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 **Director, Detection and Intervention,** by the Victorian Legal Services Board (ABN 82 518 945 610) pursuant to section 44(1)(b) 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 **Director, Detection and Intervention,** its functions, duties and powers hereinafter specified, subject to the conditions specified herein.

Part 3.6 of the *Legal Profession Act 2004* – 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)

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

Division 1 - Preliminary

- Section 130(4)

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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

Division 6 - Defaults involving jurisdictional 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

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Part 9.4 - of the Legal Profession Uniform Law- Cooperation with Commonwealth, States and Territories

- Section 441

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

- Section 446

Part 9.8- of the Legal Profession Uniform Law – Duty to report suspected offences

- Section 465

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.

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

Gabi Crafti SC
Board Member

Signatu[redacted]

Liz Harris
Board Member

Signature

14/09/26
Dated