRA6	Mineral Resources Act 1989	Section 46(1)	Power, as the owner of land where a person purports to enter or be upon the land under authority of a prospecting permit, to require ask the person to produce for proof of the person's authority to enter or be on the land the prospecting permit or a written authorisation in a form acceptable to the chief executive from the holder of the prospecting permit authorising the person to enter or be upon that land for prospecting purposes.	Chief Executive Officer	6 August 2019 G/19/3879	
MIRA18	Mineral Resources Act 1989	Section 334ZZO	Power, as a landowner to whom a water monitoring bore is being transferred, to consent to the transfer.	Chief Executive Officer		

PECA8	Planning and Environment Court Act 2016	Section 21(2)(a)	Power, as a party to a P&E Court proceeding, to agree to the ADR registrar or mediator disclosing information acquired as part of the ADR process.	Chief Executive Officer	6 August 2019 G/19/3879
RSNLQ1	Rail Safety National Law (Queensland)	Section 20(5)	Power to comply with a notice issued by the Regulator pursuant to section 20(2).	Chief Executive Officer	
RSNLQ2	Rail Safety National Law (Queensland)	Section 105(2)(a)	Power, as a road manager, to enter an interface agreement.	Chief Executive Officer	
RSNLQ3	Rail Safety National Law (Queensland)	Section 107(2)(a)	Power, as a road manager of a public road, to identify and assess, so far as is reasonably practicable, risks to safety from the existence or use of any rail or road crossing that is part of the road infrastructure because of the circumstances listed in subsection 107(2)(a)(i) and 107(2)(a)(ii).	Chief Executive Officer	
RSNLQ4	Rail Safety National Law (Queensland)	Section 107(2)(b)	Power, as a road manager of a public road, to determine measures to manage, so far as is reasonably practicable, the risks identified pursuant to section 107(2)(a).	Chief Executive Officer	
RSNLQ5	Rail Safety National Law (Queensland)	Section 107(2)(c)	Power, as a road manager of a public road, for the purposes of managing risks identified under section 107(2)(a), to seek to enter an interface agreement with the rail infrastructure manager of the rail infrastructure.	Chief Executive Officer	
RSNLQ6	Rail Safety National Law (Queensland)	Section 108(2)(a)	Power, as a road manager of a private road given a written notice under section 108(1)(c)(i), to identify and assess, so far as is reasonably practicable, risks to safety from the existence or use of any rail or road crossing that is part of the road infrastructure of the road because of, or partly because of, railway operations.	Chief Executive Officer	
RSNLQ7	Rail Safety National Law (Queensland)	Section 108(2)(b)	Power, as a road manager of a private road given a written notice under section 108(1)(c)(i), to determine measures to manage, so far as is reasonably practicable, risks identified pursuant to section 108(2)(a).	Chief Executive Officer	
RSNLQ8	Rail Safety National Law (Queensland)	Section 108(2)(c)	Power, as a road manager of a private road given a written notice under section 108(1)(c)(i), to enter into an interface agreement with the rail infrastructure manager to manage risks identified pursuant to section 108(2)(a).	Chief Executive Officer	
RSNLQ9	Rail Safety National Law (Queensland)	Section 110(6)	Power, as a road manager, to comply with a notice given by the Regulator under section 110(2) or a direction given under section 110(4).	Chief Executive Officer	
RSNLQ10	Rail Safety National Law (Queensland)	Section 111(2)	Power, as a road manager, to maintain a register of interface agreements, and arrangements determined by the Regulator under section 110, in relation to roads for which it is the road manager.	Chief Executive Officer	
RSNLQ11	Rail Safety National Law (Queensland)	Section 168A(4)	Power to make available for inspection by a rail safety officer, or produce to the officer for inspection, particular documents.	Chief Executive Officer	
RSNLQ12	Rail Safety National Law (Queensland)	Section 177	Power to comply with an improvement notice within the period specified in the notice.	Chief Executive Officer	
RSNLQ13	Rail Safety National Law (Queensland)	Section 181	Power to comply with a direction given under Part 4, Division 8 or a prohibition notice.	Chief Executive Officer	
RSNLQ14	Rail Safety National Law (Queensland)	Section 199(1)	Power to notify the relevant rail infrastructure manager before carrying out any works near a railway that threaten, or are likely to threaten, the safety of the railway or the operational integrity of the railway.	Chief Executive Officer	
RSNLQ15	Rail Safety National Law (Queensland)	Section 199(4)	Power to comply with a notice given by the Regulator under section 199(2).	Chief Executive Officer	

RSNLQ16	Rail Safety National Law (Queensland)	Section 199(6)	Power to comply with a notice given by the Regulator under section 199(5).	Chief Executive Officer		
RSNLQ17	Rail Safety National Law (Queensland)	Section 216	Power, if an eligible person, to apply for a review of a reviewable decision.	Chief Executive Officer		
RSNLQ18	Rail Safety National Law (Queensland)	Section 217	Power, if an eligible person, to apply to the Court against: (a) a reviewable decision made by the Regulator, or (b) a decision made, or taken to have been made, by the Regulator under section 216 in respect of a reviewable decision.	Chief Executive Officer		
TSICHA1	Torres Strait Islander Cultural Heritage Act 2003	Section 17(2)	Power, in the circumstances set out in subsection (1), to take all reasonable and practicable steps to ensure that the human remains are taken into the custody of the chief executive.	Chief Executive Officer		
TSICHA2	Torres Strait Islander Cultural Heritage Act 2003	Section 18(2)	Power, in the circumstances set out in subsection (1), to advise the chief executive of the existence and location of the human remains and give the chief executive all details that the chief executive reasonably requires.	Chief Executive Officer		
TSICHA3	Torres Strait Islander Cultural Heritage Act 2003	Section 23(1)	Power, as a person who carries out an activity, to take all reasonable and practicable measures to ensure the activity does not harm Torres Strait Islander cultural heritage.	Chief Executive Officer		
TSICHA4	Torres Strait Islander Cultural Heritage Act 2003	Section 28(2)	Power to consult with the Minister about cultural heritage duty of care guidelines.	Chief Executive Officer		
TSICHA5	Torres Strait Islander Cultural Heritage Act 2003	Section 30(1)	Power, as a person who is involved in putting an approved cultural heritage management plan into effect, to take all reasonable steps to ensure the chief executive is advised about all Torres Strait Islander cultural heritage revealed to exist because of any activity carried out under the plan.	Chief Executive Officer		
TSICHA6	Torres Strait Islander Cultural Heritage Act 2003	Section 31(1)	Power, as a person who carries out an activity, to advise the chief executive of Torres Strait Islander cultural heritage revealed to exist because of the activity.	Chief Executive Officer		
TSICHA7	Torres Strait Islander Cultural Heritage Act 2003	Sections 53, 56, 57, 58, 59, 60, 61, 62(2), 63(2), 64(2), 65(2), 67, 68, 69(2), 70, 71, 76, 77(2) and 153	Power to carry out a cultural heritage study and have its findings recorded in the register including all steps authorised or required by Part 6 of the Act for the purpose of carrying out the study, recording it in the register and objecting to the way the study is recorded in the register.	Chief Executive Officer		
TSICHA8	Torres Strait Islander Cultural Heritage Act 2003	Section 54(3)	Power to consult with the Minister about guidelines to help people in choosing suitable methodologies for carrying out cultural heritage studies.	Chief Executive Officer		
TSICHA9	Torres Strait Islander Cultural Heritage Act 2003	Section 70(3)	Power, as the owner or occupier of land, to consult with the sponsor about obtaining access to the land and determine whether or not access should be given.	Chief Executive Officer		
TSICHA10	Torres Strait Islander Cultural Heritage Act 2003	Section 72(1)(c)	Power to consult with the chief executive about a cultural heritage study.	Chief Executive Officer		
TSICHA11	Torres Strait Islander Cultural Heritage Act 2003	Section 76	Power to object to the Land Court to:- (a) the chief executive's recording in the register of the findings of a cultural heritage study; and (b) the chief executive's refusal to record in the register the findings of a cultural heritage study.	Chief Executive Officer		

TSICHA12	Torres Strait Islander Cultural Heritage Act 2003	Sections 82, 83, 91, 92, 93, 94, 95, 96, 97(2), 98(2), 99(2), 100, 101, 103, 104, 105, 106, 107, 109(5), 111, 112, 113, 114, 115, 116, 117(5) and 153	Power to develop, reach agreement on and seek approval for a cultural heritage management plan including all steps authorised or required by Part 7 of the Act for the purpose of developing, reaching agreement on and seeking approval of the plan and objecting to any refusal to approve the plan	Chief Executive Officer		
TSICHA13	Torres Strait Islander Cultural Heritage Act 2003	Section 85(3)	Power to consult with the Minister about guidelines to help people in choosing suitable methodologies for developing cultural heritage management plans.	Chief Executive Officer		
TSICHA14	Torres Strait Islander Cultural Heritage Act 2003	Section 153	Power, as the owner or occupier of land, to consult with a person who wishes to enter land to perform a cultural heritage activity about obtaining access to the land and to determine whether or not access should be given.	Chief Executive Officer		
WRAA46	Waste Reduction and Recycling Act 2011	Section 28	Power to make an exempt waste application to the chief executive.	Chief Executive Officer		
WRAA47	Waste Reduction and Recycling Act 2011	Section 29	Power to provide further information or documents for an exempt waste application if required by the chief executive.	Chief Executive Officer		
WRAA48	Waste Reduction and Recycling Act 2011	Section 29(2)	Power to agree with the chief executive about extending the time for providing further information or documents for an exempt waste application.	Chief Executive Officer		
WRAA49	Waste Reduction and Recycling Act 2011	Section 33	Power, as the holder of an approval of waste as exempt waste, to request an amendment of the approval, and agree with the chief executive to the amendment of the approval.	Chief Executive Officer		
WRAA50	Waste Reduction and Recycling Act 2011	Section 34(e)	Power, as the holder of an approval of waste as exempt waste, to make submissions in response to a notice from the chief executive about cancelling or amending the approval.	Chief Executive Officer		
WRAA1	Waste Reduction and Recycling Act 2011	Section 434(1)	Power, as the operator of a waste disposal site required to hold an environmental authority for the disposal of more than 10000t of waste in a year at the site, to install and keep in proper working order a weighbridge on or before a day prescribed under a regulation, in conducting a recycling activity prescribed by regulation, to make a residue waste discounting application to the chief executive.	Chief Executive Officer	6 August 2019 G/19/3879	
WRAA2	Waste Reduction and Recycling Act 2011	Section 445	Power, as the operator of a waste disposal site at which a weighbridge is installed, to measure and record waste as the applicant for a residue waste discounting application, to provide further information or documents for the application if required by the chief executive.	Chief Executive Officer	6 August 2019 G/19/3879	
WRAA51	Waste Reduction and Recycling Act 2011	Section 45(2)	Power to agree with the chief executive about extending the time for providing further information or documents for a waste residue discounting application.	Chief Executive Officer		
WRAA52	Waste Reduction and Recycling Act 2011	Section 49	Power, as the holder of an approval of a discounted rate for the waste levy for residue waste, to request an amendment of the approval, and agree with the chief executive to the amendment of the approval.	Chief Executive Officer		
WRAA53	Waste Reduction and Recycling Act 2011	Section 50(3)(e)	Power, as the holder of an approval of a discounted rate for the waste levy for residue waste, to make submissions in response to a notice from the chief executive about cancelling or amending the approval.	Chief Executive Officer		

WRRRA3	Waste Reduction and Recycling Act 2011	Section 5253	Power, as the operator of a waste disposal site, to prepare a waste-data return for each repeating period receive and request delivery information for waste.	Chief Executive Officer	6 August 2019 G/19/3879	
WRRRA4	Waste Reduction and Recycling Act 2011	Section 54	Power, as the operator of a resource recovery and transfer facility, to receive and request delivery information for waste.	Chief Executive Officer		
WRRRA5	Waste Reduction and Recycling Act 2011	Section 56	Power, as the operator of a leviable waste disposal site, to pay the chief executive the waste levy, including any interest.	Chief Executive Officer		
WRRRA6	Waste Reduction and Recycling Act 2011	Sections 56 and 57	Power, as the operator of a waste disposal site in the waste levy zone, to ensure a weighbridge is installed and operates at the site, is brought back into operation if out of operation, and give notice to the chief executive where the weighbridge is out of operation and brought back into operation, as required by sections 56 and 57. NOTE: an exemption may apply until 30 June 2029 pursuant to chapter 16, part 3, division 2.	Chief Executive Officer		
WRRRA7	Waste Reduction and Recycling Act 2011	Sections 59, 60	Power to measure and record waste as required by sections 59, 60 and 61. NOTE: an exemption may apply until 30 June 2029 pursuant to chapter 16, part 3, division 2.	Chief Executive Officer		
WRRRA8	Waste Reduction and Recycling Act 2011	Section 60(3)	Power, as the operator of a waste disposal site, to agree with the chief executive about an alternative way to measure and record the waste.	Chief Executive Officer		
WRRRA9	Waste Reduction and Recycling Act 2011	Sections 63, 64, 65 and 66	Power, as the operator of a waste disposal site and where the chief executive has given Council a notice under section 63(2), to install, maintain and operate a monitoring system as required by the notice, and comply with sections 64, 65 and 66.	Chief Executive Officer		
WRRRA60	Waste Reduction and Recycling Act 2011	Sections 67, 68 and 69	Power, as the operator of a leviable waste disposal site, to carry out volumetric surveys, ensure volumetric surveys are carried out, and give the chief executive copies of the results of the volumetric surveys as required by sections 67, 68 and 69.	Chief Executive Officer		
WRRRA61	Waste Reduction and Recycling Act 2011	Section 72	Power, as the operator of a leviable waste disposal site, to give the chief executive a waste data return.	Chief Executive Officer		
WRRRA62	Waste Reduction and Recycling Act 2011	Section 72A	Power, as the operator of a leviable waste disposal site, to keep the documents stipulated in section 72A.	Chief Executive Officer		
WRRRA63	Waste Reduction and Recycling Act 2011	Section 72C	Power, as the operator of a leviable waste disposal site, to apply to the chief executive to enter a waste levy instalment agreement, and enter the agreement.	Chief Executive Officer		
WRRRA64	Waste Reduction and Recycling Act 2011	Section 72D	Power, as the operator of a leviable waste disposal site, to apply to the chief executive for an amendment of a waste levy instalment agreement, and enter the amendment agreement.	Chief Executive Officer		
WRRRA65	Waste Reduction and Recycling Act 2011	Section 72G	Power, as the operator of a leviable waste disposal site, to apply to the chief executive for an extension of time to pay a waste levy amount.	Chief Executive Officer		
WRRRA66	Waste Reduction and Recycling Act 2011	Section 72H	Power, as the operator of a leviable waste disposal site, to apply to the chief executive for an extension of time to submit a waste data return and pay a waste levy amount.	Chief Executive Officer		
WRRRA67	Waste Reduction and Recycling Act 2011	Section 72J(3)(c)	Power, as the operator of a leviable waste disposal site where the chief executive has decided an estimated waste levy amount under section 72J, to adjust the waste levy amount payable if a different amount is decided under a review of the chief executive's decision on the estimated waste levy amount.	Chief Executive Officer		

WRRRA68	Waste Reduction and Recycling Act 2011	Section 72L	Power, as the operator or former operator of a waste disposal site who is eligible for a bad debt credit, to apply to the chief executive for relief.	Chief Executive Officer		
WRRRA69	Waste Reduction and Recycling Act 2011	Section 72M(1)	Power to respond to a notice from the chief executive requiring further reasonable information or documents about the application for a bad debt credit.	Chief Executive Officer		
WRRRA70	Waste Reduction and Recycling Act 2011	Section 72M(2)	Power to agree with the chief executive about extending the time for providing the further information or documents.	Chief Executive Officer		
WRRRA71	Waste Reduction and Recycling Act 2011	Sections 72R and 72S	Power, as the operator of a waste disposal site, to declare an area within the site as a resource recovery area by giving the chief executive notice of a proposed resource recovery area.	Chief Executive Officer		
WRRRA72	Waste Reduction and Recycling Act 2011	Section 72U	Power, as the operator of a waste disposal site with a resource recovery area, to amend the declaration as a resource recovery area by giving the chief executive notice of the proposed amendment.	Chief Executive Officer		
WRRRA73	Waste Reduction and Recycling Act 2011	Section 72V	Power, as the operator of a waste disposal site with a resource recovery area, to cancel the declaration as a resource recovery area by giving the chief executive notice of the proposed cancellation.	Chief Executive Officer		
WRRRA74	Waste Reduction and Recycling Act 2011	Section 72W	Power, as the operator of a waste disposal site with a resource recovery area and where the chief executive proposes to revoke the declaration, to make submissions to the chief executive to show why the declaration should not be revoked.	Chief Executive Officer		
WRRRA75	Waste Reduction and Recycling Act 2011	Section 72X	Power, as the operator of a waste disposal site with a resource recovery area, to keep the documents and results stipulated in section 72X.	Chief Executive Officer		
WRRRA76	Waste Reduction and Recycling Act 2011	Section 72Y	Power, as the operator of a resource recovery area at a waste disposal site in the waste levy zone, to carry out volumetric surveys, ensure volumetric surveys are carried out and give the chief executive a copy of the results of the volumetric survey as required by section 72Y. **NOTE: section 72Y only applies from 01 June 2020.	Chief Executive Officer		
WRRRA77	Waste Reduction and Recycling Act 2011	Section 72Z	Power, as the operator of a resource recovery area at a waste disposal site not in the waste levy zone, to carry out volumetric surveys, ensure volumetric surveys are carried out and give the chief executive a copy of the results of the volumetric survey as required by section 72Z.	Chief Executive Officer		
WRRRA78	Waste Reduction and Recycling Act 2011	Section 73A	Power, as the operator of a waste disposal site that has declared, or claims to have declared, a resource recovery area under section 72S, to ensure that the resource recovery area complies with section 73A(2).	Chief Executive Officer		
WRRRA79	Waste Reduction and Recycling Act 2011	Section 73C(2)	Power, as the operator of a waste disposal site that has declared a resource recovery area and there is a change to the physical barrier or points of access for the resource recovery area that does not change the boundaries of the area, to amend the plan of the waste disposal site, and give the chief executive notice and a copy of the amended plan.	Chief Executive Officer		
WRRRA80	Waste Reduction and Recycling Act 2011	Section 73C(3)	Power, as the operator of a waste disposal site that has declared a resource recovery area and there is a change to the recycling activities, to advise the chief executive of the change.	Chief Executive Officer		

WVRA81	Waste Reduction and Recycling Act 2011	Section 73C(4)	Power, as the operator of a waste disposal site that has declared a resource recovery area and there is a change to the entity having responsibility for the operation of the resource recovery area, to advise the chief executive of the change.	Chief Executive Officer		
WVRA82	Waste Reduction and Recycling Act 2011	Section 73D(1)	Power, as a local government affected by the waste levy, to receive an annual payment from the chief executive and use that payment to mitigate any direct impacts of the waste levy on households in Council's local government area.	Chief Executive Officer		
WVRA83	Waste Reduction and Recycling Act 2011	Section 73D(4)	Power, as a local government affected by the waste levy that receives an annual payment from the chief executive, to include a statement on rate notices that informs the ratepayer of the amount paid to the local government and the purpose of the payment.	Chief Executive Officer		
	Waste Reduction and Recycling Act 2011	Section 99H - 99ZZ	As Council has not elected to take up the function of a Beverage Container Refund Point no delegations have been made under these sections except for 99S(1) and 99U(1)		6 August 2019 G/19/3879	
WVRA84	Waste Reduction and Recycling Act 2011	Section 99S(2)	Power, as the operator of a container refund point, to accept the container and pay the person the refund amount for the container.	Chief Executive Officer		
WVRA85	Waste Reduction and Recycling Act 2011	Section 99Y(1)	Power, as the operator of a container refund point, to:- (a) keep each refund declaration given to the operator for at least 5 years after the declaration was given; (b) for the proof of identity document mentioned in section 99T(3)(c) that accompanied the declaration, make a copy of the proof of identity document and keep the copy with the declaration for at least 5 years after the declaration was given; (c) if asked by an authorised person - produce the declaration and copy of the proof of identity document for inspection by the authorised person.	Chief Executive Officer		
WVRA86	Waste Reduction and Recycling Act 2011	Section 99ZA	Power, as the operator of a container refund point, to enter a container collection agreement with the Organisation.	Chief Executive Officer		
WVRA87	Waste Reduction and Recycling Act 2011	Section 99ZB	Power, as the operator of a container refund point, to claim a collection amount from the Organisation for containers collected.	Chief Executive Officer		
WVRA88	Waste Reduction and Recycling Act 2011	Section 99ZF	Power, as the operator of a material recovery facility, to enter a material recovery agreement with the Organisation.	Chief Executive Officer		
WVRA89	Waste Reduction and Recycling Act 2011	Section 99ZH	Power, as the operator of a material recovery facility, to claim the recovery amount from the Organisation.	Chief Executive Officer		
WVRA90	Waste Reduction and Recycling Act 2011	Section 99ZL	Power, as the operator of a material recovery facility, to comply with the recovery amount protocol.	Chief Executive Officer		
WVRA91	Waste Reduction and Recycling Act 2011	Section 170	Power to respond to a request from the chief executive for further information on an amendment application and agree to extend the stated period.	Chief Executive Officer	6 August 2019 G/19/3879	
WVRA92	Waste Reduction and Recycling Act 2011	Section 173KP	Power to comply with the conditions of an end of waste approval.	Chief Executive Officer		
WVRA93	Waste Reduction and Recycling Act 2011	Section 173L	Power to apply to the chief executive to extend an end of waste approval.	Chief Executive Officer		
WVRA94	Waste Reduction and Recycling Act 2011	Section 173M	Power to apply to the chief executive to amend an end of waste approval.	Chief Executive Officer		
WVRA95	Waste Reduction and Recycling Act 2011	Section 173O	Power to apply to the chief executive to transfer an end of waste approval.	Chief Executive Officer		

WRR25	Waste Reduction and Recycling Act 2011	Section 173Q	Power to apply to the chief executive to extend an end-of-waste approval. Power to respond to a request from the chief executive for advice, comment or information about the operation of Chapter 8, Part 3.	Chief Executive Officer	6 August 2019 G/19/3879	
WRR26	Waste Reduction and Recycling Act 2011	Section 173S	Power to apply to the chief executive to amend or transfer an end-of-waste approval.	Chief Executive Officer	6 August 2019 G/19/3879	
WRR28	Waste Reduction and Recycling Act 2011	Section 173ZF(3)(f)	Power to respond to a notice received from the chief executive requiring information about an approval proposing to amend, cancel or suspend an end-of-waste approval.	Chief Executive Officer	6 August 2019 G/19/3879	
WRR29	Waste Reduction and Recycling Act 2011	Section 173ZEA	Power to surrender an end-of-waste approval by giving notice to the chief executive.	Chief Executive Officer	6 August 2019 G/19/3879	
WRR30	Waste Reduction and Recycling Act 2011	Section 173ZB	Power to respond to a show cause notice from the chief executive requiring information about an end-of-waste approval.	Chief Executive Officer	6 August 2019 G/19/3879	
WRR31	Waste Reduction and Recycling Act 2011	Section 173ZC	Power to give the chief executive advice, comment or information about the operation of Chapter 8, Part 3.	Chief Executive Officer	6 August 2019 G/19/3879	
WRR37	Waste Reduction and Recycling Act 2011	Section 179	Power to, as delegate of the chief executive administering the Act, give notice of an internal review decision.	Chief Executive Officer	6 August 2019 G/19/3879	As this power relates to sections 248(2) and 253(3) of the Act. Any appointment of an authorised person must be subject to the limitation that an authorised person can only exercise the powers in section 117 and Chapter 10 of the Act in relation to the following offences: - Chapter 5, Parts 1, 2 and 3, Division 1 and 2 of the Act; - Section 251(a); - Section 251(c); - Section 254; and - Section 264.
WRR39	Waste Reduction and Recycling Act 2011	Section 183	Power, as delegate of the chief executive administering the Act, to appoint a person as an authorised person.	Chief Executive Officer	6 August 2019 G/19/3879	
WRR43	Waste Reduction and Recycling Act 2011	Sections 317(2)	Power, as an operator of a leviable waste disposable site, to apply to the chief executive for an exemption during the transition period from the requirements of section 57.	Chief Executive Officer		
WRR44	Waste Reduction and Recycling Act 2011	Sections 323	Power, as an operator of a leviable waste disposable site in the waste levy zone, to carry out a volumetric survey, ensure a volumetric survey is carried out, give a copy of the results of the volumetric survey to the chief executive, and keep a copy of the results as required by section 323.	Chief Executive Officer		
WRR45	Waste Reduction and Recycling Act 2011	Sections 324	Power, as an entity having responsibility for the operation of a resource recovery area for a waste disposal site in the waste levy zone, to carry out a volumetric survey, ensure a volumetric survey is carried out, give a copy of the results of the volumetric survey to the chief executive, and keep a copy of the results as required by section 324.	Chief Executive Officer		
WRR46	Waste Reduction and Recycling Act 2011	Sections 325	Power, as an operator of a small site, to give the chief executive written notice of a proposed alternative methodology for measuring and recording waste at the site and implement that alternative methodology. NOTE: this section only applies until 30 June 2021.	Chief Executive Officer		

WVA152	Water Act 2000	Section 433A(5)	Power, as a party to a dispute referred to in section 425 and where an arbitration election notice has been given, to jointly appoint an arbitrator.	Chief Executive Officer		
WVA153	Water Act 2000	Section 433A(6)	Power, as a party to a dispute referred to in section 425, the party giving an arbitration election notice and where the parties do not jointly appoint an arbitrator under section 433A(5), to require a prescribed arbitration institute to appoint an arbitrator.	Chief Executive Officer		
WVA154	Water Act 2000	Section 433E	Power, as a party to a dispute referred to in section 425 that is the subject of arbitration, to pay the fees and expenses of the arbitrator as required by section 433E.	Chief Executive Officer		
WSSRA62	Water Supply (Safety and Reliability) Act 2008	Section 162	Power to give notice of the making or amendment of a declaration under section 161 of the Water Supply (Safety and Reliability) Act 2008, and to make the notice available for inspection and purchase, and to give the regulator a copy of the notice.	Chief Executive Officer	6 August 2019 G/19/3879	
WSSRA138	Water Supply (Safety and Reliability) Act 2008	Section 352Q(1)	Power, as the owner of a referable dam, to apply ask to the chief executive to correct a minor error or make a change, that is not a change of substance, in an emergency action plan for the dam.	Chief Executive Officer	6 August 2019 G/19/3879	
WSSRA168	Water Supply (Safety and Reliability) Act 2008	Section 352Q(1A)	Power, as the owner of a referable dam, to ask to the chief executive to record the change in ownership of the dam and make other changes to the plan required because of the change in ownership.	Chief Executive Officer		
WSSRA169	Water Supply (Safety and Reliability) Act 2008	Section 366	Power, as a former owner of a dam, to give the chief executive notice of the change in ownership and give the new owner all relevant documentation for the dam.	Chief Executive Officer		
WWSA25	Work Health and Safety Act 2011	Section 70	Power to comply with the general obligations of a person conducting a business or undertaking provided in section 70.	Chief Executive Officer		
WWSA26	Work Health and Safety Act 2011	Section 74	Power as a person conducting a business or undertaking to comply with subsections (a) to (c).	Chief Executive Officer		
WWSA27	Work Health and Safety Act 2011	Section 97A	Power to give a copy of the provisional improvement notice to the regulator.	Chief Executive Officer		
WWSA28	Work Health and Safety Act 2011	Section 102B	Power to give the industrial registrar written notice of the dispute.	Chief Executive Officer		
WWSA29	Work Health and Safety Act 2011	Section 102G	Power to appeal a decision of the Commission given under Part 5, Division 7A.	Chief Executive Officer		
WWSA30	Work Health and Safety Act 2011	Section 141A	Power, as receiver of a direction from the inspector under section 131A(2) to comply with it.	Chief Executive Officer		
WWSA31	Work Health and Safety Act 2011	Section 142A	Power to appeal a decision of the Commission.	Chief Executive Officer		
WWSA32	Work Health and Safety Act 2011	Sections 231(1) and (1A)	Power to, in the circumstances provided in subsections (1) or (1A), make a written request to the WHS prosecutor that a prosecution be brought.	Chief Executive Officer		
WWSA33	Work Health and Safety Act 2011	Section 231(3)	Power to, in the circumstances provided in subsection (3), request the regulator WHS prosecutor to refer the matter to the director of public prosecutions.	Chief Executive Officer		