



GOYDER

South Australia's Heartland

INSTRUMENT OF DELEGATION

21 JULY 2021

**INSTRUMENT OF DELEGATION UNDER THE SOUTH
AUSTRALIA PUBLIC HEALTH (WASTEWATER)
REGULATIONS 2013**

Delegation Sources

- South Australia Public Health (Wastewater) Regulations 2013

Positions

Abbreviation	Position	Name
EHO	10 Environmental Health Officer	Amedeo Fioravanti

Instrument of Delegation under the South Australia Public Health (Wastewater) Regulations 2013

South Australia Public Health (Wastewater) Regulations 2013			
Provision	Powers and Functions Delegated	Delegate	Conditions and Limitations
regulation 6(1)(b)	Agree to act as a relevant authority in respect of a wastewater systems or wastewater works being undertaken by another council or a person in conjunction with another council	EHO	
regulation 8(1)	Give notice to the owners of land in the area affected by the proposed establishment of a community wastewater management system by the council	EHO	
regulation 8(2)	Consider any submissions received regarding the proposed establishment of a community wastewater management system by the council	EHO	
regulation 8(3)	Obtain a wastewater works approval from the Minister	EHO	
regulation 9(1)	Require the operator of an on-site wastewater system to connect the system to a community wastewater management system and submit an application for the connection to the relevant authority	EHO	
regulation 9(1)(b)	Receive an application for connection of an on-site wastewater system to a community wastewater management system	EHO	

South Australia Public Health (Wastewater) Regulations 2013			
Provision	Powers and Functions Delegated	Delegate	Conditions and Limitations
regulation 9(4)	Grant approval for wastewater works for the connection of an on-site wastewater system to a community wastewater management system	EHO	
regulation 9(6)	Cause the requirements of an approval under regulation 9 for wastewater works to be carried out	EHO	
regulation 9(7)	Recover the costs and expenses reasonably incurred in exercising power under regulation 9(6) and the application fee which would have been payable	EHO	
regulation 10(1)	Determine application for an exemption from regulation 9	EHO	
regulation 10(3)	Impose conditions on an exemption from regulation 9	EHO	
regulation 10(4)	Vary or revoke an exemption granted under regulation 10(3)	EHO	

South Australia Public Health (Wastewater) Regulations 2013			
Provision	Powers and Functions Delegated	Delegate	Conditions and Limitations
regulation 11(1)	Ensure that the requirements of regulation 11(1) are met	EHO	
regulation 11(2)	Receive a certificate indicating that wastewater works have been undertaken in accordance with the wastewater works approval and detailed drawings as prescribed	EHO	
regulation 12(1)	Ensure that the wastewater system is operated, maintained and serviced in accordance with the conditions of any wastewater works approval and any prescribed code	EHO	
regulation 13(1)	Ensure that wastewater from the wastewater system is not reused or disposed of to land unless authorised by conditions of the wastewater works approval	EHO	
regulation 15(1)	Receive an application for exemption from compliance with specific provisions of the regulations requiring compliance with prescribed codes	EHO	
regulation 15(1)	Apply for exemption from compliance with specific provisions of the regulations requiring compliance with prescribed codes	EHO	

South Australia Public Health (Wastewater) Regulations 2013			
Provision	Powers and Functions Delegated	Delegate	Conditions and Limitations
regulation 15(3)	Determine conditions to apply to an exemption from a prescribed code	EHO	
regulation 15(5)	Vary or revoke an exemption from a prescribed code	EHO	
regulation 23(1)	Receive an application for a wastewater works approval	EHO	
regulation 23(2)	Request applicant for a wastewater works approval to provide further technical specifications, information or documents	EHO	
regulation 23(1)	Apply for a wastewater works approval	EHO	
regulation 23(2)	Provide further technical specifications, information or documents requested by the relevant authority	EHO	

South Australia Public Health (Wastewater) Regulations 2013			
Provision	Powers and Functions Delegated	Delegate	Conditions and Limitations
regulation 24(1)	Refuse to grant a wastewater approval	EHO	
regulation 24(2)	Provide SA Water with a reasonable opportunity to comment on an application for a wastewater works approval involving the connection of a community wastewater management system to SA Water sewerage infrastructure	EHO	
regulation 25(1)	Specify conditions applying to a wastewater works approval	EHO	
regulation 25(1)	Comply with conditions applying to a wastewater works approval	EHO	
regulation 25(4)	Provide a copy of a code referred to in a condition of approval for inspection and the council's office	EHO	
regulation 25(6)	Vary or revoke a condition of a wastewater approval	EHO	

South Australia Public Health (Wastewater) Regulations 2013			
Provision	Powers and Functions Delegated	Delegate	Conditions and Limitations
regulation 25(6)	Apply for a variation or revocation of a condition of a wastewater approval	EHO	
regulation 25(7)	Vary or revoke a condition of a wastewater approval or impose a further condition	EHO	
regulation 25(7)	Consent to the variation or revocation of a condition of a wastewater approval or the imposition of a further condition	EHO	
regulation 26(2)	Postpone the expiry of a wastewater approval	EHO	
regulation 27(1)	Keep a register of wastewater approvals	EHO	
regulation 27(5)	Enable the inspection of the register of wastewater works approvals at the council's offices and the provision of extracts of the register by electronic means	EHO	

South Australia Public Health (Wastewater) Regulations 2013			
Provision	Powers and Functions Delegated	Delegate	Conditions and Limitations
regulation 29(1)	Notify the operator of a wastewater system which the council considers on reasonable grounds is adversely affecting or threatening public or environmental health to provide a report from an independent wastewater engineer	EHO	
regulation 29(1)	Provide a report from an independent wastewater engineer to the Minister or relevant authority as requested under regulation 29(1)	EHO	
regulation 29(3)	Obtain a report from an independent wastewater engineer regarding a wastewater system which the council considers on reasonable grounds is adversely affecting or threatening public or environmental health	EHO	
regulation 29(3)	Recover the costs and expenses reasonably incurred in obtaining a report from an independent wastewater engineer	EHO	