



ADELAIDE HILLS COUNCIL

INSTRUMENT OF DELEGATION

INSTRUMENT OF DELEGATION UNDER THE SOUTH
AUSTRALIA PUBLIC HEALTH (WASTEWATER)
REGULATIONS 2013

15 SEPTEMBER 2023

Positions

Abbreviation	Position
Chief Executive Officer (95)	Chief Executive Officer (95)
CWMS Technical Officer (423)	CWMS Technical Officer (423)
Director Development and Regulatory Services (70)	Director Development and Regulatory Services (70)
Environmental Health Officer (241)	Environmental Health Officer (241)
Environmental Health Officer (294)	Environmental Health Officer (294)
Environmental Health Officer (91)	Environmental Health Officer (91)
Environmental Health Project Officer (97)	Environmental Health Project Officer (97)
Team Leader Environmental Health (96)	Team Leader Environmental Health (96)

Instrument of Delegation under the South Australia Public Health (Wastewater) Regulations 2013

South Australia Public Health (Wastewater) Regulations 2013				
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 6(1)(b)	Agree to act as a relevant authority in respect of a wastewater systems or wastewater works being undertaken by another council or a person in conjunction with another council	Chief Executive Officer (95)	Subject to the approval of Council	council
regulation 8(1)	Give notice to the owners of land in the area affected by the proposed establishment of a community wastewater management system by the council	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 8(2)	Consider any submissions received regarding the proposed establishment of a community wastewater management system by the council	Chief Executive Officer (95)	NIL	council

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 8(3)	Obtain a wastewater works approval from the Minister	Chief Executive Officer (95)	NIL	council
regulation 9(1)	Require the operator of an on-site wastewater system to connect the system to a community wastewater management system and submit an application for the connection to the relevant authority	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 9(1)(b)	Receive an application for connection of an on-site wastewater system to a community wastewater management system	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
		(97), Team Leader Environmental Health (96)		
regulation 9(4)	Grant approval for wastewater works for the connection of an on-site wastewater system to a community wastewater management system	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 9(6)	Cause the requirements of an approval under regulation 9 for wastewater works to be carried out	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 9(7)	Recover the costs and expenses reasonably incurred in exercising power under regulation 9(6) and the application fee which would have been payable	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 10(1)	Determine application for an exemption from regulation 9	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 10(3)	Impose conditions on an exemption from regulation 9	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 10(4)	Vary or revoke an exemption granted under regulation 10(3)	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Team Leader Environmental Health (96)	NIL	council
regulation 11(1)	Ensure that the requirements of regulation 11(1) are met	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91),	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
		Environmental Health Project Officer (97), Team Leader Environmental Health (96)		
regulation 11(2)	Receive a certificate indicating that wastewater works have been undertaken in accordance with the wastewater works approval and detailed drawings as prescribed	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 12(1)	Ensure that the wastewater system is operated, maintained and serviced in accordance with the conditions of any wastewater works approval and any prescribed code	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
		(97), Team Leader Environmental Health (96)		
regulation 13(1)	Ensure that wastewater from the wastewater system is not reused or disposed of to land unless authorised by conditions of the wastewater works approval	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 15(1)	Receive an application for exemption from compliance with specific provisions of the regulations requiring compliance with prescribed codes	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 15(1)	Apply for exemption from compliance with specific provisions of the regulations requiring compliance with prescribed codes	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 15(3)	Determine conditions to apply to an exemption from a prescribed code	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 15(5)	Vary or revoke an exemption from a prescribed code	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Team Leader Environmental Health (96)	NIL	relevant authority
regulation 23(1)	Receive an application for a wastewater works approval	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 23(2)	Request applicant for a wastewater works approval to provide further technical specifications, information or documents	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91),	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
		Environmental Health Project Officer (97), Team Leader Environmental Health (96)		
regulation 23(1)	Apply for a wastewater works approval	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 23(2)	Provide further technical specifications, information or documents requested by the relevant authority	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
		(97), Team Leader Environmental Health (96)		
regulation 24(1)	Refuse to grant a wastewater approval	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 24(2)	Provide SA Water with a reasonable opportunity to comment on an application for a wastewater works approval involving the connection of a community wastewater management system to SA Water sewerage infrastructure	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 25(1)	Specify conditions applying to a wastewater works approval	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 25(1)	Comply with conditions applying to a wastewater works approval	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 25(4)	Provide a copy of a code referred to in a condition of approval for inspection and the council's office	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 25(6)	Vary or revoke a condition of a wastewater approval	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 25(6)	Apply for a variation or revocation of a condition of a wastewater approval	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 25(7)	Vary or revoke a condition of a wastewater approval or impose a further condition	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 25(7)	Consent to the variation or revocation of a condition of a wastewater approval or the imposition of a further condition	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 26(2)	Postpone the expiry of a wastewater approval	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 27(1)	Keep a register of wastewater approvals	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 27(5)	Enable the inspection of the register of wastewater works approvals at the council's offices and the provision of extracts of the register by electronic means	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 29(1)	Notify the operator of a wastewater system which the council considers on reasonable grounds is adversely affecting or threatening public or environmental health to provide a report from an independent wastewater engineer	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 29(1)	Provide a report from an independent wastewater engineer to the Minister or relevant authority as requested under regulation 29(1)	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	

South Australia Public Health (Wastewater) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 29(3)	Obtain a report from an independent wastewater engineer regarding a wastewater system which the council considers on reasonable grounds is adversely affecting or threatening public or environmental health	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	
regulation 29(3)	Recover the costs and expenses reasonably incurred in obtaining a report from an independent wastewater engineer	Chief Executive Officer (95), Director Development and Regulatory Services (70), CWMS Technical Officer (423), Environmental Health Officer (241), Environmental Health Officer (294), Environmental Health Officer (91), Environmental Health Project Officer (97), Team Leader Environmental Health (96)	NIL	