

Department of Education

Instrument of Authorisation

Director-General's Powers

under

Youth Justice Act 1992

(Version 1 – October 2020)

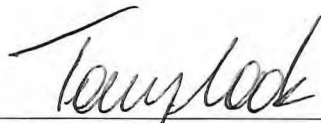
NOTE: The Executive Director, Legal Services must be consulted regarding all proposed amendments to these delegations.

INSTRUMENT OF AUTHORISATION

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

I, Tony Cook, Director-General of the Department of Education, HEREBY AUTHORISE the persons who are from time to time the holders of the positions specified in Column 4 of Schedule 1, to exercise on my behalf those powers, functions, authorities and duties, 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 1 page. No other material forms part of the Instrument.



TONY COOK
DIRECTOR-GENERAL
DEPARTMENT OF EDUCATION

DATED AT BRISBANE THIS 29th day of October, 2020.

**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
Part 9 – Provisions about disclosure of information			
Division 2A – Information sharing and services coordination for children charged with offences			
s.297G	<p>Disclosing, recording or using information for particular purposes</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 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>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>	<ul style="list-style-type: none"> • Court Liaison Officer