

# DEL 2018/01 Delegation of Powers to Officers (Improvement Schemes & Community Titles)

Amended July 2025

## **PLANNING AND DEVELOPMENT ACT 2005 INSTRUMENT OF DELEGATION**

The Western Australian Planning Commission (WAPC) under section 16 of the *Planning and Development Act 2005* (the PD Act) may, by resolution, delegate any function of the WAPC 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 PD Act, a reference in this instrument to a function 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 section 16 of the PD Act (Delegation)**

Pursuant to section 16 of the Act, the WAPC has resolved—

- A. TO DELEGATE its powers and functions as set out in column 1 of the attached Schedules to officers of the WAPC and the person or persons from time to time holding or acting in officers in the department charged with the administration of the *Planning and Development Act 2005* as specified in column 2 of the attached Schedules, subject to the conditions specified in column 3 of the attached Schedules;
- B. TO PUBLISH an instrument consolidating amendments made to this notice since its publication on 3 October 2018.



Sam Boucher, Secretary

Western Australian Planning Commission

Consolidated Instrument of Delegation was published on 16 December 2022 (excluding Schedule 14) and subsequently amended on:

- 6/10/2020 (Schedule 14)
- 16/12/2022
- 16/5/2023
- 25/7/2023
- 31/10/2023
- 9/2/2024
- 5/3/2024
- 20/11/2024
- 23/07/2025

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<b>10. SCHEDULE 10 - Powers and functions concerning the Ashburton North Strategic Industrial Area Improvement Scheme</b>		
<b>General delegations</b>		
10.1. Where such power is conferred upon the WAPC, power to amend the manner and form of any document referred to, required by or provided under the Ashburton North Strategic Industrial Area Improvement Scheme ("the Scheme").	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> </ul>	Limited to amendments of an administrative nature.
10.2. Power to set or amend a timeframe, or stipulate a date, under the Scheme, where such power is conferred upon the WAPC.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<b>Improvement Policies (Pt. 2)</b>		
10.3. Power to amend an Improvement Scheme Policy	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	Limited to administrative amendments that do not affect fundamental aspects of the policy.
10.4. Power to determine, for the purpose of clause 15 (1) (b) of the Scheme, how to give notice of any Improvement Scheme Policy, or what other consultation would be appropriate.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>Zones and uses (Pt. 3)</b>		
10.5. Power to determine, for the purposes of clause 29 of the Scheme, whether a proposed use is less detrimental to the amenity of a locality than an existing non- conforming use and whether the proposed use is closer to the intended purpose of a zone than the existing non-conforming use.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
10.6. Power to perform the function under clause 30 of the Scheme, to prepare and maintain a register of non- conforming uses.	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>General development requirements (Pt. 4)</b>		
10.7. Power to form an opinion as to whether non- compliance with an additional site and development requirement will mean that a development is likely to adversely affect any owners or occupiers in the general locality or in an area adjoining the site of a development (cl. 31 of the Scheme).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<b>Requirement for DA (Pt. 6)</b>		
10.8. Power to determine, under clause 36, development for which approval under the Scheme is not required.	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> </ul>	N/A
<b>Form of DA (Pt. 7)</b>		
10.9. Power to— a. identify any information or material that should accompany an application for development approval; b. waive or vary the requirements as to what material must accompany such an application. (cl. 39 of the Scheme).	<ul style="list-style-type: none"> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> <li>Planning Managers, Land Use Planning</li> <li>Principal Planning Officers, Land Use Planning</li> </ul>	N/A
10.10. Power to determine whether use is consistent with the objective of a zone and that notice of the application should be given (cl.40 (1)(b) of the Scheme).	<ul style="list-style-type: none"> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> <li>Planning Managers, Land Use Planning</li> <li>Principal Planning Officers, Land Use Planning</li> </ul>	N/A
10.11. Power to determine a departure from the Scheme's requirements is minor and to waive the requirement for advertising a development application. (cl.40 (2) of the Scheme).	<ul style="list-style-type: none"> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
10.12. Power to identify, for the purposes of clause 40 (3) (a) of the Scheme, owners and occupiers likely to be affected by the grant of development approval.	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
10.13. Power to identify authorities that may be affected by a development application. (cl. 42 of the Scheme).	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>Determining DAs (Pt. 8)</b>		
10.14. Power to perform the functions and exercise the powers of the WAPC under clause 34 and Part 8 of the Scheme, to determine—	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC*</li> <li>• Director General*</li> </ul>	*Excluding applications of State or regional significance

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<p>a. applications made for approval to commence and carry out development, provided such determination would accord with the objectives and intent of any policies (if any) of the WAPC;</p> <p>b. applications to amend or cancel development approval, provided the original decision was made under delegation. and the recommendation is to approve the request.</p>	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning*</li> <li>• Executive Planning Director, Land Use Planning*</li> <li>• Planning Directors, Land Use Planning**</li> <li>• Planning Managers, Land Use Planning***</li> <li>• Principal Planning Officers, Land Use Planning***</li> </ul>	<p>**Excluding applications of State or regional significance</p> <p>**Excluding applications which the port authority or local government express an objection to.</p> <p>***Excluding applications of State or regional significance</p> <p>***Excluding applications which the port authority or local government express an objection to.</p> <p>***Where the application has a monetary value, limited to applications with a value of up to \$50million. Excludes the power to refuse approval.</p>
<b>Enforcement and WAPC Powers (Pt. 10)</b>		
<p>10.15. Power to perform the functions and exercise the powers of the WAPC under clause 59 of the Scheme.</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Assistant Director General, Heritage and Property Services</li> <li>• Executive Director, Property Services</li> </ul>	<p>Function to be exercised having due regard to any published WAPC policy. Excluding matters where the WAPC has or will make a financial contribution, or has a financial interest.</p>
<p>10.16. Power to designate an officer for the purposes of clause 60, who may enter and inspect property within the Scheme area.</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> </ul>	<p>The designation must be made by a formal written instrument, such as a memorandum or letter.</p>

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>Executive Planning Director, Land Use Planning</li> </ul>	
10.17. Power under clause 61 of the Scheme, to require repair to an advertisement.	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> <li>Planning Managers, Land Use Planning</li> <li>Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>11. SCHEDULE 11 - Powers and functions concerning the Shenton Park Hospital Redevelopment Improvement Scheme</b>		
<b>General delegations</b>		
11.1. Where such power is conferred upon the WAPC, power to amend the manner and form of any document referred to, required by or provided under the Shenton Park Hospital Redevelopment Improvement Scheme ("the Scheme").	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> </ul>	Limited to amendments of an administrative nature.
11.2. Power to set or amend a timeframe, or stipulate a date, under the Scheme, where such power is conferred upon the WAPC.	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> </ul>	N/A



Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
<b>Improvement Policies (Pt. 2)</b>		
11.3. Power to amend an Improvement Scheme Policy	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	Limited to administrative amendments that do not affect fundamental aspects of the policy.
11.4. Power to determine, for the purpose of clause 12 (1) (b) of the Scheme, how to give notice of any Improvement Scheme Policy, or what other consultation would be appropriate.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>Zones and uses (Pt. 5)</b>		
11.5. Power to determine, for the purposes of clause 20(6) and 26(3) of the Scheme, whether a proposed use is— a. less detrimental to the amenity of a locality than an existing non-conforming use;	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
b. closer to the intended purpose of the zone in which the land is situated.	<ul style="list-style-type: none"> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
11.6. Power to determine, for the purposes of clause 20(6) and 26(3) of the Scheme, whether a proposed use is— a. less detrimental to the amenity of a locality than an existing non-conforming use; b. closer to the intended purpose of the zone in which the land is situated.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>General development requirements (Pt. 6)</b>		
11.7. Power to form an opinion as to whether non-compliance with an additional site and development requirement will mean that a development is likely to adversely affect any owners or occupiers in the general locality, or in an area adjoining the site of a development, or the future development of the locality (cl. 32).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
11.8. Power to discharge or modify a restrictive covenant affecting land in the Scheme area.	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> </ul>	N/A
<b>Structure Plans (Pt. 8)</b>		
11.9. Power to determine that a structure plan, (or amendment thereto) is required for the purposes of orderly and proper planning. (cl. 36)	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> </ul>	N/A
11.10. Power to approve amendments to the manner and form by which a structure plan is prepared. (cl. 37)	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> </ul>	N/A
11.11. Power to specify what information or material must be included in a structure plan or to agree to information, different to that prescribed, being included. (cl. 37)	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> <li>Planning Managers, Land Use Planning</li> <li>Principal Planning Officers, Land Use Planning</li> </ul>	N/A
11.12. Power to consider a submitted structure plan and determine whether it complies with clause 37(1) of the Scheme, or if further information is required before it can be accepted. (cl.38)	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
<p>11.13. Power under clause 40 of the Scheme to—</p> <p>a. consider any submissions received;</p> <p>b. request further information;</p> <p>c. advertise any proposed modifications to the structure plan and to determine how to advertise such modifications.</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<p>11.14. Power to approve the advertising of modifications to a structure plan on more than one occasion. (cl. 40 (3))</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
<p>11.15. Power to consider reports on a structure plan submitted to the WAPC and to—</p> <p>a. approve the instrument; or</p> <p>b. require modifications to the instrument and its resubmission to the WAPC.</p> <p>This clause applies equally to amendments to such instruments. (cl.42 (1))</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
11.16. Power to determine the proposed structure plan, or amendment thereto, must be re-advertised, if major modifications have been made to it since it was advertised. (cl.42 (2))	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
11.17. Where, pursuant to cl42 (1)(b), the WAPC (or one of its subcommittees) requires a proposed structure plan to be modified and then resubmitted for approval, power to approve the modified plan, provided it has been modified as specified by the WAPC or its subcommittee.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<b>Requirement for DA (Pt. 9)</b>		
11.18. Power to determine, under clause 50, development for which approval under the Scheme is not required.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>Form of DA application (Pt. 7)</b>		
11.19. Power to— a. identify any information or material that should accompany an application for development approval; b. waive or vary the requirements as to what material must accompany such an application. (cl. 52).	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
11.20. Power to determine whether a use is consistent with the objective of a zone and that notice of the application should be given. (cl.53)	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
11.21. Power to determine a departure from the Scheme's requirements is minor and to waive the requirement for advertising a development application. (cl.53)	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>Determining DAs (Pt. 11)</b>		
11.22. Power to identify authorities that may be affected by a development application (56 of the Scheme).	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
11.23. Power to perform the functions and exercise the powers of the WAPC under Part 11 of the Scheme, to determine—  a. applications made for approval to commence and carry out	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC*</li> <li>• Director General*</li> <li>• Assistant Director General, Land Use Planning*</li> </ul>	*A delegate cannot exercise this power to determine an application, if that delegate was a member of a Design Review Panel which was consulted over, or provided

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<p>development, provided such determination would accord with the objectives and intent of any policies (if any) of the WAPC;</p> <p>b. applications to amend or cancel development approval, provided the original decision was made under delegation.</p>	<ul style="list-style-type: none"> <li>• Executive Planning Director, Land Use Planning*</li> <li>• Planning Directors, Land Use Planning**</li> <li>• Planning Managers, Land Use Planning**</li> <li>• Principal Planning Officers, Land Use Planning**</li> </ul>	<p>recommendations, on that application.</p> <p>**A delegate cannot exercise this power to determine an application, if that delegate was a member of a Design Review Panel which was consulted over, or provided recommendations, on that application.</p> <p>**Excludes applications which the local government express an objection to.</p>
<b>Enforcement and WAPC Powers (Pt. 13)</b>		
<p>11.24. Power to designate an officer for the purposes of clause 74, who may enter and inspect property within the Scheme area.</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	<p>The designation must be made by a formal written instrument, such as a memorandum or letter.</p>
<p>11.25. Power under clause 75 of the Scheme, to require repair to an advertisement.</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	<p>N/A</p>



Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<b>12. SCHEDULE 12 - Powers and functions concerning the Anketell Strategic Industrial Area Improvement Scheme.</b>		
<b>General delegations</b>		
12.1. Where such power is conferred upon the WAPC, power to amend the manner and form of any document referred to, required by or provided under the Anketell Strategic Industrial Area Improvement Scheme ("the Scheme").	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> </ul>	Limited to amendments of an administrative nature.
12.2. Power to set or amend a timeframe, or stipulate a date, under the Scheme, where such power is conferred upon the WAPC.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
<b>Improvement Policies (Pt. 2)</b>		
12.3. Power to amend an Improvement Scheme Policy	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Assistant Director General, Land Use Planning</li> </ul>	Limited to administrative amendments that do not affect fundamental aspects of the policy.
12.4. Power to determine, for the purpose of clause 16 (1) (b) of the Scheme, how to give notice of any Improvement Scheme Policy, or what other consultation would be appropriate.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
<b>Zones and uses (Pt. 3)</b>		
<p>12.5. Power to determine, for the purposes of clause 26 of the Scheme, whether a proposed use is less detrimental to the amenity of a locality than an existing non- conforming use and whether the proposed use is closer to the intended purpose of a zone than the existing non- conforming use.</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<p>12.6. Power to perform the function under clause 27 of the Scheme, to prepare and maintain a register of non-conforming uses.</p>	<ul style="list-style-type: none"> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<b>General development requirements (Pt. 4)</b>		
12.7. Power to form an opinion as to whether non-compliance with an additional site and development requirement will mean that a development is likely to adversely affect any owners or occupiers in the general locality or in an area adjoining the site of a development (cl. 28 of the Scheme).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>Requirement for DA (Pt. 6)</b>		
12.8. Power to determine, under clause 32, development for which approval under the Scheme is not required.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	N/A
<b>Form of DA application (Pt. 7)</b>		
12.9. Power to— a. identify any information or material that should accompany an application for development approval; b. waive or vary the requirements as to what material must accompany such an application. (cl. 34 of the Scheme).	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
12.10. Power to determine whether a use is consistent with the objective of a zone and that notice of the application should be given (cl.35 (1)(b) of the Scheme).	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
12.11. Power to determine a departure from the Scheme's requirements is minor and to waive the requirement for advertising a development application. (cl.35 (2) of the Scheme).	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
12.12. Power to identify, for the purposes of clause 35 (3)(a) of the Scheme, owners and occupiers likely to be affected by the grant of development approval.	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<b>Determining DAs (Pt. 8)</b>		
12.13. Power to identify authorities that may be affected by a development application. (cl. 37 of the Scheme)	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<p>12.14. Power to perform the functions and exercise the powers of the WAPC under clause 30 and Part 8 of the Scheme, to determine—</p> <p>a. applications made for approval to commence and carry out development, provided such determination would accord with the objectives and intent of any policies (if any) of the WAPC;</p> <p>b. applications to amend or cancel development approval, provided the original decision was made under delegation.</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC*</li> <li>• Director General*</li> <li>• Assistant Director General, Land Use Planning*</li> <li>• Executive Planning Director, Land Use Planning*</li> <li>• Planning Directors, Land Use Planning**</li> <li>• Planning Managers, Land Use Planning***</li> <li>• Principal Planning Officers, Land Use Planning***</li> </ul>	<p>*Excluding applications of State or regional significance</p> <p>**Excluding applications of State or regional significance.</p> <p>**Excluding applications which the port authority or local government express an objection to.</p> <p>***Excluding applications of State or regional significance.</p> <p>***Excluding applications which the port authority or local government express an objection to.</p> <p>***Where the application has a monetary value, limited to applications with a value of up to \$50million and excludes the power to refuse approval.</p> <p>***Excludes the power to refuse an application to amend approval.</p>

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<b>Enforcement and WAPC Powers (Pt.10)</b>		
12.15. Power to perform the functions and exercise the powers of the WAPC under clause 54 of the Scheme.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	Function to be exercised having due regard to any published WAPC policy.
12.16. Power to designate an officer for the purposes of clause 55, who may enter and inspect property within the Scheme area.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	The designation must be made by a formal written instrument, such as a memorandum or letter.
12.17. Power under clause 56 of the Scheme, to require repair to an advertisement.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
<b>13. SCHEDULE 13 - Powers relating to the Hope Valley-Wattleup Redevelopment Act 2000 - Nil (revoked 23/7/25)</b>		

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<b>14. SCHEDULE 14 - Powers and functions concerning the Port Hedland West End Improvement Scheme</b>		
<b>General delegations</b>		
14.1. Where such power is conferred upon the WAPC, power to amend the manner and form of any document referred to, required by or provided under the Port Hedland West End Improvement Scheme ("the Scheme").	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> </ul>	Limited to amendments of an administrative nature.
14.2. Power to set or amend a timeframe, or stipulate a date, under the Scheme, where such power is conferred upon the WAPC.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
<b>Zones and uses (Pt. 3)</b>		
14.3. Power to determine, for the purposes of clause 13(4) of the Scheme, whether a proposed use not listed within the zoning table is— <p>a. consistent with the objectives of a particular zone;</p> <p>b. to be primarily occupied by susceptible people as identified within Clause 12 of the Scheme.</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<b>Improvement Policies (Pt. 6)</b>		
<p>14.4. Power to determine for the purpose of clause 18(2) of the Scheme whether a non- conforming use has been more than 75% destroyed by a natural disaster.</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<p>14.5. Power to determine for the purpose of clause 18(4) of the Scheme whether a proposed change in use of land subject to a non- conforming use is—</p> <p>a. less detrimental to the amenity of the locality than the existing non- conforming use; and</p> <p>b. closer to the intended purpose of the zone in which the land is situated.</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<p>14.6. Power to perform the function under clause 19 of the Scheme, to prepare and maintain a register of non- conforming uses.</p>	<ul style="list-style-type: none"> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A



Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
14.7. Power to make a State planning policy available for public inspection (cl. 20(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.8. Power to form an opinion as to whether non-compliance with an additional site and development requirement will mean that a development is likely to adversely affect any owners or occupiers in the general locality or in an area adjoining the site of a development (cl. 26 of the Scheme).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.9. Power to prepare an amendment to an improvement scheme policy in accordance with clause 31 and 32 of the Scheme (cl. 31(1)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
14.10. Power to amend or repeal an Improvement Scheme Policy in accordance with clause 31 of the Scheme (cl. 31(4)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	Limited to administrative amendments that do not affect fundamental aspects of the policy.
14.11. Power to advertise a proposed improvement scheme policy in accordance with clause 32 of the Scheme (cl. 32(1)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.12. Power to determine to whom, in what form and during what period submissions in relation to a proposed improvement scheme policy may be made (cl.32(1)(a)(iv)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Directors, Land Use Planning</li> </ul>	
14.13. Power to determine, in addition to the requirements of clause 32(1)(a) of the Scheme, how to give notice of any Improvement Scheme Policy, and determine and carry out any other appropriate consultation (cl.32(1)(b)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.14. Power to review a proposed improvement scheme policy in light of any submissions made (cl. 32(3)(a)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.15. Power to determine to resolve whether to proceed with a policy or not proceed in accordance with clause 32(3)(b) of the Scheme (cl. 32(3)(b)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A
14.16. Power to publish notice of a policy in accordance with Clause 32(4) of the Scheme (cl. 32(4)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
14.17. Power to make an improvement scheme policy available for public inspection (cl. 32(6)(a)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.18. Power to determine whether an improvement scheme policy is published on the website of the WAPC (cl. 32(6)(b)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.19. Power to make a minor amendment to an improvement scheme policy without advertising (cl. 33(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>Executive Planning Director, Land Use Planning</li> </ul>	
14.20. Power to determine whether an amendment to an improvement scheme policy is minor (cl. 33).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> </ul>	N/A
14.21. Power to revoke an improvement scheme policy in accordance with clause 34 of the Scheme.	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> </ul>	N/A
<b>Heritage Protection (Pt. 7)</b>		
14.22. Power to designate, for the purpose of clause 36(1) of the Scheme, an area as a heritage area.	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> </ul>	Designation to be by resolution. An area must not be designated unless the WAPC satisfies the requirements under clause 36(3) of the Scheme.
14.23. Power to fulfil the requirements of Clause 36(3) of the Scheme to— (a) notify in writing each owner of land affected by the proposed designation; and (b) provide the owner with a copy of the proposed improvement scheme policy for the heritage area; and (c) advertise the proposed designation of a heritage area in accordance with clause 36(3)(b) of the Scheme; and (d) carry out any other consultation the WAPC considers appropriate.	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> <li>Planning Managers, Land Use Planning</li> <li>Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
14.24. Power to determine whether any other consultation in respect of designation of a heritage area is appropriate (cl. 36(3)(c)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.25. Power to determine to whom, in what form and during what period submissions in relation to a proposed designation of a heritage area may be made (cl. 36(4)(c)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.26. Power to review a proposed designation in light of any submissions made (cl. 36(6)(a)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
14.27. Power to determine to resolve whether to proceed with a designation or not proceed in accordance with clause 36(6)(b) of the Scheme (cl. 36(6)(b)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A
14.28. Power to provide notice of a designation of an area as a heritage area to the Heritage Council of Western Australia, and to each owner of land affected by the designation (cl. 36(7)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.29. Power to modify or revoke a designation of a heritage area (Cl 36(8)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	N/A
14.30. Power to enter into a heritage agreement with an owner or occupier of land or a building (cl. 37(1)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	In accordance with Part 7 of the Heritage Act 2018. The WAPC may not enter into an agreement that relates to heritage matters other than in accordance with clause 37(1) of the Scheme.
14.31. Power to determine, for the purpose of Clause 38 of the Scheme that a heritage assessment be required to be carried out prior to the approval of any development proposed in a heritage area or in respect of a place entered in the heritage list (cl 38).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	Heritage assessment must be in a form approved by the Heritage Council of Western Australia.

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
14.32. Power to require a heritage assessment be carried out (cl. 38(1)).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> </ul>	Heritage assessment must be in a form approved by the Heritage Council of Western Australia.
14.33. Power to vary any site or development requirement specified in the Scheme to facilitate the built heritage conservation of a place entered in the Register of Places under the Heritage Act 2018 or listed in the heritage list; or enhance or preserve heritage values in a heritage area (cl. 39(1)).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> </ul>	N/A
14.34. Power to determine any conditions to which a variation under clause 39(1) of the Scheme may be subject to (cl. 39(2)).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> </ul>	N/A
14.35. Power, where clause 39(1) of the Scheme applies, to consult with affected parties; and have regard to any views expressed prior to making a determination to vary the site or development requirements (cl.39(3)).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> <li>Planning Managers, Land Use Planning</li> <li>Principal Planning Officers, Land Use Planning</li> </ul>	N/A



Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
14.36. Power to form an opinion as to whether the variation of site or development requirements is likely to affect any owners or occupiers in the general locality of the place or heritage area the subject to clause 39(1) of the Scheme (cl. 39(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.37. Power to form an opinion as to whether a heritage place is not being properly maintained (cl.40).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	N/A
14.38. Power to give a Heritage Conservation Notice (cl 40).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	N/A
14.39. Power to vary or revoke a Heritage Conservation Notice (cl. 40(5)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	N/A
14.40. Power to enter a heritage place and carry out repairs specified in a Heritage Conservation Notice, where a person fails to comply with a Heritage Conservation Notice (Cl. 40(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	N/A
<b>Structure Plans (Pt. 8)</b>		
14.41. Power to determine whether a structure plan is required for the purposes of orderly and proper planning. (cl. 42)	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	N/A
14.42. Power to prepare a structure plan (cl. 43(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
14.43. Power to determine the manner and form by which a structure plan is to be prepared. (cl. 43)	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.44. Power to determine what maps, information or material must be included in a structure plan or to agree to information, different to that prescribed, being included. (cl. 43 (1))	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.45. Power to consider a submitted structure plan and determine whether it complies with clause 43(1) of the Scheme, or if further information is required before it can be accepted. (cl.44(1))	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
<p>14.46. Power to advise an applicant as to whether:</p> <p>(a) the structure plan complies with clause 43(1) of the Scheme; or</p> <p>(b) further information from the applicant is required before the structure plan can be accepted for assessment and advertising (cl. 44(1)(a)).</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<p>14.47. Power to provide an estimate of the fee for dealing with the application in accordance with the <i>Planning and Development Regulations 2009</i> regulation 48(c. 44(1)(b)).</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>Principal Planning Officers, Land Use Planning</li> </ul>	
14.48. Power to advertise a structure plan in accordance with clause 45(2) of the Scheme (cl. 45(1)).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> <li>Planning Managers, Land Use Planning</li> <li>Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.49. Power to determine whether comments in relation to the proposed structure plan should be sought from any public authority or utility service provider, and if so, which public authority or utility service provider comments are to be sought from (cl. 45(b)).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> <li>Planning Managers, Land Use Planning</li> <li>Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.50. Power to determine whether an owner or an occupier is likely to be affected by the approval of a structure plan (cl. 45(2)).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
14.51. Power to make a structure plan and accompanying material available for public inspection (cl. 45(3)(a)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.52. Power to determine whether a structure plan and the material accompanying it is published on the website of the WAPC (cl. 71(4)(b)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.53. Power under clause 46 of the Scheme to— a. consider submissions received; b. request further information from a person who prepared the	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
structure plan; c. advertise any modifications proposed to the structure plan; and d. to determine any steps to advertise the proposed modification.	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
14.54. Power to advertise modifications to a structure plan on more than one occasion. (cl. 46 (3))	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.55. Power to approve or refuse to approve a structure plan (cl. 47(1)(a) and (c)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	N/A
14.56. Power to require the person who prepared the structure plan to modify the plan and resubmit the modified plan (cl.47(1)(b)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Directors, Land Use Planning</li> </ul>	
14.57. Power to determine the manner in which a structure plan is to be modified (cl.47(1)(b)(i)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.58. Power to form an opinion as to whether major modifications have been made to a structure plan (cl.47(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.59. Power to determine whether a structure plan is to be readvertised (cl.47(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.60. Power to provide written notice to the local government and any person who prepared the proposed structure plan of a decision to approve or to refuse to approve a structure plan (cl.47(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
14.61. Power to approve a structure plan that provides for further details of a proposed subdivision included in the plan to be submitted and approved before the subdivision is approved under Part 10 of the Planning and Development Act 2005 (cl. 48(1)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	Approval may only be provided if the WAPC is satisfied that further matters that are to be approved would not result in a substantial departure from the structure plan.
14.62. Power to form an opinion as to whether further matters that are to be approved would not result in a substantial departure from the structure plan referred to in clause 48(1) of the Scheme (cl. 48(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.63. Power to determine the manner in which an approved structure plan is published (cl. 50).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.64. Power to approve an application for development approval or subdivision approval in an area referred to in clause 42 of the	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> </ul>	N/A



Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
Scheme as being an area for which a structure plan may be prepared, but for which no structure plan has been approved (cl. 51).	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	
14.65. Power to determine whether a proposed development for the purposes of Clause 51 of the Scheme— (a) does not conflict with the principles of orderly and proper planning; and (b) would not prejudice the overall development potential of the area (cl.51(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.66. Power to extend the period of approval of a structure plan (cl. 52(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A
14.67. Power to revoke approval of a structure plan (cl. 52(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	N/A
14.68. Power to form an opinion as to whether a structure plan cannot be effectively implemented because of a legislative change or a change in State planning policy (cl. 52(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	N/A
14.69. Power to amend a structure plan (cl. 53(1))	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>Executive Planning Director, Land Use Planning</li> </ul>	
14.70. Power to form an opinion as to whether an amendment is of a minor nature (cl. 53(3)).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> </ul>	N/A
14.71. Power to decide whether an amendment to a structure plan is to be advertised (cl. 53(3)).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> </ul>	N/A
14.72. Power extend the period of approval of a structure plan (cl. 53(4)).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> </ul>	N/A
<b>Activity Centre Plans (Pt. 9)</b>		
14.73. Power to determine whether an activity centre plan is required for the purposes of orderly and proper planning. (cl. 55)	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
14.74. Power to determine the manner and form by which an activity centre plan is to be prepared (cl. 56(1)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.75. Power to determine what maps, information or material must be included in an activity centre plan or to agree to information, different to that prescribed, being included. (cl. 56 (1))	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.76. Power to prepare an activity centre plan (cl. 56(2))	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
14.77. Power to consider a submitted activity centre plan and determine whether it complies with clause 56(1) of the Scheme, or if further information is required before it can be accepted. (Clause 57 (1))	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.78. Power to advise an applicant as to whether: (a) the activity centre plan complies with clause 56(1) of the Scheme; or (b) further information from the applicant is required before the activity centre plan can be accepted for assessment and advertising (cl. 57(1)(a)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.79. Power to provide an estimate of the fee for dealing with the application in accordance with the <i>Planning and Development Regulations 2009</i> regulation 48 (c. 44(1)(b)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
14.80. Power to advertise an activity centre plan in accordance with clause 58(2) of the Scheme (cl. 58).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.81. Power to determine whether comments in relation to the proposed activity centre plan should be sought from any public authority or utility service provider, and if so, which public authority or utility service provider comments are to be sought from (cl. 58(1)(b)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
14.82. Power to determine whether an owner or an occupier is likely to be affected by the approval of an activity centre plan (cl. 58(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.83. Power to make an activity centre plan and accompanying material available for public inspection (cl. 58(3)(a)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.84. Power to determine whether an activity centre plan and the material accompanying it is published on the website of the WAPC (cl. 58(3)(b)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<p>14.85. Power under clause 59 of the Scheme to—</p> <ul style="list-style-type: none"> <li>a. consider submissions received;</li> <li>b. request further information from a person who prepared the activity centre plan;</li> <li>c. advertise any modifications proposed to the activity centre plan; and</li> <li>d. determine any steps to advertise the proposed modification.</li> </ul>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<p>14.86. Power to advertise modifications to an activity centre plan on more than one occasion. (cl. 59)</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<p>14.87. Power to approve or refuse to approve an activity centre plan (cl. 60)</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	N/A
<p>14.88. Power to require the person who prepared the activity centre plan to modify the plan and resubmit the modified plan (cl.60(1)(b)).</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	
14.89. Power to determine the manner in which an activity centre plan is to be modified (cl.60(1)(b)(i)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.90. Power to form an opinion as to whether major modifications have been made to an activity centre plan (cl.60(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.91. Power to determine whether an activity centre plan is to be readvertised (cl.60(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A



Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
14.92. Power to provide written notice to the local government and any person who prepared a proposed activity centre plan of a decision to approve or to refuse to approve the activity centre plan (cl.60(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.93. Power to approve an activity centre plan that provides for further details of— (a) a subdivision included in the plan to be submitted and approved before subdivision is approved under Part 10 of the <i>Planning and Development Act 2005</i> ; or (b) development included in the plan to be submitted and approved before development commences (cl. 61(1)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	Approval may only be provided if the WAPC is satisfied that further matters that are to be approved would not result in a substantial departure from the structure plan.
14.94. Power to determine whether further matters that are to be approved would not result in a substantial departure from the activity centre plan referred to in Clause 61(1) of the Scheme.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.95. Power to determine the manner in which an activity centre plan is published (cl. 63).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	
14.96. Power to publish an activity centre plan (cl. 63).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.97. Power to approve an application for development approval or subdivision approval in an area referred to in clause 55 of the Scheme as being an area for which an activity centre plan may be prepared, but for which no activity centre plan has been approved (cl. 64).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.98. Power to determine whether a proposed development or subdivision for the purposes of Clause 64 of the Scheme— (a) does not conflict with the principles of orderly and proper planning; and (b) would not prejudice the overall development potential of the area (cl.64(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Directors, Land Use Planning</li> </ul>	
14.99. Power to extend the period of approval of an activity centre plan (cl. 65(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A
14.100. Power to revoke approval of an activity centre plan (cl. 65(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	N/A
14.101. Power to form an opinion as to whether an activity centre plan cannot be effectively implemented because of a legislative change or a change in State planning policy (cl. 65(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	N/A
14.102. Power to amend an activity centre plan. (cl. 66)	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A
14.103. Power to form an opinion as to whether an amendment to an activity centre plan is of a minor nature (cl. 66(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.104. Power to determine whether an amendment to an activity centre plan requires advertising (cl. 66(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	
<b>Local Development Plans (Pt. 10)</b>		
14.105. Power to determine that a local development plan is required to be prepared (cl. 68)	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.106. Power to prepare a local development plan in the circumstances set out in clause 68 of the Scheme (cl. 69(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.107. Power to approve the manner and form of a local development plan (cl. 69)	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
14.108. Power to determine what maps, other information or material is to be included in a local development plan (cl. 69)	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.109. Power to consider a submitted local development plan and determine whether it complies with clause 69(1) of the Scheme, or if further information is required before it can be accepted for assessment and advertising (cl. 70 (1))	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<p>14.110. Power to advise an applicant as to whether:</p> <p>(a) the local development plan complies with clause 69(1) of the Scheme; or</p> <p>(b) further information from the applicant is required before the local development plan can be accepted for assessment and advertising (cl. 70(1)(a)).</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<p>14.111. Power to provide an estimate of the fee for dealing with the application in accordance with the <i>Planning and Development Regulations 2009</i> regulation 48 (c. 70(1)(b)).</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<p>14.112. Power to advertise a local development plan (cl. 71(1)).</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
14.113. Power to determine whether a local development plan is to be advertised where that plan is not likely to adversely affect any owners or occupiers within the area covered by the plan or an adjoining area (cl. 71(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.114. Power to form an opinion as to whether a local development plan is to be advertised where that plan is not likely to adversely affect any owners or occupiers within the area covered by the plan or an adjoining area (cl. 71(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.115. Power to make a local development plan and accompanying material available for public inspection (cl. 71(4)(a)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
14.116. Power to determine whether a local development plan and the material accompanying it is published on the website of the WAPC (cl. 71(4)(b)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.117. Power to determine whether comments in relation to the proposed local development plan should be sought from any public authority or utility service provider, and if so, which public authority or utility service provider comments are to be sought from (cl. 71).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A



Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
14.118. Power to consider submissions in relation to a local development plan (cl. 72)	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.119. Power to approve or refuse to approve a local development plan (cl. 73).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.120. Power to require the person who prepared the local development plan to modify the plan and resubmit the modified plan (cl.73(1)(b)(i) and (ii)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
14.121. Power to determine the manner in which a local development plan is to be modified (cl.73(1)(b)(i)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.122. Power to approve a local development plan that provides for further details of any development included in the plan to be submitted and approved before development commences (cl. 74(1)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	Approval may only be provided if the WAPC is satisfied that further matters that are to be approved would not result in a substantial departure from the structure plan.
14.123. Power to form an opinion as to whether further matters that are to be approved would not result in a substantial departure from the local development plan referred to in clause 71(1) of the Scheme (cl. 74).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.124. Power to publish a local development plan on the WAPC website (cl. 76).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	
14.125. Power to approve an application for development approval in an area referred to in clause 68 of the Scheme as being an area for which a local development plan may be prepared, but for which no local development plan has been approved (cl. 77).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.126. Power to extend the period of approval of a local development plan (cl. 78(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.127. Power to revoke approval of a local development plan (cl. 79).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
14.128. Power to amend a local development plan (cl. 80(1)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
14.129. Power to form an opinion as to whether an amendment to a local development plan is of a minor nature (cl. 80(4)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.130. Power to decide whether an amendment to a local development plan is to be advertised (cl. 80(4)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
14.131. Power to extend the period of approval of a local development plan (cl. 80(5)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>Requirement for development approval (Pt. 11)</b>		
14.132. Power to determine development for which approval under the Scheme is not required (cl. 82).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.133. Power to determine a period of temporary works (cl. 82).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	
<b>Form of DA application (Pt. 12)</b>		
14.134. Power to determine and specify what information or material must accompany an application for development approval, including where an application relates to a place entered on a heritage list prepared in accordance with the Scheme or within an area designated under the Scheme as a heritage area (cl. 84(1) and cl. 84(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	
14.135. Power to waive or vary a requirement as to what an application for development approval must be accompanied by (cl. 84(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.136. Power to determine whether a use is consistent with the objective of a zone and that notice of the application should be given. (cl. 85)	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
14.137. Power to determine whether a departure from the requirements of the Scheme is of a minor nature (cl. 85(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.138. Power to advertise, or require an applicant to advertise, an application for development approval (cl. 85(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
14.139. Power to determine the manner in which an application for development approval may be advertised (cl. 85(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.140. Power to identify, for the purposes of clause 85(3)(a) of the Scheme, owners and occupiers likely to be affected by the grant of development approval (cl. 85).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.141. Power to make an application for development approval advertised under clause 85 of the Scheme and the material accompanying it available for public inspection (cl. 85(5)(a)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A



Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
14.142. Power to determine whether an application for development approval and the material accompanying it is published on the website of the WAPC (cl. 85(5)(b)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>Determining DAs (Pt. 13)</b>		
14.143. Power to form an opinion as to whether an application for development approval may affect any other statutory, public or planning authority (cl. 87).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
14.144. Power to perform the functions and exercise the powers of the WAPC under clause 87 of the Scheme (cl. 87).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
14.145. Power to perform the functions and exercise the powers of the WAPC under Part 13 of the Scheme, to determine— <ol style="list-style-type: none"> <li>applications made for approval to commence and carry out development, provided such determination would accord with the objectives and intent of any policies (if any) of the WAPC;</li> <li>applications to amend or cancel development approval, provided the original decision was made under delegation and the recommendation is to approve the request.</li> </ol>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning*</li> <li>• Planning Managers, Land Use Planning**</li> <li>• Principal Planning Officers, Land Use Planning**</li> </ul>	* Excluding applications of State or regional significance. *Excluding applications which the port authority or local government express objection to.  **Excluding applications of State or regional significance. **Excluding applications which the port authority or local government express objection to. **Where the application has a monetary value, limited to applications with a value of up to \$5 million. **Excludes the power to refuse approval.
<b>Enforcement and Administration (Pt. 15)</b>		
14.146. Power to enter into an agreement with any land owner/occupier for the purpose of implementing the Scheme, where land has been acquired via the <i>Planning and Development Act 2005</i> Part 11 Division 4. (Cl. 104)	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	Limited to the dealing with or disposal of land acquired by the Commission for the purpose of a local reserve for a use of the land that is

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
		compatible with the purpose for which it is reserved. Function to be exercised having due regard to any published WAPC policy. Excluding matters where the WAPC has or will make a financial contribution, or has a financial interest.
14.147. Power to designate an officer for the purposes of clause 105 of the Scheme, who may enter and inspect property within the Scheme area.	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> </ul>	The designation must be made by a formal written instrument, such as a memorandum or letter.
14.148. Power under clause 106 of the Scheme, to require repair to an advertisement.	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> </ul>	The requirement must satisfy the requirements shown in clause 106(2) of the Scheme.
14.149. Power to give notice under clause 106 of the Scheme (cl. 106).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> </ul>	The requirement must satisfy the requirements shown in clause 106(2) of the Scheme.
14.150. Power to refuse to accept an application made under the Scheme (cl. 107).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	
<p>14.151. Power to form the opinion as to whether there is in place an agreement for the WAPC to use any copyrighted material provided in support of the application—</p> <p>(a) for the purposes of advertising the application or implementing a decision on the application; and</p> <p>(b) for zero remuneration. (cl. 107).</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
<b>15. SCHEDULE 15 - Powers and functions under the Community Titles Act 2018.</b> <b>This schedule relates to powers or functions of the WAPC under the <i>Community Titles Act 2018</i> (CTA) and <i>Community Title Regulations 2021</i> (CT Regulations). The term “CDS” refers to a Community Development Statement.</b>		
<b>General delegations</b>		
<p>15.1. Power to amend the manner and form by which any document or application is provided to the WAPC.</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> </ul>	Limited to amendments of an administrative nature.
<p>15.2. Power to set or amend an administrative timeframe, or stipulate a date, where such power is conferred upon the WAPC.</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>Principal Planning Officers, Land Use Planning</li> </ul>	
15.3. Power to— a. identify matters or information that are appropriate for inclusion in a CDS; b. require the applicant to provide other information reasonably required by the WAPC to determine a matter.	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> <li>Planning Managers, Land Use Planning</li> <li>Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>Waiver of other requirements</b>		
15.4. Power under section 20 CTA, to waive the requirements to prepare other plans or instruments for land that is, or is proposed, to be divided by a community scheme.	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> </ul>	Only exercisable if—  1. the relevant local government does not object to the waiver; and  2. there is an existing CDS in place for the entire area that would be subject to the planning instrument.
<b>Approval of Mods to CDS</b>		
15.5. Power to form an opinion, for the purposes of section 24 of the CTA, as to whether modifications made to a draft community development statement, have been done in the manner specified by the WAPC.	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
<b>Development period</b>		
15.6. Power to determine an application to extend the development period for a Community Scheme.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A
15.7. Power to determine whether a local government must advertise an application to extend the development period.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
15.8. In accordance with section 27 of the CTA, power to declare a CDS has ceased to have effect	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	
<b>Planning approvals</b>		
Officers to Note—where land is, or is proposed to be, subject to a CDS, applications for approval for subdivision or development of that land (including applications for land to cease to be so subdivided (i.e. a “termination”) are made under Part 10 of the PD Act. Refer to the appropriate schedule above for delegated authority relating to subdivision or development applications.		
15.9. Power to determine applications for— a. the modification of a restricted use condition; b. the amendment or repeal of scheme bylaws.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
<b>16. SCHEDULE 16 - Powers and functions concerning the Ocean Reef Marina Improvement Scheme No. 1</b>		
<b>General delegations</b>		
16.1. Where such power is conferred upon the WAPC, power to amend the manner and form of any document referred to, required by or provided under the Ocean Reef Marina Improvement Scheme No.1(“the Scheme”).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> </ul>	Limited to amendments of an administrative nature.

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
16.2. Power to set or amend a timeframe, or stipulate a date, under the Scheme, where such power is conferred upon the WAPC.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>Improvement Policies (Pt. 2)</b>		
16.3. Power to amend an Improvement Scheme Policy.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	Limited to administrative amendments that do not affect fundamental aspects of the policy.
16.4. Power to determine, for the purpose of clause 13 (1) (b) and (c) of the Scheme, how to give notice of any Improvement Scheme Policy, or what other consultation would be appropriate.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A



Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
<b>Part 3</b>		
16.5. Power to approve additional uses for reserves for the purpose of clause 18(1) and (2).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> </ul>	N/A
<b>Precincts and Uses (Part 4)</b>		
<p>16.6. Power to determine, for the purposes of clause 23(5) of the Scheme, whether</p> <p>a. a use is consistent with the objectives of a particular Precinct and is therefore a use that may be permitted in the precinct subject to conditions;</p> <p>b. determine that a use may be consistent with the objectives of a particular precinct and give notice under clause 71 of the Scheme before considering an application for development approval for the use of the land;</p> <p>c. determine that a use is not consistent with the objectives of a particular Precinct and is therefore not permitted in the Precinct.</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
16.7. Power to determine, for the purpose of clause 23(7(b)), whether a proposed class X not permitted use which relates to land that is being used for a non- conforming use would be less detrimental than the non-conforming use.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	Planning Managers, Land Use Planning <ul style="list-style-type: none"> <li>Principal Planning Officers, Land Use Planning</li> </ul>	
16.8. Power to determine, for the purpose of clause 26(3) of the Scheme, whether a proposed change from a non-conforming use to another use that is not permitted by the scheme is— <p>a. less detrimental to the amenity of a locality than an existing non-conforming use;</p> <p>b. closer to the intended objectives of the Precinct in which the land is situated.</p>	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> <li>Planning Managers, Land Use Planning</li> <li>Principal Planning Officers, Land Use Planning</li> </ul>	N/A
16.9. Power to perform the function under clause 27 of the Scheme, to prepare and maintain a register of non-conforming uses.	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> <li>Planning Managers, Land Use Planning</li> <li>Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<b>General development requirements (Part 5)</b>		
16.10. Power to form an opinion as to whether non-compliance with an additional site and development requirement will mean that a development is likely to adversely affect any owners or occupiers in the general locality or in an area adjoining the site of a development (cl. 50(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>Local Development Plans (Part 6)</b>		
16.11. Power to determine that a local development plan may be prepared (cl. 54).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
16.12. Power to prepare a local development plan in the circumstances set out in clause 54 of the Scheme (cl. 55(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	Use Planning	
16.13. Power to approve the manner and form of a local development plan (cl. 55).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
16.14. Power to determine what maps, other information or material is to be included in a local development plan (cl. 55).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
16.15. Power to consider a submitted local development plan and determine whether it complies with clause 55(1) of the Scheme, or if further information is required before it can be accepted for assessment and advertising (cl. 56 (1)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
<p>16.16. Power to advise an applicant as to whether: (a) the local development plan complies with clause 55(1) of the Scheme; or (b) further information from the applicant is required before the local development plan can be accepted for assessment and advertising (cl. 56(1)(a)).</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<p>16.17. Power to provide an estimate of the fee for dealing with the application in accordance with the Planning and Development Regulations 2009 regulation 48 (c. 56(1)(b)).</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
16.18. Power to advertise a local development plan (cl. 57(1)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
16.19. Power to determine whether a local development plan is to be advertised where that plan is not likely to adversely affect any owners or occupiers within the area covered by the plan or an adjoining area (cl. 57(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
16.20. Power to form an opinion as to whether a local development plan is to be advertised where that plan is not likely to adversely affect any owners or occupiers within the area covered by the plan or an adjoining area (cl. 57(3)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
16.21. Power to make a local development plan and accompanying material available for public inspection (cl. 57(4)(a)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
16.22. Power to determine whether a local development plan and the material accompanying it is published on the website of the WAPC (cl. 57(4)(b)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
16.23. Power to determine whether comments in relation to the proposed local development plan should be sought from any public authority or utility service provider, and if so, which public authority or utility service provider comments are to be sought from (cl. 57(1)(b)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	Use Planning <ul style="list-style-type: none"> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
16.24. Power to consider submissions in relation to a local development plan (cl. 58).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
16.25. Power to approve or refuse to approve a local development plan (cl. 59).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
16.26. Power to require the person who prepared the local development plan to modify the plan and resubmit the modified plan (cl.59(1)(b)(i) and (ii)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> </ul>	N/A



Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
16.27. Power to determine the manner in which a local development plan is to be modified (cl.59(1)(b)(i)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
16.28. Power to approve a local development plan that provides for further details of any development included in the plan to be submitted and approved before development commences (cl. 60(1)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
16.29. Power to form an opinion as to whether further matters that are to be approved would not result in a substantial departure from the local development plan referred to in clause of the Scheme (cl. 60).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	
16.30. Power to publish a local development plan on the WAPC website (cl. 62).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
16.31. Power to approve an application for development approval in an area referred to in clause 54(a) of the Scheme as being an area for which a local development plan may be prepared, but for which no local development plan has been approved (cl. 63).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
16.32. Power to extend the period of approval of a local development plan (cl. 64(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
16.33. Power to revoke approval of a local development plan (cl. 64, 65).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	
16.34. Power to amend a local development plan (cl. 66(1)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
16.35. Power to form an opinion as to whether an amendment to a local development plan is of a minor nature (cl. 66(4)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
16.36. Power to decide whether an amendment to a local development plan is to be advertised (cl. 66(4)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
16.37. Power to extend the period of approval of a local development plan (cl. 66(5)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>Form of DA Application (Part 8)</b>		
16.38. Power to—  a. identify any information or material that should accompany an application for development approval (cl.70(1)(d));  b. waive or vary the requirements as to what material must accompany such an application (cl,70(2)).	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>Principal Planning Officers, Land Use Planning</li> </ul>	
16.39. Power to determine whether a use is consistent with the objective of a Precinct and that notice of the application should be given. (cl.71(1)(b)(ii)).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> <li>Planning Managers, Land Use Planning</li> <li>Principal Planning Officers, Land Use Planning</li> </ul>	N/A
16.40. Power to determine a departure from the Scheme's requirements is minor and to waive the requirement for advertising a development application. (cl.71(2)).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning</li> <li>Executive Planning Director, Land Use Planning</li> <li>Planning Directors, Land Use Planning</li> <li>Planning Managers, Land Use Planning</li> <li>Principal Planning Officers, Land Use Planning</li> </ul>	N/A
<b>Determining DAs (Part 9)</b>		
16.41. Power to identify authorities that may be affected by a development application (cl. 73 of the Scheme).	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	
<p>16.42. Power to perform the functions and exercise the powers of the WAPC under Part 9 of the Scheme, to determine—</p> <p>a. applications made for approval to commence and carry out development, provided such determination would accord with the objectives and intent of any policies (if any) of the WAPC;</p> <p>b. applications to amend or cancel development approval, provided the original decision was made under delegation and the recommendation is to approve the request.</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	Excludes the power to refuse approval
<b>Enforcement (Part 10)</b>		
<p>16.43. Power to designate an officer for the purposes of clause 85, who may enter and inspect property within the Scheme area.</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	The designation must be made by a formal written instrument, such as a memorandum or letter.

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
16.44. Power under clause 86 of the Scheme, to require repair to an advertisement.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> <li>• Planning Managers, Land Use Planning</li> <li>• Principal Planning Officers, Land Use Planning</li> </ul>	N/A
16.45. Power to refuse to accept an application made under the Scheme (cl. 87)	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A
<p>16.46. Power to form the opinion as to whether there is in place an agreement for the WAPC to use any copyrighted material provided in support of the application—</p> <p>(a) Excludes the power to refuse approval for the purposes of advertising the application or implementing a decision on the application; and</p> <p>(b) Excludes the power to refuse approval for zero remuneration. (cl. 87).</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning</li> <li>• Executive Planning Director, Land Use Planning</li> <li>• Planning Directors, Land Use Planning</li> </ul>	N/A

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<b>17. SCHEDULE 17 - Powers and functions concerning the Mandogalup Improvement Scheme No.1 (the Scheme)</b>		
<b>General delegations</b>		
17.1. Where such power is conferred upon the WAPC, power to amend the manner and form of any document referred to, required by or provided under the Scheme.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning and Strategy &amp; Engagement</li> <li>• Executive Directors, Land Use Planning and Strategy &amp; Engagement</li> <li>• Planning Directors, Land Use Planning and Strategy &amp; Engagement</li> <li>• Planning Managers, Land Use Planning and Strategy &amp; Engagement</li> <li>• Principal Planners, Land Use Planning and Strategy &amp; Engagement</li> </ul>	Limited to amendments of an administrative nature.
17.2. Power to set or amend a timeframe, or stipulate a date, under the Scheme, where such power is conferred upon the WAPC.	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning and Strategy &amp; Engagement</li> <li>• Executive Directors, Land Use Planning and Strategy &amp; Engagement</li> <li>• Planning Directors, Land Use Planning and Strategy &amp; Engagement</li> </ul>	N/A



Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
<b>Part 2 – Improvement Scheme Policies</b>		
17.3. Power to perform the functions and exercise the powers of the WAPC under Part 2 of the Scheme	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning and Strategy &amp; Engagement</li> <li>• Executive Directors, Land Use Planning and Strategy &amp; Engagement</li> <li>• Planning Directors, Land Use Planning and Strategy &amp; Engagement</li> </ul>	Resolution under clause 12(3)(b)(i) confined to matters where: <ul style="list-style-type: none"> <li>a. the advice and/or recommendation of an advice agency or the relevant local government is agreed (if relevant); and</li> <li>b. the improvement scheme policy aligns with the objectives and provisions of the Scheme, relevant zone/s and/or precinct/s.</li> </ul>
<b>Part 7 – Structure Plans</b>		
17.4. Power to perform the functions and exercise the powers of the WAPC under Part 7 of the Scheme	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning and Strategy &amp; Engagement</li> <li>• Executive Directors, Land Use Planning and Strategy &amp; Engagement</li> <li>• Planning Directors, Land Use Planning and Strategy &amp; Engagement</li> </ul>	Power to approve a structure plan under clause 56 (1)(a)(c) limited to where – <ul style="list-style-type: none"> <li>a. the advice and/or recommendation of an advice agency or the relevant local government is agreed (if relevant); and</li> <li>b. the structure plan aligns with the objectives and provisions of the Scheme, relevant zone/s and/or precinct/s;</li> </ul>
<b>Part 8 – Local Development Plans</b>		
17.5. Power to perform the functions and exercise the powers of the WAPC under Part 8 of the Scheme	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> </ul>	Power to approve a local development plan under clause 69 limited to where – <ul style="list-style-type: none"> <li>a. the advice and/or recommendation of an advice agency or the relevant local</li> </ul>

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning and Strategy &amp; Engagement</li> <li>• Executive Directors, Land Use Planning and Strategy &amp; Engagement</li> <li>• Planning Directors, Land Use Planning and Strategy &amp; Engagement</li> <li>• Planning Managers, Land Use Planning and Strategy &amp; Engagement</li> <li>• Principal Planners, Land Use Planning and Strategy &amp; Engagement</li> </ul>	government is agreed (if relevant); and b. the local development plan aligns with the objectives and provisions of the Scheme, relevant zone/s and/or precinct/s;
<b>Part 10 and 11</b>		
17.6. Power to perform the functions and exercise the powers of the WAPC under Part 10 and 11 of the Scheme	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning and Strategy &amp; Engagement</li> <li>• Executive Directors, Land Use Planning and Strategy &amp; Engagement</li> <li>• Planning Directors, Land Use Planning and Strategy &amp; Engagement</li> <li>• Planning Managers, Land Use Planning and Strategy &amp; Engagement</li> </ul>	Power to determine an application for development approval under clause 88(2): a. Excludes applications of State or regional importance; and b. Is limited to where advice and/or recommendation of an advice agency or the relevant local government is agreed (if relevant); and c. Excludes applications for development in the North-East Precinct D, except where a local structure plan has been prepared, and/or subdivision has been approved for the land to which the application relates.

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>Principal Planners, Land Use Planning and Strategy &amp; Engagement</li> </ul>	
<p>17.7. Such powers and functions of the WAPC that may be lawfully undertaken, including under clause 99 (1) and (2) of the Scheme, relating to the acquisition and development, of land under the Scheme for the purpose of carrying out and giving effect to the Scheme, including –</p> <p>a. the payment of capital expenditure, costs and other expenses incurred in connection with the acquisition of any property under any provisions of those Schemes;</p> <p>b. the carrying out of works and provision of public facilities thereon as may be necessary for the use and maintenance of the land for which it may be reserved.</p>	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> </ul>	<p>Must have due regard to published WAPC policy and the current terms of the Service Delivery Arrangement.</p> <p>Does not apply to any matter than involves –</p> <ol style="list-style-type: none"> <li>1. expenditure in excess of \$1,000,000 (one million dollars);</li> <li>2. the exchange of or disposal of land owned by the WAPC; or</li> <li>3. the resumption of land by the WAPC for a public purpose.</li> </ol>
	<ul style="list-style-type: none"> <li>Assistant Director General, Heritage &amp; Property Services, Land Use Planning and Strategy &amp; Engagement</li> <li>Executive Director, Property Services</li> </ul>	<p>Must have due regard to published WAPC policy and the current terms of the Service Delivery Arrangement.</p> <p>Does not apply to any matter than involves –</p> <ol style="list-style-type: none"> <li>1. expenditure in excess of \$500,000 (five hundred thousand dollars);</li> <li>2. the exchange of or disposal of land owned by the WAPC; or</li> <li>3. the resumption of land by the WAPC for a public purpose.</li> </ol>
<p>17.8. Power to designate an officer for the purposes of clause 99 (3), who may enter and inspect property within the Scheme area</p>	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> <li>Assistant Director General, Land Use Planning and Strategy &amp; Engagement</li> </ul>	<p>The designation must be made by a formal written instrument, such as a memorandum or letter.</p>
<p>17.9. Power under clause 99 of the Scheme, to require repair to an advertisement.</p>	<ul style="list-style-type: none"> <li>Chairperson of the WAPC</li> <li>Director General</li> </ul>	<p>N/A</p>

Column 1 (Powers and functions)	Column 2 (Delegate)	Column 3 (Conditions)
	<ul style="list-style-type: none"> <li>• Assistant Director General, Land Use Planning and Strategy &amp; Engagement</li> <li>• Executive Directors, Land Use Planning and Strategy &amp; Engagement</li> <li>• Planning Directors, Land Use Planning and Strategy &amp; Engagement</li> <li>• Planning Managers, Land Use Planning and Strategy &amp; Engagement</li> <li>• Principal Planners, Land Use Planning and Strategy &amp; Engagement</li> </ul>	
<p>17.10. Power to form the opinion as to whether there is in place an agreement for the WAPC to use any copyrighted material provided in support of the application —</p> <p>a. Excludes the power to refuse approval for the purposes of advertising the application or implementing a decision on the application; and</p> <p>b. Excludes the power to refuse approval for zero remuneration (cl 101).</p>	<ul style="list-style-type: none"> <li>• Chairperson of the WAPC</li> <li>• Director General</li> <li>• Assistant Director General, Land Use Planning and Strategy &amp; Engagement</li> <li>• Executive Directors, Land Use Planning and Strategy &amp; Engagement</li> <li>• Planning Directors, Land Use Planning and Strategy &amp; Engagement</li> </ul>	N/A

## Interpretation

In this Instrument of Delegation, unless the context otherwise requires—

1. “the Act” means the Planning and Development Act 2005;
2. “SDA” means “Service Delivery Arrangement”
3. “WAPC” or “Commission” means the “Western Australian Planning Commission.”
4. “Department” means the “Department of Planning, Lands and Heritage.”
5. A reference to “Land Use Planning Division” includes the State of Western Australia including the Indian Ocean Territories.
- 5A Unless the context otherwise requires, a reference to "Executive Planning Directors" includes any position to which the level of "Executive Planning Director" is designated, located within the Land Use Planning Division of the Department of Planning, Lands and Heritage."
6. Unless the context otherwise requires, a reference to “Planning Directors” includes any position to which the level of “Director” is designated, located within the Land Use Planning Division of the Department of Planning, Lands and Heritage.
7. Unless the context otherwise requires, a reference to “Planning Managers” includes any position to which the level of “Planning Manager” is designated, located within the Land Use Planning Division of the Department of Planning, Lands and Heritage;
8. Unless the context otherwise requires, a reference to “Principal Planners” includes any position to which the level of “Principal Planner” is designated, located within the Land Use Planning Division of the Department of Planning, Lands and Heritage;
9. A reference to a position contemplates and includes a reference to its successor in title.
10. A reference to the “LPS Regulations” includes a reference to the Schedules to those regulations, being the Planning and Development (Local Planning Schemes) Regulations 2015.