

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Written Undertakings - Instrument of Delegation

I, **Michael Cassel**, the Planning Secretary of the Department of Planning and Environment (*the Department*), under section 2.4 of the *Environmental Planning and Assessment Act 1979 (the Act)* delegate my functions in Column 2 of the Table in Schedule 1 of this Instrument, to a person holding an office or having a role described in Column 3 of the Table in Schedule 1 of this Instrument.

I revoke the delegations of my functions made under the Instrument of Delegation dated 1 October 2019.

Words and expressions used in this Instrument have the same meaning as in the Act and Regulation.

A reference in this instrument to:

- a. the person specified in Column 3 includes any person who is appointed to, or appointed to act in, that office or to a person who is assigned to, temporarily assigned to, or who is otherwise appointed to act in, that role.

Dated **24 May 2022**



Michael Cassel
Planning Secretary of the Department of Planning and Environment

Schedule 1

Column 1	Column 2	Column 3
Item	Function	Delegate
1	Accepting a written undertaking under s.9.5(1) of the Act: (a) on behalf of a Council, or (b) that has a proposed monetary amount of \$60,000 or more.	Any Deputy Secretary having responsibility of investigative and enforcement functions under Part 9 of the Act
2	Accepting a written undertaking under s.9.5(1) of the Act that has a proposed monetary amount of less than \$60,000	(a) Any Deputy Secretary having responsibility of investigative and enforcement functions under Part 9 of the Act (b) Any Executive Director having responsibility of the investigative and enforcement functions under Part 9 of the Act who report directly to a delegate in clause (a) (c) Any Director having responsibility of the investigative and enforcement functions under Part 9 of the Act who report directly to a delegate in clauses (a) or (b)
3	Consenting in writing to the withdrawal or variation of a written undertaking under s.9.5(2) of the Act	Any Deputy Secretary having responsibility of investigative and enforcement functions under Part 9 of the Act
4	Applying to the Court for an order under s.9.5(3) for an order in relation to State significant development or State significant infrastructure	Any Deputy Secretary having responsibility of investigative and enforcement functions under Part 9 of the Act
5	Applying to the Court under s.9.5(3) for an order under s.9.5(4) of the Act in respect of a written undertaking that was accepted by the Planning Secretary on the recommendation of the public authority as set out in s.9.5(5) of the Act in connection with a function of that public authority under the Act	The public authority in respect of whose functions the particular written undertaking was given and on whose recommendation the Planning Secretary acted in accepting the written undertaking.