



Instrument of Delegation and Authorisation

by

the Municipal Building Surveyor

Instrument of Delegation and Authorisation

In exercise of the powers conferred by sections 216B and 228(2) of the *Building Act* 1993, by this instrument of delegation and authorisation, I, George Petridis as Municipal Building Surveyor of Stonnington City Council –

1. delegate each duty and/or function and/or power described in column 1 of the Schedule (and summarised in column 2 of the Schedule) to the member of Council staff (being registered as a building surveyor under Part 11 of the *Building Act* 1993) described opposite each such duty and/or function and/or power in column 3 of the Schedule, with the limitation that persons registered as a building surveyor (limited) under Part 11 of the *Building Act* 1993 may only carry out a function to the extent that it relates to a building of up to three storeys in height with a maximum floor area of 2,000 square metres:

2. record that a reference in the Schedule to:

BI	means	Building Inspector
BS	means	Building Surveyor
DMBS	means	Deputy Municipal Building Surveyor
MBS	means	Municipal Building Surveyor
SBS	means	Senior Building Surveyor

3. appoint the following persons to be authorised persons for the purposes of exercising the powers of the municipal building surveyor under Division 2 of Part 13 (*) of the *Building Act* 1993:

3.1 Vince Lodato;

3.2 Maurice Gradstein;

3.3 Matt Rosendale;

3.4 George Kyranakis;

3.5 Ankur Varma;

3.6 Michelle Wahba;

3.7 Elisa Sapuppo;

3.8 Harry Tong;

3.9 Jeanette Wallis;

SCHEDULE

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			<i>Note – in this Instrument of Delegation, “Regulations” means the Building Regulations 2018.</i>
s.10(2)	Power to be satisfied and to certify in writing that substantial progress was made on the design of a building before a building regulation or amendment commenced.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.10(4)	Power to agree with the owner of a building or land that a building regulation or amendment is to apply.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.17	Function of receiving an application for a building permit.	DMBS & SBS.	
S 17A(2)	Duty to provide an information statement to the owner of the building or the land, within 10 working days after issuing the building permit	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor Provision commences on 1 February 2024 unless proclaimed earlier
s.18A(2)	Duty to provide to the Development Victoria without delay notice setting out information in section 18A (2) (a) and a copy of any relevant planning permit, in certain circumstances where section 18 A (1) is satisfied.	Not applicable.	Where the municipal building surveyor is the relevant building surveyor. <i>Note – refers to growth area infrastructure contributions and does not therefore apply to Stonnington.</i>
s.18D(2)	Duty to, within 14 days after receiving an application, give to the Secretary to the Department of Environment, Land, Water and Planning a notice of the application, a copy of	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.



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	the application and any documents that accompany the application.		Where the municipal building surveyor is the relevant building surveyor.

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s.18B(2)	Duty to give notice of an application which satisfies section 18B (1), to the Commissioner of State Revenue.	Not applicable.	Where the municipal building surveyor is the relevant building surveyor. <i>Note – refers to growth area infrastructure contributions and does not therefore apply to Stonnington.</i>
s.19	Duty to decide on an application for a building permit by either issuing a permit, issuing a permit with conditions or refusing a permit.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor
s.21(1)	Duty to specify in a building permit whether an occupancy permit is required under section 21(2) for the whole or part of the building.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor
s.21(2)	Duty to consider whether building work is minor or does not compromise the suitability of the building for occupation.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor
s.23	Duty to notify the reporting authority of a permit and give the reporting authority a copy of the permit, where it issues a building permit which differs from or fails to implement the recommendations in the reporting authority's report under Schedule 2 on the application for the permit.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor <i>Note – does not apply to classes of buildings set out in regulation 1805 which refers to various classes of buildings (including residential care, remand centres and prisons) affected by:</i> <ul style="list-style-type: none"> • <i>the Children and Young Persons Act 1989;</i> • <i>the Corrections Act 1986;</i>



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			<ul style="list-style-type: none"> • <i>the Intellectually Disabled Person's Services Act 1986; and</i> • <i>the Mental Health Act 1986.</i>
s.24(1)	Power to issue a building permit where satisfied of matters set out in section 24(1), subject to section 24A.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor <i>Note – the matters include compliance with the Act and regulations, and necessary consents and the issue of a planning permit (if required).</i>
s.24(2)	Duty to not issue a building permit that imposes on the applicant lesser or greater standards or requirements than those prescribed by this Act or Regulations, unless permitted to do so by this Act or the Regulations.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor
s.24(3)	Power to issue a building permit for the carrying out of building work for which notice is required to be given to Development Victoria under section 18A where the requirements of section 24(3) are met (relating to notice given by Development Victoria).	Not applicable.	Where the municipal building surveyor is the relevant building surveyor.



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s.24(4)	Power to issue a building permit for the carrying out of building work on land in respect of which there is a GAIC recording (within the meaning of Part 9B of the <i>Planning and Environment Act 1987</i>) where the requirements of section 24(4) are met.	Not applicable.	Where the municipal building surveyor is the relevant building surveyor. <i>Note – refers to growth area infrastructure contributions and does not therefore apply to Stonnington.</i>
s 24(4A)	Power to issue a building permit for the carrying out of building work on land in respect of which there is a levy recording (within the meaning of the <i>Melbourne Strategic Assessment (Environment Mitigation Levy) Act 2020 (Vic)</i>) where the requirements of section 24(4A) are met	Not applicable.	Where the municipal building surveyor is the relevant building surveyor.



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s.24(5)	Power to issue a building permit in respect of building work where satisfied that any community infrastructure levy payable under Part 3B of the <i>Planning and Environment Act 1987</i> has been paid to the relevant agency or an agreement has been entered into for payment.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.24(6)	Power to issue a building permit in relation to building work where satisfied by the applicant of the criteria set out in section 24(6) (a) and (b).	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.24(7)	Power to issue a building permit in relation to building work where satisfied by the applicant of the criteria set out in section 24(7) (a) and (b).	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor. \
s.24A(1)	Power to issue a permit where satisfied of the matters set out in section 24A(1)(a) – (d)	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor. <i>Note – the matters relate to the registration of the proposed building practitioner and the requirement that any architect engaged in the building work is insured.</i>



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s.25	Duty to notify the applicant for a permit in writing without delay of a refusal of permit and the reasons for the refusal.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor. <i>Note – The delegate must not exercise this delegation unless unlimited.</i>
s.25A	Function of receiving notice of changes to the engagement of a building practitioner, an endorsed building engineer or an architect.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
S 25AB	Function of receiving notice of the subsequent engagement of the building practitioner, an endorsed building engineer or an architect	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor
S 25AC	Power to change the builder names on a building permit if satisfied of the relevant requirements under ss 24A and 24B	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor
S 25AD	Duty to give notice written notice to Council and the Authority of the occurrence of each prescribed event	DMBS & SBS	Where the municipal building surveyor is the relevant building surveyor
s.28(1)	Power to issue a building permit for carrying out of building work that does not comply with the Regulations if the work is to be carried out on, or in connection with a building included on the Heritage Register, subject to section 24.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.

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s.28(3)	Duty to take into account certain matters in deciding on an application for a building permit in respect of a building to which section 28(1) applies.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor. <i>Note – refers to historic buildings and special buildings.</i>
s.29(1)	Power to refuse to issue a building permit for construction of a building in certain circumstances.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor. <i>Note – relates to land part of which may be disposed of without proceeding under the Subdivision Act 1988 where the building to be constructed would not comply.</i>
s.29(2)	Duty to not refuse to issue a building permit on the sole ground that the owner may without notice to the Council dispose of the land to the Crown or a public statutory body.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.29B(1) and (3)	Function of receiving notice from a responsible authority.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.29B(2)	Duty to suspend consideration of an application for a building permit upon receipt of notice under section 29B (1).	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor. <i>Note – section 29B (1) refers to pending consents and some subdivisional matters.</i>
s.29B(5)	Duty, in making a decision under section 24, to consider the requirements of the relevant planning scheme as amended when given notice of an amendment under section 29B(3)(c).	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.

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S 30 (1)	Duty to give Council a copy of permit, plans and other documents lodged with permit application	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor
S 30 (1A)	Duty to give a copy of any other prescribed documents, relating to the application for the building permit or the permit to the relevant Council	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor
s.30B(a)	Duty to certify documents and lodgement fees paid on an approved checklist.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.30B(b)	Duty to give a certified checklist to Council at same time as giving documents required under section 30.	DMBS & SBS.	
s.33(1)	Function of being notified after completion of each mandatory notification stage of building work for which a permit has been issued under Part 3.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.33(2)	Power to direct a person to stop carrying out work after the completion of a mandatory notification stage.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.34	Duty to cause building work to be inspected in person upon being notified of completion of mandatory notification stage of building work for which a building permit has been issued under Part 3	DMBS & SBS.	Where the MBS is the relevant building surveyor.
s.35	Power to cause building work for which a permit was issued under Part 3 to be inspected at any time, whether or not a mandatory notification stage has been completed.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.



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s.35A(1)	Duty to ensure that a record of the inspection is made upon completion of an inspection under ss 34 or 35.	DMBS, SBS & BI.	Where the MBS is the relevant building surveyor.
s.35A(2)	Duty to give a copy of the record made under section 35A (1) upon written request.	DMBS, SBS & BI.	Where the MBS is the relevant building surveyor.
s.35A(2)(b)	Function to request and receive a copy of a record made under section 35A (1).	DMBS, SBS & BI.	Where the MBS is the MBS for the municipal district in which the building work was inspected.
s.35B	Duty not to cause a person to carry out an inspection under ss 34 or 35 unless the criteria in ss 35B (a) or 35B (b) is met.	DMBS, SBS & BI.	Where the MBS is the relevant building surveyor.
s.37A(2)	Duty to give a direction to fix building work to the relevant person where there is a reasonable belief that the building work fails to comply with the Act, the <i>Building Regulations</i> 2018 or a building permit.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.37A(3)	Power to authorise a building surveyor or a relevant building inspector to give oral direction to fix building work to a relevant person.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.37D(2)	Duty to give written direction to fix building work where not satisfied at the end of prescribed period following an oral direction that the building work complies with the Act, the <i>Building Regulations</i> 2018 or a building permit.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.37G(1)	Function of receiving requests to extend the period to comply with a building direction.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.



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s.37G(3)	Power to grant an extension of the period for compliance with a direction to fix building work received under section 37G (2).	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.



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s.37G(4)	Duty to give written notice to the builder of an extension of time granted under section 37G (3).	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.37HA	Power to stay the operation of a direction to fix building work where it is the subject of conciliation.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.37I(1)	Power to revoke a direction to fix building work.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.37I(2)	Duty to give written notice of a revocation of direction to fix building work.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.37J	Duty to give prescribed documents in relation to a direction to fix building work to the relevant owner and any other prescribed person.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.37J	Function of receiving documents.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor and in turn a prescribed person.
s.37K(1)	Duty to give written notice to the VBA of a failure to comply with a written direction to fix building work within seven days of the failure to comply.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.38(1)	Duty to issue a notice of final inspection following inspection of a final mandatory notification stage, if an occupancy permit is not required and all directions have been complied with.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.



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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.41	Function of receiving an applications for an occupancy permits.	DMBS & SBS.	Documents must be dated upon receipt. Where the municipal building surveyor is the relevant building surveyor.
S 41B(1)	Power to approve a draft building manual accompanying an application for an occupation permit if satisfied that the draft building manual meets all the requirements	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor Provision commences on 1 February 2024 unless proclaimed earlier
S 41B(2)	Duty to record the approval of the draft building manual in the approved building manual	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor Provision commences on 1 February 2024 unless proclaimed earlier
S 41B(3)	Duty to give a copy of the approved building manual to the applicant for the occupancy permit at the same time at which the relevant building surveyor issues the occupation permit to the applicant	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor Provision commences on 1 February 2024 unless proclaimed earlier
s.43	Duty to decide on an application for an occupancy permit under Division 1 of Part 5 by either issuing a permit, issuing a permit with conditions or refusing a permit.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.44	Duty to not issue an occupancy permit in certain circumstances.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.



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			<i>Note – refers to suitability for occupation and a plumbing compliance certificate.</i>
S 47	Duty to notify the reporting authority without delay and give copy of permit to the reporting authority, if issues occupancy permit which differs from or fails to implement recommendations in the reporting authority’s report under Schedule 2.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor Does not apply to classes of building set out in r 1805 of the Building Regulations 2018
s.48	Duty to notify the applicant of a refusal of permit under Division 1 of Part 5 and the reasons for refusal.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.53	Function of receiving applications for occupancy permits.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.



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s.55	Duty to not issue an occupancy permit under Division 2 of Part 5 unless the place to which the permit applies is suitable for occupation for the public entertainment or class of public entertainment for which the permit is sought.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.56	Duty to decide on an application for an occupancy permit under Division 2 of Part 5 by either issuing a permit, issuing a permit with conditions or refusing a permit.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.57(1)(a)	Power to approve the siting of a temporary structure.	DMBS & SBS.	



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s.59	Power to issue a combined occupancy permit if the requirements of Division 1 and Division 2 of Part 5 are satisfied.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.60	Duty to notify the reporting authority without delay and give a copy of a permit to the reporting authority, if it issues an occupancy permit which differs from or fails to implement the recommendations in the reporting authority's report under schedule 2.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.62	Duty to notify the applicant of a refusal of permit under Division 2 of Part 5 and reasons for the refusal.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.63	Power to cause any place of public entertainment for which an occupancy permit has been issued under Division 2 of Part 5 to be inspected from time to time to determine whether or not the permit is being complied with.	DMBS & SBS.	
s.64	Power to approve occupation on a temporary basis of a building for which there is not or could not be issued an occupancy permit appropriate to the use of the building.	DMBS & SBS.	
s.66	Power to approve the form of application under Division 3 of Part 5.	Not delegated.	Note – the power remains with the MBS.
s.67	Duty to decide an application for approval to occupy a building on a temporary basis by issuing approval, issuing approval with conditions or refusing approval.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.

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s.69	Duty to notify the applicant in writing of refusal and the reason for refusal of approval to occupy building on temporary basis.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.70	Power to amend a permit or approval issued under Part 5, on an application by the owner of the building or land or if the amendment is necessary in the public interest.	DMBS & SBS.	
s.71	Power to cancel a permit or approval if obtained by fraud or misrepresentation.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.72	Power to cancel an occupancy permit issued under Division 1 of Part 5 in certain situations.	DMBS & SBS.	<i>Note – includes situations where the building is no longer suitable for occupation and where the use of the building has changed.</i>
s.73(1)	Duty to give Council a copy of permit, approval, amendment, plans or other documents lodged with application	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.73(1A)	Duty to give Council a copy of other prescribed documents relating to application	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.81(4)	Duty to not complete the first private building surveyor's functions in respect of the building work without the written consent of the VBA, where the appointment of a private building surveyor is terminated under section 81(3).	DMBS & SBS.	



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s.82	Duty to comply with a direction of the VBA where the appointment of a private building surveyor is terminated and the Municipal Building Surveyor (MBS) is to complete the private building surveyor's functions.	DMBS & SBS.	
s.83T(2)	Function of receiving information from the manager appointed by the VBA under section 83B.	Not delegated.	
s.84(1)	Function of receiving notification of proposed building work where the owner is required to undertake protection work in respect of an adjoining property before or during the carrying out of building work for which a building permit is required.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.85(1)(b)	Function of receiving notice from an adjoining building owner regarding proposed protection works.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.87(1)	Duty to examine the proposal for protection work and determine the appropriateness or otherwise of the work upon receipt of notice under section 85(1) (b).	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.87(2)(a)	Power, in the case of a notice under section 85(b) (ii), to ask the owner for more information before making a determination under section 87(1).	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.87(2)(b)	Duty to make a copy of information available to the adjoining owner.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.87(3)	Power make any inquiries and not to give any person a hearing.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.



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s.87(4)	Duty to give notice of a determination under section 87.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.92	Duty to make available to the adjoining owner, on request, for inspection, without charge, plans, drawings and specifications of proposed building work at any time after notice of intention to commence building work is given under Part 7.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.101(1)	Function of receiving plans, drawings and specifications showing protection work.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.101(2)	Duty to give a copy of documents received under subsection (1) to Council	SMBS & SBS	Where the municipal building surveyor is the relevant building surveyor
s.102	Power to make an emergency order under Division 1 of Part 8 if the MBS is of the opinion that the order is necessary because of danger arising out of the condition or use or proposed use of a building, land on which building work is carried out or a place of public entertainment.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
S 103(2)	Power to permit any person to enter, use or occupy a building, land or a place of public entertainment	DMBS & SBS.	
S 104(5)	Function of receiving the results of the destructive testing of the building product or material from an owner or builder referred to in s 104 (4)	DMBS & SBS.	
s.105(2)	Duty to cause an emergency order to be served on the person to whom it directed without delay after it is made.	DMBS & SBS.	



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s.105(3)	Duty to give a copy of an emergency order to any private building surveyor appointed to perform a function in relation to a building, land or place to which the order relates.	DMBS & SBS.	



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s.105B	Power to cancel an emergency order in some circumstances, by giving a written notice to the person to whom the notice was directed.	DMBS & SBS.	
s.106	Power to cause a building notice to be served on an owner of a building, land or place of public entertainment if the delegate believes that one of the circumstances specified in section 106(a)-(d) exists.	DMBS, SBS & BS.	Section 118A: the delegate must only cause a building notice to be served if a direction to fix building work is not complied with, or if satisfied it is not possible or appropriate to give a direction to fix the building work.
s.110	Power to cancel a building notice after considering any representations made by the owner under section 109.	DMBS, SBS & BS.	Where the municipal building surveyor is the relevant building surveyor.
s.111(1)	Power to make a building order under section 111 after the end of the time allowed by the building notice for making representations.	DMBS, SBS & BS.	Section 118A: the delegate must only make a building order if a direction to fix building work is not complied with, or if satisfied it is not possible or appropriate to give a direction to fix the building work.
S.111(2)	Duty to consider any representations made by the owner concerned before making an order.	DMBS, SBS & BS	Where the municipal building surveyor is the relevant building surveyor.
s.111(4)	Power to permit a person to enter, use or occupy a building, land or place of public entertainment.	DMBS, SBS & BS.	
s.111(9)	Function of receiving the results of the destructive testing of the building product or materials from the owner or builder referred to in s 111(8)	DMBS, SBS & BS.	Where the municipal building surveyor is the relevant building surveyor



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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.112(1)	Power to make a building order that requires an owner or other person to stop building work.	DMBS, SBS & BS.	Subject to section 107.
s 112(6)	Power to exempt any part of the building work from a building order under section 112, if the relevant building surveyor considers that it is necessary for the building work to be carried out in accordance with section 112(6)(a)-(c).	DMBS, SBS & BS.	Where the municipal building surveyor is the relevant building surveyor.
s.113(1)	Power to make a building order requiring the owner of a building, land or place to carry out work at tis of a minor nature, if the circumstances referred to in section 106 exist	DMBS, SBS & BS.	Subject to section 107.
S 113(2)	Power to make a building order requiring the owner of a building, land or place to carry out an action that is of a minor nature, if the circumstances referred to in section 106(d) exist	DMBS, SBS & BS.	Subject to s 107
s.114(2)	Duty to cause a building order to be served on the person to whom it is directed without delay.	DMBS, SBS & BS.	Where the municipal building surveyor is the relevant building surveyor.
s.116(2)	Power to amend or cancel a building order or refuse to amend or cancel a building order after considering a request under section 116(1).	DMBS, SBS & BS.	Where the municipal building surveyor is the relevant building surveyor.
s.116(4)	Duty to inform the owner in writing, without delay, of the relevant building surveyor's decision under section 116(2).	DMBS, SBS & BS.	Where the municipal building surveyor is the relevant building surveyor.
s.119	Power to direct a person to obtain a building permit, or to comply with the Regulations, when carrying out work in	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor



BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	accordance with an emergency order or building order in force under Part 8 of the Act		
s.120(2)	Duty to inspect work notified as completed under section 120(1) and either report to Council that an emergency order or building order has been fully complied with or require that an order be fully complied with.	DMBS, SBS & BS.	
s.121	Power to cause work to be carried out if an owner fails to carry out work as required by an emergency order or building order.	DMBS & SBS.	
s.122	Duty to take the necessary action if required by the Minister.	DMBS & SBS.	
s.124	Power to request the assistance of a member of the police force, to evacuate a building, land or place of entertainment in accordance with emergency order, or in removing persons from building, land or place in which work is being carried out in accordance with the emergency order.	DMBS & SBS.	
s 125(1)	Duty to give a copy of notice or order to Council	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s 125(2)	Duty to give a written notice of the compliance, amendment or cancellation to Council	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.150	Power to refer to the Building Appeals Board any dispute with an owner about the exercise of powers under section 36.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.



BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.156	Power to refer to Building Appeals Board any dispute about the estimated costs of work.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.

BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.157	Power to refer to the Building Appeals Board a dispute about a building, building work or proposed building work which concerns the application or effect of any provision of the <i>Building Regulations</i> 2018 or whether any provision of the Regulations is or has been complied with.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.160	Power to make application to the Building Appeals Board for a determination that a provision of the Regulations does not apply or applies with the modifications or variations specified in the application.	DMBS & SBS.	
s.160A	Power to make application to the Building Appeals Board for a determination that a particular design of a building or an element of a building complies with this Act, the Regulations or any document applied, adopted or incorporated in the Regulations.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.162(1)(a)(iii) and (c)	Function of being consulted by the Building Appeals Board.	DMBS & SBS.	



BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 176A(g)	Power to request that a registered building practitioner or, in the case of a registered body corporate, the nominee director of the registered building practitioner, produce their certificate of registration for inspection.	DMBS, SBS, BS & BI.	
s.187O	Power to request a licensed building employee to produce their licence certificate for inspection.	DMBS, SBS, BS & BI.	



BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.188AA(3)	Duty to comply with any relevant direction issued under s 188AA(1) in carrying out a function under the <i>Building Act 1993</i> and <i>Building Regulations 2018</i>	DMBS, SBS & BS.	
s.205HA	Duty to refuse a building permit application if the circumstances described in section 205HA(a) and (b) apply.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.205I(1)	Duty to estimate the cost of the building work and without delay, give the VBA and the applicant written notice of the estimate.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
s.205I(2)	Duty to estimate the cost of the whole of the building work, estimate the cost of the stage of the building work and, without delay, give the VBA and applicant written notice of the matters specified in section 205I (3).	DMBS, SBS & BS.	Where the municipal building surveyor is the relevant building surveyor.
s.205I(4)(a)(i) and (ii)	Duty to estimate the cost of the building work (including the cost of labour and material) that relates to the class or classes of building referred to in section 205G(2A) and a class 1, 9 or 10 and for which the building permit is sought, having regard to the information given under section 205H(1AAA)	DMBS, SBS & BS.	Where the municipal building surveyor is the relevant building surveyor.
s.205J(1)	Duty to keep certain records, make those records available, forward the amounts received to the VBA and give periodic returns to the VBA.	DMBS & SBS.	
s.205M	Duty to follow a direction given by the VBA.	DMBS & SBS.	
s.205M(4)	Power to make submissions to the VBA about the proposed direction or recommendation.	DMBS & SBS.	



BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.205M(5)	Function of receiving a copy of a direction or recommendation from the VBA.	DMBS & SBS.	
s.216C(1)(a)	Function of issuing building permits where appointed for land outside the municipal district.	Not delegated.	The function remains with the MBS.
s.216C(1)(b)	Function of carrying out inspections of buildings and building work under part 4 where appointed for land outside the municipal district.	Not delegated.	The function remains with the MBS.
s.216C(1)(c)	Function of issuing occupancy permits and temporary approvals under part 5 where appointed for land outside the municipal district.	Not delegated.	The function remains with the MBS.
s.216(3)	Power to use the title of MBS in carrying out functions under section 216 of the Act.	Not delegated.	Power of a MBS appointed under section 216C (1) in respect of land outside the municipal district. The power remains with the MBS.
s.216C(2) & (4)	Power to carry out outside the municipal district any function, other than those specified in section 216C (1), conferred on a private building surveyor by this Act or the Regulations.	Not delegated.	Power of a MBS appointed under section 216C (1) in respect of land outside the municipal district. The power remains with the MBS.
s.225(d)	Duty to assist the Minister and obey all directions given by the Minister in the exercise of any of the powers of the Minister under section 224.	Not delegated.	The duty remains with the MBS.



BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.227E(1)	Power to inspect, either separately or jointly with the Chief Officer, any safety or emergency installations, equipment or services or any records or reports relating to the operation and maintenance of any safety or emergency installations, equipment or services.	DMBS & SBS.	<i>Note – “Chief Officer” means the Fire Rescue Commissioner.</i>
s.227E(2)	Function of receiving from the Chief Officer a report of an inspection by the Chief Officer under section 227E (1).	DMBS & SBS.	
s.227E(3)	Duty to ensure that the owner of a building or place of public entertainment that has been inspected under section 227E (1) is provided with an inspection report signed by the MBS, within 10 business days of inspection.	DMBS & SBS.	
s.228A(1)	Power to authorise a person to exercise all or any of the powers under Part 13 Division 2 where satisfied that the person to be authorised is appropriately qualified or has successfully completed appropriate training.	Not delegated.	
s.228A(3)	Power to authorise a person to exercise all or any of the powers under Part 13 Division 2 where satisfied that the person to be authorised is appropriately qualified or has successfully completed appropriate training.	Not delegated.	
s.228B(1)	Duty to issue identification that complies with section 228B(4) to a person authorised by the MBS under section 228A.	Not delegated.	Advice dated 9 July 2018 from Maddocks is that the MBS must issue the identification cards.
s.236(7)	Function of providing consent to remove or deface an order or notice put up under ss 236(4) or 236(4A).	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.



BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s.238(1)	Power to rely on a certificate by a registered building practitioner in a prescribed category, class of practitioners or an endorsed building engineer that building work or proposed building work of a prescribed class complies with any provision of the Act or the Regulations.	DMBS & SBS.	
sch 2, cl 2(1)	Power to require an applicant to provide additional information or documents or to amend an application before dealing with or dealing further with application.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
sch 2, cl 3(1)	Power to refuse an application if additional information or document or amended application is not supplied within the time specified.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
sch 2, cl 3(2)	Duty to give an applicant 30 days notice in writing of an intention to refuse an application.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
sch2, cl 4(1)	Duty to not decide an application that is required by the Act or Regulations to be reported on or consented to, without obtaining a report or consent from the reporting authority.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
sch 2, cl 4(2)	Duty to give a copy of the application to each reporting authority within the prescribed time.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
sch 2, cl 4(3)	Duty to forward to a reporting authority with the copy of an application, any fees paid to the building surveyor under clause 1(e).	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.



BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
sch 2, cl 5(3)	Power not to obtain a report or consent from a reporting authority if the applicant notifies that he or she has applied for or intends to apply for that report or consent, or supplies a copy of the report made in the last 12 months or of the consent.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
sch 2, cl 6(1)	Power to proceed to decide an application without a report being obtained if a copy of the report is not supplied by the reporting authority (other than a council or an officer of a council) within the prescribed time.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
sch 2, cl 6A(2)	Power to proceed to decide an application without a report being obtained if a copy of the report is not supplied by a responsible authority under the <i>Planning and Environment Act 1987</i> within the prescribed time.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
sch 2, cl 7(1)	Duty to consider any report of a reporting authority supplied under Schedule 2 before deciding the relevant application for a permit.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
sch 2, cl 7(2)	Duty to implement the recommendations of a prescribed reporting authority in relation to a prescribed matter, in deciding an application.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
sch 2, cl 7(3)	Power to not implement any of the recommendations in a report by a reporting authority, except as provided under clause 7(2).	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.



BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 13(1)	Duty to determine the classification of a building when performing a function under the Act or the Regulations.	DMBS, SBS & BI.	Where the municipal building surveyor is the 'relevant building surveyor'.
r 13(2)	Duty to classify the building as belonging to the class it most closely resembles.	DMBS, SBS & BI.	Where the municipal building surveyor is the 'relevant building surveyor'.
r 25(3)	Power to reasonably require additional copies of documents set out in r 25(1).	DMBS & SBS.	Where the municipal building surveyor is the 'relevant building surveyor'.
r 26(2)	Power to reasonably require additional copies of documents set out in r 26(1).	DMBS & SBS.	Where the municipal building surveyor is the 'relevant building surveyor'.
r 27	Power to exempt an application for a building permit in respect of building work from any requirement under rr.25 or 26.	DMBS & SBS.	Where the municipal building surveyor is the 'relevant building surveyor'.
r 29	Power to request additional information to accompany an application for a permit.	DMBS, SBS & BI.	Where the municipal building surveyor is the 'relevant building surveyor'.
r 36A	Power to examine an extract of the major domestic building contract and a copy of the certificate of insurance.	DMBS, SBS & BI.	Where the municipal building surveyor is the 'relevant building surveyor'.
r 37(3)	Duty to include the things specified in rr.37(3)(a) and 37(3)(b) on the building permit.	DMBS, SBS & BI.	Where the municipal building surveyor is the 'relevant building surveyor'.
r 38	Duty to document determination of a performance solution.	DMBS, SBS & BI.	Where the municipal building surveyor is the 'relevant building surveyor'.
r 39	Duty to provide a copy of a building permit.	DMBS, SBS & BI.	Where the municipal building surveyor is the 'relevant building surveyor'.



BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 42	Function of being notified of changes by the owner of a building or land to which a building permit relates.	DMBS, SBS & BI.	Where the municipal building surveyor is the 'relevant building surveyor'.
r 43	Function of being notified of any change in the name or address of the building practitioner specified in the permit.	DMBS, SBS & BI.	
r 47	Duty to provide information to the VBA in the approved form within seven days after the end of each month.	DMBS, SBS & BI.	Where the municipal building surveyor is the 'relevant building surveyor'.
r 56	Duty to give notice of an imminent lapse of a building permit – commencement of work.	DMBS & SBS.	
r 57	Duty to give notice of an imminent lapse of a building permit – completion of work.	DMBS & SBS.	
r 58	Duty to cause a copy of the notice of imminent lapse of a building permit to be provided.	DMBS & SBS.	
r 59(1)	Function of receiving an application for an extension of the commencement date or the completion date of building work.	DMBS & SBS.	
r 59(3)	Power to extend the commencement date or completion date of the building work.	DMBS & SBS.	
r 59(4)	Duty to notify the applicant if an extension is granted under r. 59(3) without delay.	DMBS & SBS.	
r 60(1)	Function of receiving an application.	DMBS & SBS.	Where the municipal building surveyor is appointed by the 'relevant Council'.



BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 62	Power to request more information.	DMBS & SBS.	
r 63(1)	Power to refuse an application if information not provided.	DMBS & SBS.	
r 63(2)	Duty, before refusing an application under r. 63(1) to give the applicant 30 days notice in writing of the municipal building surveyor's intention to refuse the application.	DMBS & SBS.	
r 64(1)	Power to determine or refuse to determine that a combined allotment can be treated as one allotment for the purposes of the <i>Building Act</i> 1993 and the Regulations.	DMBS & SBS.	On receiving an application under r.60(1).
r 64(4)	Duty to give a copy of the determination to the applicant.	DMBS & SBS.	
r 64(5)	Duty to notify the applicant of a refusal to make a determination.	DMBS & SBS.	
r 66(1)	Power to revoke a determination.	DMBS & SBS.	
r 66(2)	Duty to give each owner of land in the combined allotment written notice of the revocation.	DMBS & SBS.	
r 111(1)	Power to determine if protection work is required.	DMBS, SBS & BS.	Where the municipal building surveyor is the relevant building surveyor.
r 111(2)	Duty to determine whether protection work is required when deciding an application for a building permit in relation to proposed building work.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.



BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 111(3)	Power to, at any time, determine that protection work is required.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
r 111(5)	Duty to provide a copy of the determination within seven days after making a determination under r.111.	DMBS & SBS.	
r 112	Duty to have regard to the items in rr.112 (a) – 112 (i) when determining if protection work is required.	DMBS & SBS.	
r 117(1)(a)	Power to inspect and approve precautionary measures.	DMBS & SBS.	
r 117(1)(b)	Power to direct the hours during which any external wall on or within 3 m of a street alignment may be pulled down.	DMBS & SBS.	
r 117(1)(c)	Power to require protective outriggers to be installed.	DMBS & SBS.	
r 117(2)	Power to exempt minor demolition work from the requirements of r. 117(1).	DMBS & SBS.	
r 118(2)	Power to exempt a requirement that all water be removed or diverted from excavations before the laying of footings.	DMBS, SBS & BS.	
r 119(1)	Power to require the owner of an allotment to provide retaining walls or other means of maintaining the stability of the soil.	DMBS & SBS.	
r 120(1)	Power to require that the owner or builder carrying out building work, for which a building permit has been issued, arrange for the testing of any material used in the building work.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.



BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 120(2)	Power to, as a result of the tests, prohibit the use of any material which meets the criteria in rr.120 (2)(a) and 120(2)(b).	DMBS & SBS.	
r 121	Duty not to determine that a performance solution complies with a fire performance requirement of the BCA unless the municipal building surveyor meets the criteria in rr.121 (a) – 121(h).	DMBS & SBS.	
r 124(2)	Function of receiving a copy of the record prepared under r.124 (1) from a registered building practitioner.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
r 127(b)	Function of inspecting the records of all pile-driving operations.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
r 127(c)	Function of receiving the complete records of the pile-driving operations.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
r 128(2)(d)	Power to determine if used timber is suitable to be used for structural purposes.	DMBS, SBS & BS.	Where the municipal building surveyor is the relevant building surveyor.
r 129(3)	Duty to forward details of the installation of fire sprinklers to the chief officer when a building permit is issued which involves the installation of fire sprinklers and the installation does not meet the deemed-to-satisfy provisions of the BCA.	DMBS, SBS & BS.	Where the municipal building surveyor is the relevant building surveyor.

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 131	Power to require a report from the relevant electricity supply authority as to whether an electricity sub-station is necessary on the allotment and, if so, the size and location of the sub-station.	DMBS, SBS & BS.	Where the municipal building surveyor is the relevant building surveyor. If an application is made for a building permit for the construction of a building.
r 133	Power to approve the design of every stormwater drainage system to the point of discharge from an allotment.	DMBS & SBS.	
r 147Y(1)	Duty to issue a certificate of pool and spa barrier compliance and give the certificate to the owner of the land in which the swimming pool or spa is located if satisfied that the barrier complies with the applicable barrier standard.	DMBS, SBS, BS & BI.	Where the municipal building surveyor is the relevant building surveyor.
r 147Y(3)	Power to issue a certificate of pool and spa barrier compliance under r 147Y at any time.	DMBS, SBS & BS.	Where the municipal building surveyor is carrying out functions under Part 8 or acting as an authorised person under section 228 of the <i>Building Act</i> 1993.
r 147ZB(1)	Duty, on the completion of the building work, to inspect the barrier and determine if the barrier complies with the applicable barrier standard.	DMBS, SBS & BS.	Where the municipal building surveyor is the relevant building surveyor.
r 147ZB(2)	Duty to issue a certificate of pool and spa barrier compliance in the form of Form 23 and give the certificate to the owner of the land on which the swimming pool or spa is located.	DMBS, SBS & BS.	Power to serve a barrier improvement notice in accordance with r 147ZK(2) on the owner of the land on which the swimming pool or spa is located .
147ZK(1)	Power to serve a barrier improvement notice in accordance with r 147ZK(2) on the owner of the land on which the swimming pool or spa is located.	DMBS, SBS & BS.	
r 156	Duty to accept the bushfire attack level in the planning scheme or site assessment for planning permit.	DMBS & SBS.	



BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 157	Duty to accept bushfire attack level of 12.5.	DMBS & SBS.	
r 165	Duty not to determine that a performance solution complies with performance requirement P2.7.6 of the BCA Volume Two unless the relevant building surveyor relies on one of the items set out in rr.165(a) – 165(d).	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
r 170	Power to omit a mandatory notification stage set out in r.167 for building work if that stage is not relevant to the building work.	DMBS & SBS.	
r 171	Duty to specify the mandatory notification stages for building work determined under rr.167, 168, 169 and 170 in the building permit issued for that building work.	DMBS & SBS.	
r 172(1)	Duty to cause to be inspected the building work in each storey of a Class 2, 3 or 4 building.	DMBS, SBS & BI.	
r 172(2)	Duty to cause to be inspected at least one of each type of fire protection method for each type of service penetration to any building element that is required to resist the spread of fire or smoke on each storey of a Class 2, 3, 4, 9a or 9c building.	DMBS, SBS & BI.	
r 175	Duty to keep and make available directions to fix building work.	DMBS & SBS.	
r 191	Duty to decide an application to amend an occupancy permit within the time periods set out in rr.191(a) and 191(b).	DMBS & SBS.	



BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 166E	Power to inspect an emergency accommodation building.	DMBS & SBS.	
r.166E	Power to notify the owner of the building that the building does not comply with a requirement under regulation 166F (1)(a).	DMBS & SBS.	
r.166G(2)(a)	Duty to give written notice to the owner of the building containing the matters set out in regulation 166G (3)(a) – (c).	DMBS & SBS.	
r.166G(3)	Function of receiving a request to extend the period of time.	DMBS & SBS.	
r.166G4	Duty to notify the owner of the building of the extended period of time.	DMBS & SBS.	
r 193	Duty to provide a copy of an occupancy permit to the applicant within seven days after issuing the permit.	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
r 194(1)	Duty to ensure that an occupancy permit issued in relation to a building or place of public entertainment specifies the items set out in rr.194(1)(a) – 194(1)(c).	DMBS & SBS.	
r 194(1)(b)	Power to determine the level of performance that each essential safety measure must achieve to fulfil its purpose.	DMBS & SBS.	



BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 194(2)	Duty to specify the provision of the Regulations with which the installation and operation of the essential safety measure must comply, which sets out the frequency and type of inspection, testing and maintenance required for the essential safety measure.	DMBS & SBS.	
r 198(2)	Duty to ensure that a location approved within a place of public entertainment for the purposes of r.197 is in a prominent position and is accessible to the public.	DMBS & SBS.	
r 201(1)	Duty to notify the Chief Officer within 10 days after issuing the certificate of the items set out in rr.201(1)(a) and 201(1)(b).	DMBS & SBS.	
r 201(2)	Duty to notify the Chief Officer of the issue of the certificate within 10 days after issuing the certificate.	DMBS & SBS.	
r 205	Duty to supply information to Council.	DMBS & SBS.	
r 211(2)	Duty to have regard to the qualifications published under r. 211(1).	DMBS & SBS.	
r 215(2)	Duty to determine and specify in the determination the items set out in rr.215(2)(a) – 215(2)(c).	DMBS & SBS.	
r 218(2)	Duty to prepare or update a maintenance schedule so that it complies with r. 222.	DMBS & SBS.	
r 219(1)	Function of receiving an application for the preparation of a maintenance schedule that complies with r.222.	DMBS & SBS.	



BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 219(2)	Function of receiving all documents referred to in r. 225 relating to essential safety measures in the building or place.	DMBS & SBS.	
r 220	Power to prepare a maintenance schedule in relation to a building or place of public entertainment that complies with r.222.	DMBS & SBS.	If the owner of the building or place has applied in accordance with r.219 for such a maintenance schedule to be prepared.
r 221	Duty to provide a copy of the maintenance schedule to the owner of the building or place without delay.	DMBS & SBS.	
r 225	Power to request documents relating to essential safety measures.	DMBS & SBS.	
r 229(2)	Power to exempt a building or place of public entertainment from compliance with any of these Regulations applicable to the new use.	DMBS & SBS.	
r 229(3)	Duty, when deciding whether to grant an exemption under r.229(2), to take into account the criteria set out in rr.229(3)(a) and 229(3)(b).	DMBS & SBS.	
r 231(2)	Power to exempt a building from all or any of the requirements of r. 231(2).	DMBS & SBS.	
r 231(3)	Duty, when deciding whether to grant an exemption under r.231(2), to take into account the criteria set out in rr.231(3)(a) and 231(3)(b).	DMBS & SBS.	



BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 233(3)	Power to consent to partial compliance of building work or an existing building with rr.233(1) or 233(2).	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor. Subject to r. 233(6).
r 233(6)	Power to only consent to partial compliance in respect of the extension if the floor area of the extension is not greater than the lesser of those in rr.233(6)(a) and 233(6)(b).	DMBS & SBS.	Where the municipal building surveyor is the relevant building surveyor.
r 234(2)	Power to consent to partial compliance of a building with r. 234(1).	DMBS & SBS.	
r 268	Power, when issuing a permit for building work referred to in section 24B(3) of the <i>Building Act 1993</i> , not to be required to be satisfied that the building work is to be carried out by a builder who is a registered building practitioner.	DMBS & SBS.	If the building work is to be carried out by a builder who is solely engaged in the business of constructing Class 10 buildings other than a Class 10b structure constructed for the purpose of displaying a sign. Where the municipal building surveyor is the relevant building surveyor.
