New 19B Instrument of Delegation
of the Municipal Fire Prevention Officer
under the Fire Rescue Victoria Act 1958

City of Whittlesea Council

Instrument of Delegation

by the

Municipal Fire Prevention Officer

Instrument of Delegation

By this Instrument of Delegation, in exercise of the power conferred by section 5A(2) of the *Fire Rescue Victoria Act 1958* (Act), I, as the Municipal Fire Prevention Officer of the City of Whittlesea Council:

1.   delegate each duty and/or function and/or power described in column 1 of the Schedule (and summarised in column 2 of the Schedule) to the Assistant Municipal Fire Prevention Officer where stated in column 3 of the Schedule;

2.   record that references in the Schedule to "AMFPO" means Assistant Municipal Fire Prevention Offer;

3.   declare that this Instrument of Delegation -

3.1   comes into force immediately upon its execution;

3.2   remains in force until varied or revoked;

3.3   is subject to any conditions and limitations set out in the Schedule.

This Instrument of Delegation is dated 17 November 2022 and is made by the Municipal Fire Prevention Officer of the City of Whittlesea Council.

Signed by the Municipal Fire Prevention Officer
of the City of Whittlesea Council in the presence
of:

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Witness

Date: 17 November 2022

SCHEDULE

FIRE RESCUE VICTORIA ACT 1958			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 87(1)	Power to serve a fire prevention notice on the owner or occupier of land	AMFPO	Must comply with s 87(2) and (3) and s 88
s 89(1)	Function of receiving objection to fire prevention notice	AMFPO	
s 89(2)	Duty to consult and make genuine attempt to resolve the matter where the grounds of objection appear reasonable	AMFPO	
s 89(3)	Power to either confirm, vary or withdraw the notice	AMFPO	
s 89(4)	Duty to specify new time within which the person must comply with the notice, if the notice is either confirmed or varied	AMFPO	