

PORT PIRIE REGIONAL COUNCIL

EXPIATION OF OFFENCES ACT 1996

05 FEBRUARY 2024

Delegation Sources

RelianSys® Delegations - Exported from Library

Note - Exported provisions are sorted by Delegation Source and Section.

- Expiation of Offences Act 1996

Positions

Abbreviation	Position
CEO	Chief Executive Officer
Director Development & Regulation	Director Development & Regulation
Environmental Health Officer	Environmental Health Officer
Fire Prevention Officer/General Inspector	Fire Prevention Officer/General Inspector
General Inspector	General Inspector

ID	Status Code	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations	Capacity of Council
446980	A	Expiation of Offences Act 1996	section 5(1)	Give an expiation notice to an alleged offender	Director Development & Regulation, General Inspector, Fire Prevention Officer/General Inspector, Environmental Health Officer		issuing authority
446981	A	Expiation of Offences Act 1996	section 5(3)(a)	Provide that an offence against a regulation or by-law for which the Council may impose a penalty may be expiated	Director Development & Regulation		issuing authority
446982	A	Expiation of Offences Act 1996	section 5(3)(b)	Fix an expiation fee for an offence against a regulation or by-law for which the Council may impose a penalty may be expiated	Remains with Council		issuing authority

ID	Status Code	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations	Capacity of Council
446983	A	Expiation of Offences Act 1996	section 8(1)	Receive notice from alleged offender electing to be prosecuted for an offence	Director Development & Regulation, General Inspector, Fire Prevention Officer/General Inspector, Environmental Health Officer		issuing authority
446984	A	Expiation of Offences Act 1996	section 8A(1)	Receive application from person in receipt of an expiation notice seeking review on grounds that the offence is trifling	Director Development & Regulation, General Inspector, Fire Prevention Officer/General Inspector, Environmental Health Officer		issuing authority
446985	A	Expiation of Offences Act 1996	section 8A(2)	Require applicant to provide further information	Director Development & Regulation, General Inspector, Fire Prevention Officer/General Inspector, Environmental Health Officer		issuing authority

ID	Status Code	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations	Capacity of Council
446986	A	Expiation of Offences Act 1996	section 8A(3)	Require application to be verified by a statutory declaration	Director Development & Regulation, General Inspector, Fire Prevention Officer/General Inspector, Environmental Health Officer		issuing authority
446987	A	Expiation of Offences Act 1996	section 8A(4)	Determine application	Director Development & Regulation		issuing authority
446988	A	Expiation of Offences Act 1996	section 8A(5)	Withdraw expiation notice if satisfied that the offence is trifling	Director Development & Regulation		issuing authority
446989	A	Expiation of Offences Act 1996	section 11(1)	Issue an expiation reminder notice to alleged offender	Director Development & Regulation, General Inspector, FP Officer/General Inspector, Environmental Health Officer		issuing authority

ID	Status Code	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations	Capacity of Council
446990	A	Expiation of Offences Act 1996	section 11A(1)	Issue an expiation enforcement warning notice	Director Development & Regulation		issuing authority
682857	A	Expiation of Offences Act 1996	section 11A(2)	Assess acceptability of nomination, statutory declaration or other document provided by alleged offender	CEO,		issuing authority
446991	A	Expiation of Offences Act 1996	section 12	Accept a later payment of amount due under an expiation notice	Director Development & Regulation		issuing authority
446992	A	Expiation of Offences Act 1996	section 16(1)	Withdraw an expiation notice in prescribed circumstances	Director Development & Regulation		issuing authority
446993	A	Expiation of Offences Act 1996	section 16(2)	Refund expiation fee or instalment paid if expiation notice is withdrawn	Director Development & Regulation		issuing authority

ID	Status Code	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations	Capacity of Council
446994	A	Expiation of Offences Act 1996	section 16(5)	Prosecute offence following withdrawal of expiation notice	Director Development & Regulation		issuing authority
446995	A	Expiation of Offences Act 1996	section 16(6)	Withdraw expiation notice if alleged offender has not received notice during expiation period due to error of issuing authority, postal service or email	Director Development & Regulation		issuing authority
446996	A	Expiation of Offences Act 1996	section 16(11)	Inform Chief Recovery Officer of the withdrawal of an expiation notice	Director Development & Regulation		issuing authority
446997	A	Expiation of Offences Act 1996	section 17(3)	Pay half of expiation fee for offence reported by the police or another officer of the Crown into the Consolidated Account	Director Development & Regulation		issuing authority

ID	Status Code	Delegation Source	Provision	Item Delegated	Delegate	Conditions & Limitations	Capacity of Council
446998	A	Expiation of Offences Act 1996	section 18(1)	Enter an agreement with the Chief Recovery Officer in relation to the exchange of information	Director Development & Regulation		issuing authority