

Instrument of Delegation

Legal Profession Uniform Law Application Act 2014 ***Legal Profession Uniform Law (Victoria)*** ***Legal Profession Uniform General Rules 2015***

1. This instrument revokes all previous delegations conferred on the person for the time being holding, acting in or performing the duties of the position of **Executive Director, Complaints and Intervention**, by the Legal Services Board (ABN 82 518 945 610) pursuant to section 6.2.19(1) of the *Legal Profession Act 2004* (Vic).
2. Pursuant to section 44(1) of the *Legal Profession Uniform Law Application Act 2014 (Vic)* ("the Act"), the **Victorian Legal Services Board** hereby delegates to the person for the time being holding, acting in or performing the duties of the position of **Executive Director, Complaints and Intervention**, its functions, duties and powers hereinafter specified, subject to the conditions specified herein.

Part 3.6 of the Legal Profession Act 2004 (Vic) - Fidelity Cover

Division 4 – Determination of claims

- Section 3.6.14 but only in respect of claims up to \$10,000 and shortfall claims resulting from Supreme Court orders for pari passu distribution to clients of the balance of funds from the trust account of a defunct law practice.
- Section 3.6.15
- Section 3.6.16
- Section 3.6.17
- Section 3.6.18
- Section 3.6.19

Part 2 of the Act – Application of Uniform Law

Division 2 – Further application provisions

- Section 13(2)

Part 4 of the Act – Admission, Practising Certificates and Registration Certificates

Division 2 – Australian practising certificates

- Section 73(4)
- Section 75(2)

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Part 5 of the Act – Trust Accounts

Division 1 – Statutory deposits into Public Purpose Fund

- Section 80
- Section 85

Part 10 of the Act - General

- Section 153(1)

Part 3.3 of the Legal Profession Uniform Law – Australian Legal Practitioners

Division 3 – Conditions of Australian practising certificates

- Section 49 (4) and (5)

Part 3.4 of the Legal Profession Uniform Law – Foreign Lawyers

Division 3 – Registration

- Section 62
- Section 63(2)

Division 4 – Conditions of Australian registration certificates

- Section 64
- Section 66
- Section 67

Part 3.5 of the Legal Profession Uniform Law – Variation, Suspension and Cancellation of, and Refusal to Renew, Certificates

Division 2 – Variation, suspension or cancellation of certificates

- Section 74

Division 4 – Show cause procedure for variation, suspension or cancellation of, or refusal to renew, certificates

- Section 89 only in circumstances where the Legal Services Commissioner has declared a conflict of interest
- Section 90 only in circumstances where the Legal Services Commissioner has declared a conflict of interest
- Section 92 only in circumstances where the Legal Services Commissioner has declared a conflict of interest

Division 5 – Miscellaneous

- Section 95

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Part 3.9 of the Legal Profession Uniform Law - Disqualifications

Division 2 – Prohibitions and other provisions regarding disqualified persons and disqualified entities

- Section 121(2)

Part 4.2 of the Legal Profession Uniform Law – Trust Money and Trust Accounts

Division 1 – Preliminary

- Section 130(4)

Division 4 – External investigations

- Section 162
- Section 163
- Section 165

Part 4.4 of the Legal Profession Uniform Law – Professional Indemnity Insurance

- Section 215(2), (4) and (6)

Part 4.5 of the Legal Profession Uniform Law – Fidelity Cover

Division 4 – Claims about defaults

- Section 236(1) and (2)

Division 5 – Determination of claims

- Section 240 but only in respect of claims up to \$10,000 and shortfall claims resulting from Supreme Court orders for pari passu distribution to clients of the balance of funds from the trust account of a defunct law practice.
- Section 241
- Section 242
- Section 243
- Section 244
- Section 246

Division 6 – Defaults involving interjurisdictional elements

- Section 252(1) and (2)

Part 4.6 of the Legal Profession Uniform Law – Business Management and Control

- Section 256
- Section 257