

***Instrument of Delegation  
of the Municipal Fire Prevention Officer  
under the Country Fire Authority Act 1958***

**Manningham City 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 s 96A(2) of the County Fire Authority Act 1958 (Act) I, as the Municipal Fire Prevention Officer of Manningham City 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 Fire Prevention Officer where stated in column 3 of the Schedule;
2. record that references in the Schedule to "AFPO" means Assistant 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 12 October 2023 and is made by the Municipal Fire Prevention Officer of Manningham City Council.

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

)   
) Ben North

.....  
Witness

Date: 12/10/23

# SCHEDULE

<b>COUNTRY FIRE AUTHORITY ACT 1958</b>			
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>PROVISION</b>	<b>THING DELEGATED</b>	<b>DELEGATE</b>	<b>CONDITIONS &amp; LIMITATIONS</b>
s 38(1)	Power to issue permit to light a fire or fires	AFPO	
s 41(1)	Power to serve a fire prevention notice on an owner or occupier of land	AFPO	Must comply with s 41(2) and (3) and s 41A
s 41B(1)	Function of receiving objection to fire prevention notice	AFPO	
s 41B(2)	Duty to consult and make genuine attempt to resolve the matter where the grounds of objection appear reasonable	AFPO	
s 41B(3)	Power to either confirm, vary or withdraw the notice	AFPO	
s 41B(4)	Duty to specify new time within which the person must comply with the notice, if the notice is either confirmed or varied	AFPO	
s 50K	Duty to provide the Authority an up to date list of all designated neighbourhood safer places and community fire refuges in the municipal district	AFPO	Must be done by 30 September each year