

**LATE REPORT NO. 1**  
**MCC ORDINARY MEETING**  
**19 APRIL 2017**

**DELEGATIONS TO ACTING INTERIM GENERAL MANAGER**

**Report Author**            **Rob Griffiths, Manager, Governance**  
**File No. / ECM Index**   **Governance/Delegations**  
**Date of Meeting**        **19 April 2017**

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**SUMMARY OF REPORT**

To consider the delegation to the acting Interim General Manager, in the absence of the Interim General Manager, of the functions of Council pursuant to section 377 of the Local Government Act 1993.

**SUMMARY OF RECOMMENDATION**

That Council delegate to the Acting Interim General Manager, in the absence of the Interim General Manager, the functions of Council pursuant to section 377 of the Local Government Act 1993.

**FINANCIAL/RESOURCE IMPLICATIONS**

Nil.

**LEGAL IMPLICATIONS**

A formal resolution is required to ensure that a delegation of authority has been made.

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**BACKGROUND**

The Interim General Manager is responsible for the efficient and effective operation of the Council's organisation and for ensuring the implementation, without undue delay, of decisions of the Council. Due to the absence from work on leave of Glenn Handford as Interim General Manager, it is desirable to appoint an Acting Interim General Manager to ensure the continued conduct of the Council's business.

Pursuant to section 334 of the *Local Government Act 1993* ("LG Act"), Council must appoint a person to be its Interim General Manager. Pursuant to section 351 of the Local Government Act if the Interim General Manager's position is vacant or the holder of such a position is suspended from duty, sick or absent, the Council may appoint a person to the position temporarily. A person who is appointed to a position temporarily may not continue in that position:

- a) if the holder of the position is on parental leave-for a period of more than 24 months, or
  - b) in any other case-for a period of more than 12 months.
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**RECOMMENDATION**

1. That Steve Embry, Director Corporate & Business Systems, be appointed to act as Interim General Manager commencing on 24 April 2017 and such appointment to cease upon the return to work of the Interim General Manager, which is expected to be 10 May 2017, or when the Council otherwise resolves;
2. That while Steve Embry is acting as Interim General Manager pursuant to this resolution he has all the functions, delegations and sub delegations given to the Interim General Manager by the Council.
3. That Ron Hartley, Director Engineering & Infrastructure, be appointed to act as Interim General Manager commencing on 10 July 2017 and such appointment to cease upon the return to work of the Interim General Manager, which is expected to be 24 July 2017, or when the Council otherwise resolves;
4. That while Ron Hartley is acting as Interim General Manager pursuant to this resolution he has all the functions, delegations and sub delegations given to the Interim General Manager by the Council.
5. That for the period 19 April 2017 to 31 December 2017 Steve Embry, Director Corporate & Business Systems, be appointed to act as Interim General Manager if the Interim General Manager is sick or otherwise absent from work on leave for a period of two consecutive days, such appointment to cease upon the return to work of the Interim General Manager or other resolution of the Council including paragraph 3 above.
6. That if the person specified in paragraph 5 is unable or unwilling to act as Interim General Manager at any time during the specified period, Ron Hartley, Director Engineering & Infrastructure be appointed to act as Interim General Manager if the Interim General Manager is sick or otherwise absent from work on leave for a period of two consecutive days, such appointment to cease upon the return to work of the Interim General Manager or other resolution of the Council.
7. That any person acting as Interim General Manager pursuant to this resolution has all the functions, delegations, and sub-delegations given to the Interim General Manager by the Council.