Victorian Legal Services
BOARD

Instrument of Delegation

Legal Profession Act 2004
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, Legal and Investigations,** by the **Victorian Legal Services Board** (ABN 82 518 945 610) pursuant to section 44(1) of the *Legal Profession Uniform Law Application Act* 2014 (Vic) ("the Act").

2. Pursuant to section 44(1)(b) of 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, Legal and Investigations,** 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 3 - Claims about defaults

- Section 3.6.8(1)
- Section 3.6.9
- Section 3.6.10

Division 4 - Determination of claims

- Section 3.6.14 but only in respect of claims up to $250,000 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 5 of the Legal Profession Uniform Law Application Act 2014 -Trust Accounts

Division 1 - Statutory deposits into Public Purpose Fund

- Section 80
- Section 85

Part 10 of the Legal Profession Uniform Law Application Act 2014 - General

- Section 153(1)

Victorian Legal Services
BOARD

Part 2.2 of the Legal Profession Uniform Law – Admission to the Australian Legal Profession

Division 2 - Admission

- Section 23

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

Division 2 - Australian practising certificates

- Section 44
- Section 45

Division 3 - Conditions of Australian practising certificates

- Section 47
- Section 49(4) and (5)
- Section 53

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 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
- Section 76
- Section 77
- Section 78

Division 3 - Variation, suspension or cancellation on specific grounds

- Section 82
- Section 83
- Section 84

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

- Section 88(4)
- Section 89
- Section 90
- Section 91(3)
- Section 92

Victorian Legal Services
BOARD

Division 5 - Miscellaneous

- Section 93
- Section 94
- Section 95
- Section 96

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 2 - Trust money and trust accounts

- Section 146
- Section 151(3)
- Section 152

Division 3 - External Examination of Trust Records

- Section 155
- Section 160(2) and (3)

Division 4 - External investigations

- Section 162
- Section 163
- Section 166

Part 4.5 of the Legal Profession Uniform Law - Fidelity Cover

Division 4 - Claims about defaults

- Section 235
- Section 236(1) and (2)
- Section 238

Division 5 - Determination of claims

- Section 240 but. only in respect of claims up to $250,000 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 242
- Section 243
- Section 244
- Section 246

Victorian Legal Services
BOARD

Division 6 - Defaults involving interjurisdictional elements

- Section 250
- Section 251
- Section 252(1) and (2)

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

- Section 256
- Section 257

Part 7.3 of the Legal Profession Uniform Law- Entry and Search of Premises

- Section 374(2)(c)(ii), in respect of trust records investigations and compliance audits

Part 7.4 of the Legal Profession Uniform Law

- Section 383(2)(d), approved form for examination of persons
- Section 385(2)(c), approved form for hearings

Part 9.4 Cooperative and other arrangements

- Section 441

Part 9.5 - of the Legal Profession Uniform Law - Notices and Evidentiary matters

- Section 446

Legal Profession Uniform General Rules 2015

- Rule 65A
- Rule 66(4) and (5)
- Rule 67
- Rule 86(1)
- Rule 87
- Rule 90

Conditions

1. In accordance with section 42A of the Interpretation of Legislation Act 1984 (Vic), this delegation does not prevent the discharge, exercise or performance by the Board of the functions, duties and powers herein delegated.

2. In any particular case, where at any stage the Board gives notice to the delegate that the Board intends to discharge, exercise or perform its functions, duties and powers herein delegated, the delegate shall not commence to discharge, exercise or perform those functions duties and powers, or shall cease to do so, as the case may be.

Victorian Legal Services
BOARD



THE COMMON SEAL of the VICTORIAN LEGAL SERVICES BOARD was hereunder affixed by the authority of the Board:

Grabi Crafti SC
Board Member

Signature [redacted]

[redacted]
Board Member

Liz Harris
Signature

14/09/26
Dated