

**Amor v New Plymouth District Council 25/9/02, Priestley J, HC New Plymouth
AP34/02**

Successful appeal against decision to demolish appellant's shed - Whether Council validly delegated its powers to order demolition - whether enforcement officer had powers to decide that shed was "deemed to be insanitary".

Held, inspecting a building to ensure it remained safe or sanitary not within scop of territorial authority's adjudicative power under s 65(2) - purpose of such an inspection is to ensure it comes to the attention of the local authority - Council's Environment Committee only body empowered to make decisions under s 65 - Council was capable of delegating power to enforcement officer but no valid delegation clearly made to inspector - appointment of enforcement officer did not result in delegation - appeal allowed.