



TAMWORTH REGIONAL COUNCIL

LATE ITEMS ANNEXURES for ORDINARY COUNCIL AGENDA

24 MARCH 2020

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TAMWORTH REGIONAL COUNCIL

INSTRUMENT OF DELEGATION

TO the Mayor

Local Government Act 1993, s377(1)

Tamworth Regional Council:

- (a) in recognition of the significant economic and social disruption in the Council's area that is being, and for the foreseeable future will continue to be, caused by the Novel Coronavirus (COVID-19) pandemic in NSW, and
- (b) in order to ensure, so far as practicable, that the Council is able to continue to provide goods, services and facilities, and carry out activities, appropriate to the current and future needs within its local community and the wider public in an effective manner,

pursuant to s377 of the *Local Government Act 1993* and a resolution passed at a duly convened meeting of the Council held on 24 March 2020:

- (c) revokes all previous delegations conferred or imposed on the person for the time being holding the office of Mayor, and
- (d) delegates to the person for the time being holding the office of Mayor the functions specified or described in Schedule 1, for the period or in a circumstance specified in Schedule 2, subject to the conditions or limitations specified or described in Schedule 3.

This instrument is subject to any Act or regulation or any proclamation, direction, order, notice or the like of the Minister administering the *Local Government Act 1993* made or given after the date of this Instrument.

Signed on behalf of the Governing Body of the Council (pursuant to Council Resolution Mayoral Minute XX-20):

Mayor

Dated: 24 March, 2020

Schedule 1

Functions Delegated to the Mayor

All of the functions of the Council that are not the subject of the delegations from the Council to the General Manager given by resolution of the Council on 15 November 2015 and which are capable of being lawfully delegated pursuant to s377 of the Local Government Act 1993.

Schedule 2

Period / Circumstance When Functions May be Exercised

1. Any period during which the holding of meetings of the Governing Body of the Council are suspended, postponed or otherwise unable to occur by reason of the Novel Coronavirus (COVID-19) pandemic in NSW.
2. Where, in cases of necessity between meetings of the Council, the Mayor considers that it is in the interests of the local community, or the wider public, or the effective functioning of the Council that a function is exercised.

Schedule 3

Conditions and Limitations

A function delegated by this Instrument of Delegation may not be exercised in any particular case unless the Mayor has consulted with the General Manager about the proposed exercise of the function and has considered any representations made by the General Manager in that regard.