

INSTRUMENT OF DELEGATION

I, SAM GABRIEL HADDAD, Director General of the Department of Planning, pursuant to section 23 of the *Environmental Planning and Assessment Act 1979* ('EP&A Act'), delegate to Councils my functions listed in Schedule 1 to this instrument, subject to the terms, limitations and restrictions specified in Schedule 2 to this instrument.

All existing delegations made in respect of a matter referred to in this instrument are revoked.

This instrument shall take effect on 22 February 2006.

Dated 16th day of February 2006



Sam Gabriel Haddad
DIRECTOR GENERAL
Department of Planning

SCHEDULE 1

Sections 65(1) and 69(1).

SCHEDULE 2

1. Definitions

“**Council**” has the meaning ascribed to that term in the *Local Government Act 1993*.

“**Department**” means the Department of Planning.

“**Director General**” means the Director General of the Department of Planning.

“**Draft LEP**” means a draft version of a local environmental plan as defined as in the EP&A Act.

“**EP&A Act**” means the *Environmental Planning and Assessment Act 1979*.

“**Functions**” has the meaning ascribed to that term in the EP&A Act.

“**Section 54 Notification**” means a notification by Council to the Director General pursuant to section 54(4) of the EP&A Act.

“**Written Authorisation to Exercise Delegation**” means an authorisation in writing signed by one of the following officers of the Department of Planning:

- (a) Director General;
- (b) Deputy Director General; or
- (c) Executive Director.

2. General circumstances in which delegation applies

2.1 This instrument of delegation only operates in respect of a Draft LEP on receipt by Council of a Written Authorisation To Exercise Delegation.

2.2 Exercise of functions under this instrument of delegation is subject to any terms and conditions specified in the Written Authorisation to Exercise Delegation.