

INSTRUMENT OF DELEGATION

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

29 NOVEMBER 2023

Delegation Sources

- South Australia Public Health (Legionella) Regulations 2013

Positions

Abbreviation	Position	Name
CEO	Chief Executive Officer	Kelly Westell
MDRS	Manager Development & Regulatory Services	Gabby Swearse
MIO	Manager Infrastructure & Operations	

Positions Groups

Positions Group	Position	Positions
EHO	Environmental Health Officers	EH1, EH2

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

South Australia Public Health (Legionella) Regulations 2013				
Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 5(3)	Approve the manner and form for applying to register a high risk manufactured water system	CEO, MDRS, MIO, EHO		relevant authority
regulation 5(3)	Receive fee for registration of a high risk manufactured water system	CEO, MDRS, MIO, EHO		relevant authority
regulation 5(3)	Register a high risk manufactured water system	CEO, MDRS, MIO, EHO		relevant authority
regulation 5(6)	Approve the manner and form for applying to renew the registration of a high risk manufactured water system	CEO, MDRS, MIO, EHO		relevant authority
regulation 5(6)	Receive fee for renewal of registration of a high risk manufactured water system	CEO, MDRS, MIO		relevant authority
regulation 5(6)	Register a renewal of the registration of a high risk manufactured water system	CEO, MDRS, MIO, EHO		relevant authority

South Australia Public Health (Legionella) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 6(1)	Keep a register of high risk manufactured water system	CEO, MDRS, MIO, EHO		relevant authority
regulation 6(2)	Determine manner and form of keeping a register of high risk manufactured water system	CEO, MDRS, MIO, EHO		relevant authority
regulation 6(4)	Receive notice of a change in particulars from the owner of premises on which a high risk manufactured water systems registered with the council	CEO, MDRS, MIO, EHO		relevant authority
regulation 6(5)	Receive notice of the permanent decommissioning or removal of a high risk manufactured water systems registered with the council	CEO, MDRS, MIO, EHO		relevant authority
regulation 15(1)(a)	Cause an inspection of a high risk manufactured water systems registered with the council	CEO, MDRS, MIO, EHO		relevant authority
regulation 15(1)(b)	Arrange for a NATA accredited laboratory to conduct microbiological testing of water taken from each cooling water and each warm water system	CEO, MDRS, MIO, EHO		relevant authority

South Australia Public Health (Legionella) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 15(2)(a)	Notify the owner of premises on which a high risk manufactured water systems registered with the council of inspection and microbiological testing requirements	CEO, MDRS, MIO, EHO		relevant authority
regulation 15(2)(b)	Receive reports from the owner of premises on which a high risk manufactured water systems registered with the council in regard to inspection of the system and microbiological testing	CEO, MDRS, MIO, EHO		relevant authority
regulation 16(1)	Notify the owner of premises with a high risk manufactured water system of microbiological testing requirements	CEO, MDRS, MIO, EHO		relevant authority
regulation 16(1)(d)	Receive report from the owner of premises on which a high risk manufactured water system is installed regarding microbiological testing	CEO, MDRS, MIO, EHO		relevant authority
regulation 17(1)(b)	Receive report from the owner of premises on which a high risk manufactured water system is installed regarding detection of Legionella	CEO, MDRS, MIO, EHO		relevant authority
regulation 17(2)(b)	Receive report from the owner of premises on which a high risk manufactured water system is installed regarding detection of Legionella	CEO, MDRS, MIO, EHO		relevant authority

South Australia Public Health (Legionella) Regulations 2013

Provision	Power and Functions Delegated	Delegate	Conditions and Limitations	Capacity of Council
regulation 17(3)	Forward a report regarding detection of Legionella under regulation 17 to the Department of Health and Wellbeing	CEO, MDRS, MIO, EHO		relevant authority
regulation 21(3)	Notify a person liable to pay a fee of a period in which the fee must be paid	CEO, MDRS, MIO		relevant authority