

Instrument of Delegation

Legal Profession Uniform Law Application Act 2014

Legal Profession Uniform Law (Victoria)

Legal Profession Uniform General Rules 2015

Legal Profession Uniform Continuing Professional Development (Solicitors) Rules 2015

1. This instrument revokes all previous delegations conferred on the **Law Institute of Victoria Limited** (ACN 075 475 731) ("the LIV") by the Legal Services Board (ABN 82 518 945 610) pursuant to the *Legal Profession Act 2004* (Vic).
2. Pursuant to section 44(1) of the *Legal Profession Uniform Law Application Act 2014* (Vic), the **Victorian Legal Services Board** hereby delegates to the **LIV** its functions, duties and powers hereinafter specified, excluding those functions, duties and powers insofar as they apply to persons who engage in practice solely as Barristers, and subject to the conditions specified herein:

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

Division 3 – External examination of trust records

- Section 159

Division 4 – External Investigations

- Section 162
- Section 163
- Section 165

Part 4.5 of the Legal Profession Uniform Law (Victoria) – Fidelity Cover

Division 4 – Claims about defaults

- Section 237

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

- Section 256

Victorian Legal Services BOARD

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

- Section 446

Legal Profession Uniform General Rules 2015

Chapter 4 Division 2 – Trust Money and Trust Accounts

- Rule 54

Legal Profession Uniform Continuing Professional Development (Solicitors) 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.

Victorian Legal Services BOARD

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



Catherine Dealehr
Board Member Name



Signature

CAROLYN BOND
Board Member Name



Signature

1/8/16
Dated