
PLANNING

PL401

PLANNING AND DEVELOPMENT ACT 2005

AMENDMENT TO INSTRUMENT OF DELEGATIONS—POWERS OF OFFICERS AND POWERS OF COMMITTEES (*STRATA TITLES ACT 1985*)

Notice of amendment to two Instruments of Delegation is given below.

Preamble

Under section 16 of the *Planning and Development Act 2005* (the Act), the Western Australian Planning Commission (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 to 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 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 on the WAPC by the Act or any other written law as the case requires.

Resolution under section 16 of the Act (delegation)

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

- A. To amend the Instrument of Delegation 2018/01 Delegation to officers of certain powers and functions of the Western Australian Planning Commission as gazetted on 3 October 2018 (and as amended), as set out in Schedule 1 below.
- B. To amend the Instrument of Delegation 2017/01 Delegation to Committees of certain powers and functions of the Western Australian Planning Commission as gazetted on 21 February 2017 (and as amended), as set out in Schedule 2 below.
- C. TO DECLARE that this instrument recording its resolution is to take effect upon the proclamation of the *Strata Titles Amendment Act 2018*.

SAM FAGAN, Secretary,
Western Australian Planning Commission.

Schedule 1—Powers of Officers

1. Instrument of delegation amended

The amendments within this Schedule are to Schedule 4 set out in the Instrument of Delegation 2018/01—Delegation to officers of certain powers and functions of the Western Australian Planning Commission as gazetted on 3 October 2018, and as amended.

(a) Amendment to Schedule 4

- i. In clause 4.3 the reference to section 25B of the *Strata Titles Act 1985* is deleted and replaced with the reference to section 15 of the *Strata Titles Act 1985*.

Schedule 2—Powers of Committees

2. Instrument of delegation amended

The amendments within this Schedule are to the Instrument of Delegation 2017/01—Delegation to Committees of certain powers and functions of the Western Australian Planning Commission, as gazetted on 21 February 2019, and as amended.

(a) Amendment to clauses 2.6 and 5.3

- i. In clauses 2.6 and 5.3 the references to the “*Strata Titles General Regulations 1996*” are deleted and replaced with the reference to the “*Strata Titles (General) Regulations 2019*.”
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