
PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005

INSTRUMENT OF DELEGATION

Delegation to officers of certain powers and functions of the Western Australian
Planning Commission

COVID-19 Business Continuity Powers

Under section 16 of the *Planning and Development Act 2005* (the Act) the Western Australian Planning Commission (the WAPC) may, by resolution published in the *Government Gazette*, delegate any function to a member, committee or officer of the WAPC or to a public authority or a member or officer of a public authority.

In accordance with section 16(4) of the Act, a reference in this instrument to a function or a power of the WAPC includes and extends to, without limitation or restriction, any of the powers, privileges, authorities, discretions, duties and responsibilities vested in or conferred upon the WAPC by the Act or any other written law as the case requires.

Resolution under s16 of the Act (delegation)

On 19 March 2020, pursuant to section 16 of the Act, the WAPC RESOLVED—

- A. TO DELEGATE its powers and functions as set out in column 1 of the schedule, to officers of the WAPC and the person or persons from time to time holding or acting in the offices in the department charged with the administration of the *Planning and Development Act 2005*, as specified in column 2 of the schedule, subject to the conditions specified in column 3 of the schedule.
- B. TO DECLARE that this delegation of power will cease upon commencement of the Stand Down phase of the Western Australian Government Pandemic Plan.

SAM FAGAN, Secretary, Western Australian Planning Commission.

Schedule

Column 1—Powers and functions	Column 2—Officers	Column 3—Conditions
COVID-19—Business continuity powers		
All powers and functions of the WAPC that may lawfully be delegated under the Act and any other written law	<ul style="list-style-type: none"> • Chairman of the WAPC • Director General • Assistant Director General 	These powers and functions can only be exercised in circumstances where, due to factors relating to COVID-19, the existing framework through which matters are determined or processed, is hampered.