

Instrument of Delegation

Legal Profession Uniform Law Application Act 2014 *Legal Profession Uniform Law (Victoria)*

1. This instrument revokes all previous delegations conferred on **Victorian Bar Inc** (ABN 42 079 229 591) (“the Bar”) 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)*.
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 **Bar** its functions, duties and power hereinafter specified, only insofar as they apply to persons who engage in practice solely as Barristers, and subject to the conditions specified herein:

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

Division 2 – Australian practising certificates

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

Part 5 of the Act – Trust Accounts

Division 3 – Approved Clerks

- Section 88(1)

Part 10 of the Act – General

- Section 153(1)
- Section 154

Part 3.3 of the Legal Profession Uniform Law (Victoria) – Australian Legal Practitioners

Division 2 – Australian practising certificates

- Section 44
- Section 45

Division 3 – Conditions of Australian practising certificates

- Section 47
- Section 50(2)-(5)
- Section 53

Part 3.5 of the Legal Profession Uniform Law (Victoria) – 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 or, or refusal to renew, certificates

- Section 87
- Section 88
- Section 89
- Section 91
- Section 92
- Section 93
- Section 94

Division 5 – Miscellaneous

- Section 95

Part 3.9 of the Legal Profession Uniform Law (Victoria) - Disqualifications

Division 1 – Making of disqualification orders

- Section 119

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

Division 2 – Trust money and trust accounts

- Section 151
- Section 152

Part 9.5 of the Legal Profession Uniform Law (Victoria) – Notices and Evidentiary Matters

- Section 446

Part 9.6 of the Legal Profession Uniform Law (Victoria) – Injunctions

- Section 447

Victorian Legal Services BOARD

Legal Profession Uniform Continuing Professional Development (Barristers) Rules 2015

- Rule 13
- Rule 14
- Rule 15
- Rule 16

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 indicated in the notice from the Board.
3. This instrument of delegation applies to the exclusion of all revoked instruments of delegation in relation to the functions, duties and powers herein delegated that have not yet been discharged, exercised or performed by the delegate even in circumstances where the delegate has commenced action to discharge, exercise or perform the relevant function, duty or power under a revoked instrument of delegation but has not yet done so.

THE COMMON SEAL of the)
VICTORIAN LEGAL SERVICES BOARD)
was hereunto affixed by the authority of the Board)
in the presence of:)



FIONA R BENNETT

Board Member Name

Signature

Catherine Deakin

Board Member Name

Signature

29 May 2018

Dated