

BUSH FIRES ACT 1954

BFA4 – Delegation by Local Governments

Delegation from:	Council
Delegated to:	Chief Executive Officer
Date Adopted:	10 December 2024
Date Last Reviewed:	25 June 2024
Legislation:	<i>Bush Fires Act 1954, s.48(1)</i>
Power or Duty of the Local Government which is being delegated:	<p>48 Delegation by Local Governments</p> <p>(1) A local government, may in writing, delegate to its Chief Executive Officer the performance of any of its functions under the <i>Bush Fires Act 1954</i>.</p>
<p>DETAILS</p> <p>Pursuant to section 48(1) of the <i>Bush Fires Act 1954</i>, the <i>Chief Executive Officer is delegated to exercise the powers or discharge the duties of the Council of the Bush Fires Act 1954</i>.</p>	
<p>Related Documents</p>	
Council Policy:	n/a
Administration Policy/Procedure:	<p>Fire Hazard Assessment Plan 2023-2028</p> <p>Bushfire Risk Management Plan 2019-2024</p>
Notes:	<p><i>Bush Fires Act 1954 s.48</i></p> <p>48(2) Performance by the Chief Executive Officer of a local government of a function delegated under subsection (1) is</p> <p>(a) taken to be in accordance with the terms of a delegation under section 48 and;</p> <p>(b) is to be treated as performance by the local government.</p> <p>48(3) A delegation under this section does not include the power to subdelegate.</p> <p>48(4) Nothing in this section is to be read as limiting the ability of a local government to act through its council, members, staff or agents in the normal course of business.</p>