

### 3. DELEGATIONS

RR 8906

<b>Officer responsible</b> Environmental Services Manager	<b>Author</b> Jane Donaldson
Corporate Plan Output: Bylaws	

The purpose of this report is to recommend that the Council delegate to certain officers of the Environmental Services Unit powers which the Council has previously delegated to officers of the Environmental Services Unit and certain other powers which the Council had not previously delegated to officers before.

Management has recently disestablished the Council's Administration Unit. Amongst other things that Unit had been charged with the administration and enforcement of the provisions of a number of statutes, regulations, and Council bylaws. For the purpose of administrative efficiency the Council had delegated to officers of that Unit various powers contained in those provisions. It is now necessary to delegate to officers of the Environmental Services Unit those powers formerly delegated to the officers of the Administration Unit. These are listed in paragraphs 1 to 4 below.

To achieve further administrative efficiency the delegation of several other powers, of routine administrative nature, are now sought. These powers do not warrant exercise by way of Council resolution. The powers, and the officers to whom delegations are sought, are set out in paragraphs 5 and 6 in the recommendation below.

- Recommendation:**
1. That pursuant to section 715 of the Local Government Act 1974 the Council delegate to the Environmental Services Manager and to each Area Development Officer all of the powers of the Council under section 355 of that Act together with the power to sub-delegate such powers pursuant to section 716 of that Act. (Explanatory note: removal of over-hanging trees etc.)
  2. That the Council delegate to the Environmental Services Manager, each Area Development Officer, Team Leader Environmental Monitoring, and each General Inspector the power to:
    - (a) Issue permits to operate amusement devices under section 21A(7) of the Machinery Act 1950 and under the Amusement Devices Regulations 1978.
    - (b) Cancel any permit to operate an amusement device under section 21A(8) of the Machinery Act 1950.

3. That the Council delegate to the Environmental Services Manager and each Area Development Officer the power to:
  - (a) Grant consent to the keeping of animals (other than dogs) pursuant to any Bylaw administered by the Council.
  - (b) Appoint litter control officers and litter wardens under sections 5 and 8 of the Litter Act 1979 together with the power to revoke any such appointment under section 8 of that Act.
  - (c) Issue notices under section 10(1) of the Litter Act 1979. (Explanatory note: notices requiring the occupier of private land to remove litter etc from that land).
  - (d) Appoint Inspectors to ensure that the provisions of -
    - (i) the Christchurch City Public Places and Signs Bylaw 1992; and
    - (ii) the Christchurch City Bylaw No. 117 (1981) Keeping of Animals, Poultry and Bees -are observed.
4. That pursuant to clause 4 of the Christchurch City Fires Bylaw 1991 the Environmental Services Manager, each Area Development Officer, and the Team Leader Environmental Monitoring each be appointed to administer clause 9 of that Bylaw. (Explanatory note: Granting of exemptions from prohibitions on lighting fires in the open air.)
5. That pursuant to clause 3.1 of the Christchurch City Bylaw No. 117 (1981) The Keeping of Animals, Poultry and Bees the following persons each be appointed to administer that Bylaw:
  - (i) the Environmental Services Manager
  - (ii) each Area Development Officer
  - (iii) the Team Leader Environmental Monitoring
6. That the Council delegate to the Environmental Services Manager the power to initiate any prosecution for any offence against -
  - (i) the Christchurch City Fires Bylaw 1991; and

(ii) the Christchurch City Bylaw No. 117 (1981)  
the Keeping of Animals, Poultry and Bees -

together with the power to make any decision in  
respect of any matter relating to any such  
prosecution.