



INSTRUMENT OF DELEGATION

Ref No	LG Act Ref	Delegate	Delegation Subject
5A	5.42(1)(a)	Chief Executive Officer	Provision of Urgent Legal Services

Delegator

Council.

Power/Duty

To provide authorisation to the CEO to approve applications for urgent legal assistance in accordance with Clause 3.10 of Council policy PO85 "Legal Representation for Council members and employees" to a maximum of \$10,000.

3.10 Delegation to Chief Executive Officer

In cases where a delay in the approval of an application will be detrimental to the legal rights of the applicant, the CEO may exercise, on behalf of the Council, the powers of the council under Clause 3.8 to a maximum of \$10,000 in respect of each application.

An application approved by the CEO is to be submitted to the next ordinary meeting of Council. Council may exercise any of its powers under this Policy.

Conditions

The determination must be made in accordance with the provisions of the Council policy "Legal Representation for Council members and employees".

Statutory Framework

Council is exercising its power of delegation under Section 5.42(1)(a) of the *Local Government Act 1995*.

Verification

Council Resolution
C1606/140

Council Resolution
C1506/161

Council Resolution
C1406/161

Council Resolution
C1306/168

Council Resolution
C1206/166

Council Resolution
C1106/199

Council Resolution
C1006/217

Council Resolution
C0906/243

Council Resolution
C0806/188

Review Requirements

In accordance with the requirements of Section 5.46(2) of the *Local Government Act 1995*, Delegations are reviewed at least once every financial year.

Related Documents

Legal Representation Policy – PO85

Notes of Alterations

7/2/2017 – Amended to be fully consistent with Department of Local Government Guideline 14

27/06/2012 – New policy adopted.

22/06/2011 - Update to refer to the correct section of the *Local Government Act 1995*.