

NEW Provisions

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
738266	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 7	Power to enter into a written agreement with a caravan park owner		_____
738267	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 10	Function of receiving application for registration		_____
738268	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 11	Function of receiving application for renewal of registration		_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
738269	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 12(1)	Duty to grant the registration if satisfied that the caravan park complies with these regulations		_____
738270	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 12(1)	Power to refuse to grant the registration if not satisfied that the caravan park complies with these regulations		_____
738271	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 12(2)	Duty to renew the registration if satisfied that the caravan park complies with these regulations		_____
738272	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 12(2)	Power to refuse to renew the registration if not satisfied that the caravan park complies with these regulations		_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
738273	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 12(3)	Duty to have regard to matters in determining an application for registration or an application for renewal of registration		_____
738274	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 12(4) & (5)	Duty to issue certificate of registration		_____
742711	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 14(3)	Power to determine where notice of transfer is displayed		_____
738276	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 15(1)	Duty to transfer registration to new caravan park owner		_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
738277	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 15(2)	Duty to issue a certificate of transfer of registration		_____
738278	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 15(3)	Power to determine where certificate of transfer of registration is displayed		_____
738279	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 16(1)	Power to determine the fee to accompany applications for registration or applications for renewal of registration		_____
738280	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 17	Duty to keep register of caravan parks		_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
738281	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 21(1)	Duty to notify a caravan park owner of the relevant emergency services agencies for the caravan park, on the request of the caravan park owner		_____
738282	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 21(2)	Duty to consult with relevant emergency services agencies		_____
738283	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 22	Power to determine places in which caravan park owner must display a copy of emergency procedures		_____
738284	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 23	Power to determine places in which caravan park owner must display copy of public emergency warnings		_____

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738285	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 24(2)	Power to consult with relevant floodplain management authority		_____
738286	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 26(b)(i)	Power to approve system for the discharge of sewage and wastewater from a movable dwelling		_____
738287	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 38	Function of receiving notice of proposed installation of unregistrable movable dwelling or rigid annexe		_____
738288	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 38(b)	Power to require notice of proposal to install unregistrable movable dwelling or rigid annexe		_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
738289	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 39(3)	Function of receiving installation certificate		_____
738290	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 45(3)	Power to determine places in which caravan park owner must display name and telephone number of an emergency contact person		_____
738291	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 45(5)	Power to determine places in which caravan park owner must display the certificate of registration or certificate of renewal of registration, the plan of the caravan park and a copy of the caravan park rules		_____

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
703087	Planning and Environment Act 1987	s 125(1)	Power to apply to any court of competent jurisdiction or to the tribunal for an injunction restraining any person from contravening an enforcement order or an interim enforcement order.		Section 123 of the Victorian Civil and Administrative Tribunal Act 1998 applies on an application to the Tribunal. _____
755998	Road Management Act 2004	s 12(2)(b)	Function of providing consent to the Head, Transport for Victoria for the discontinuance of a road or part of a road		_____

CHANGED Provisions

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
738275	Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2024	r 14(1)_	Power <u>Function to determine where receiving notice of transfer is displayed</u> ownership.		
183728	Food Act 1984	s.19 19(4)(a)	power <u>Power</u> to direct that an order made under sections 19(3)(a) or (b), (i) be affixed to a conspicuous part of the premises, <u>(ia) displayed at any point of sale, (ib) be published on the food business's Internet site</u> and (ii) inform the public by notice in a published newspaper, <u>on the Internet site</u> or otherwise	MPEH; MCSMRM, EHC, DPES	If sections 19(1) applies

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
183732	Food Act 1984	s.19AA 19AA(4)(c)	<p>powerPower to direct, in an order made under s.19AA 19AA(2) or a subsequent written order, that a person must ensure that any food or class of food is not removed from the premises</p> <p>-</p>	MPEH, MCSMRM, EHC, DPES	<p>Note: the power to direct the matters under s.19AA 19AA(4)(a) and (b) not capable of delegation and so such directions must be made by a Council resolution</p> <p><u>Only in relation to temporary food premises or mobile food premises</u></p> <hr/>
738262	Food Act 1984	s 19FA(1)_	Power to direct a proprietor of a food premises to revise the food safety program for the premises or comply with any requirements specified in the food safety program		<p>Where Council is the registration authority</p> <p><u>Only in relation to temporary food premises or mobile food premises</u></p> <p>Subject to s 19FA(2), which requires a time limit for compliance to be specified</p> <hr/>

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
738263	Food Act 1984	s 19FA(3)(a)_	Power to refuse to approve an application for registration or renewal of the premises, where a proprietor of a food premises fails to comply with a direction given under s 19FA(1)		Where Council is the registration authority Only in relation to temporary food premises or mobile food premises Refusal to grant or renew the registration of a food premises must be ratified by Council or the CEO (see s 58A(2))
738264	Food Act 1984	s 19FA(3)(b)	Power to revoke a registration granted in respect of premises, where a proprietor of a food premises fails to comply with a direction given under s 19FA(1)		Where Council is the registration authority Only in relation to temporary food premises or mobile food premises
738265	Food Act 1984	s 19FA(3)(c)_	Power to suspend the registration of the premises, where a proprietor of a food premises fails to comply with a direction given under s 19FA(1)		Where Council is the registration authority Only in relation to temporary food premises or mobile food premises

#	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations
183762	Food Act 1984	s.43F 43F(7)	power Power to register the components of the food business that meet requirements in Division 3 and power to refuse to register the components that do not meet the requirements -	MPEH, MCSMRM, EHC, DPES	where Where Council is the registration authority <u>Refusal to grant or renew the registration of a food premises must be ratified by Council or the CEO (see s 58A(2))</u> _____
184252	Planning and Environment Act 1987	s.46AAA 46AAA	duty Duty to prepare an amendment to a planning scheme that relates to Yarra River land that is not inconsistent with anything in a Yarra Strategic Plan which is expressed to be binding on the responsible public entity	DBS , DPES, MIS , MSPE	where Where Council is a responsible public entity and is a planning authority note Note: this provision is not yet in force, and will commence on the day on which the initial Yarra Strategic Plan comes into operation. It will effect affect a limited number of Councils councils _____

Nillumbik Shire Council

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703088	Planning and Environment Act 1987	s 148B <u>149B</u>	Power to apply to the Tribunal for a declaration.		_____