

**Department of Education**

**Instrument of Authorisation**

**Director-General's Powers**

**under**

***Youth Justice Act 1992***

(Version 3 – June 2024)

*NOTE: In accordance with the Managing delegations, authorisations and administrative approvals procedure, legislative delegations are centrally managed by Policy and Statutory Engagement. Policy and Statutory Engagement must be contacted for all proposed amendments to these authorisations.*

# INSTRUMENT OF AUTHORISATION

## Director-General's Powers under Part 9 of the *Youth Justice Act 1992*

I, Michael De'Ath, Director-General of the Department of Education, AUTHORISE the persons who are from time to time the holders of each position specified in **Column 4** of Schedule 1, to exercise on my behalf those powers and functions conferred or imposed on me under the provisions of the *Youth Justice Act 1992*, which are specified in **Column 1** of Schedule 1, subject to the limitation (if any) specified in **Column 3** of Schedule 1.

This Instrument of Authorisation is comprised of this page, and Schedule 1 comprising of 2 pages. No other material forms part of the Instrument.

This Instrument of Authorisation revokes and replaces any Instrument of Authorisation previously issued with respect to the powers and functions of the Director-General under the *Youth Justice Act 1992*



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**MICHAEL DE'ATH**  
**DIRECTOR-GENERAL**  
**DEPARTMENT OF EDUCATION**

DATED AT BRISBANE THIS 26 day of June, 2024.

**SCHEDULE 1 – Table of Authorised Officers for the purposes of Part 9,  
Division 2A of the *Youth Justice Act 1992***

Schedule 1 – Table of Authorised Officers for the purposes of – <i>Part 9, Division 2A of the Youth Justice Act 1992</i>			
Column 1	Column 2	Column 3	Column 4
Reference	Nature of Power	Observations / Limitations	Authorised Officers
<b>Part 9 – Provisions about disclosure of information</b>			
<b>Division 2A – Information sharing and services coordination for children charged with offences</b>			
s.297G	<p><b>Disclosing, recording or using information for particular purposes</b></p> <p>(1) This section applies to a prescribed entity or service provider (each the <i>holder</i>) that holds confidential information relating to a child charged with an offence.</p> <p>(2) The holder may, under an arrangement established under section 297F, disclose the information to another prescribed entity or service provider (each the <i>recipient</i>) if the holder reasonably believes the information may help the recipient to—</p> <p>(a) participate in case planning for the child; or</p> <p>(b) assess the child’s needs; or</p> <p>(c) ensure a court is able to take into account the child’s needs; or</p> <p>(d) provide appropriate referrals for the child; or</p> <p>(e) deliver services, programs or support for the child; or</p> <p>(f) address the child’s health needs or disability needs so far as they are relevant to the child’s previous, or possible future, offending behaviour.</p> <p>(3) The holder may, under an arrangement established under</p>	<p><b><u>Education Justice Initiative</u></b></p> <p>Authorised Officers may disclose, record or use confidential information in the same way as a prescribed entity and are subject to the limitations prescribed by the <i>Youth Justice Regulation 2016</i> regarding how, or the circumstances in which, a prescribed entity may disclose, record or use confidential information under section 297G.</p> <p>Authorised officers should follow procedures outlined in the Education Justice Initiative Operating Guidelines.</p> <p>Authorised Officers’ power is limited to disclosing, recording and/or using confidential information under the Education Justice Initiative Information Sharing Arrangement pursuant to section 297F of the <i>Youth Justice Act 1992</i> (Qld) signed by the Director-General, Department of Education, on 18 June 2024.</p>	<ul style="list-style-type: none"> <li>• Court Liaison Officer</li> <li>• Youth Transition Officer</li> </ul>

**Schedule 1 – Table of Authorised Officers for the purposes of –  
Part 9, Division 2A of the Youth Justice Act 1992**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>Reference</b>	<b>Nature of Power</b>	<b>Observations / Limitations</b>	<b>Authorised Officers</b>
	<p>section 297F, record or use the information for a purpose stated in subsection (2)(a) to (f).</p> <p>(4) Subsections (2) and (3) apply subject to any limitations prescribed by regulation about how, or the circumstances in which, a prescribed entity or service provider may disclose, record or use confidential information under this section.</p>	<p><b><u>Multi-agency Action Plan</u></b></p> <p>Authorised Officers may disclose, record or use confidential information in the same way as a prescribed entity and are subject to the limitations prescribed by the <i>Youth Justice Regulation 2016</i> regarding how, or the circumstances in which, a prescribed entity may disclose, record or use confidential information under section 297G.</p> <p>Authorised Officers' power is limited to disclosing, recording and/or using confidential information under the Arrangement established by the Information Sharing and Services Coordination for Children Charged with Offences Memorandum of Understanding signed by the Director-General, Department of Education, on 25 May 2022.</p>	<ul style="list-style-type: none"> <li>• Court Liaison Officer</li> <li>• Youth Transition Officer</li> <li>• Principal Advisor, Student Protection</li> <li>• Principal Education Officer, Engagement and Wellbeing</li> <li>• Manager, Youth Engagement</li> <li>• Director, Education Services</li> <li>• Regional Manager, Engagement</li> <li>• Intensive Education Case Manager</li> <li>• Regional Youth Support Coordinator</li> <li>• Principal</li> <li>• Deputy Principal</li> <li>• Deputy Director-General, Schools and Student Support</li> <li>• Assistant Director-General, Strategic Engagement</li> <li>• School Supervisor, Alternative Learning and Detention Centres</li> </ul>