

**Department of Education**

**Legislative Delegations**

**Delegation of  
Director-General's Powers**

**under**

***Community Services Act 2007***

(Version 9 – April 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 DELEGATION

## *Community Services Act 2007*

I, Michael De'Ath, Director-General of the Department of Education, under section 96 of the *Community Services Act 2007*, DELEGATE those powers and functions conferred or imposed on me under the provisions of the *Community Services Act 2007*, which are specified in **Column 1** of Schedule 1, subject to the limitations (if any) specified in **Column 3** of Schedule 1 to the persons who are from time to time the holders of each position specified in **Column 4** of Schedule 1.

This Instrument of Delegation is comprised of this page, and Schedule 1 comprising 19 pages. No other material forms part of the Instrument.

This Instrument of Delegation revokes and replaces any Instrument of Delegation previously issued with respect to powers and functions of the Director-General under the *Community Services Act 2007*.



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

DATED AT BRISBANE THIS 17<sup>th</sup> day of April, 2024.

**SCHEDULE 1 – Table of Delegated Powers of Director-General  
Community Services Act 2007**

Schedule 1 – Table of Director-General’s Delegated Powers – <i>Community Services Act 2007</i>			
Column 1	Column 2	Column 3	Column 4
Reference	Nature of Power	Observations / Limitations	Delegate
<b>Part 2 - General provisions about funding</b>			
s.13	<p><b>List of declared funding must be kept and published</b></p> <p>(1) A chief executive must keep a list of funding administered by the chief executive’s department that is the subject of a funding declaration.</p> <p>(2) The chief executive must publish the list on a Queensland Government website.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community Programs and Partnerships, Early Childhood</li> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>
s.14	<p><b>Chief executive must notify funded entities about declaration</b></p> <p>(1) This section applies if, after a funded entity enters into a funding agreement or receives funding, the funding becomes the subject of a funding declaration.</p> <p>(2) The chief executive must give the funded entity notice of the funding declaration within 1 month after the declaration is made.</p> <p>(3) The notice must include information about the powers that can be exercised in relation to the funding under this Act.</p> <p>(4) Failure to comply with subsection (2) does not affect the validity of the funding declaration.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community</li> </ul>

Schedule 1 – Table of Director-General’s Delegated Powers – <i>Community Services Act 2007</i>			
Column 1	Column 2	Column 3	Column 4
Reference	Nature of Power	Observations / Limitations	Delegate
			Programs and Partnerships, Early Childhood <ul style="list-style-type: none"> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>
s.15	<p><b>Cooperative approach</b></p> <p>(1) Before a chief executive or an authorised officer exercises a power under this Act in relation to a funded entity, the chief executive or authorised officer must consider whether it would be more appropriate, instead of exercising the power—</p> <p>(a) to seek the cooperation of the funded entity; or</p> <p>(b) to use a remedy available under a funding agreement.</p> <p><i>Examples of cooperation—</i></p> <ul style="list-style-type: none"> <li>• requesting consent to inspect a funded entity’s records</li> <li>• jointly developing and monitoring a remedial plan for breaches of the funding agreement</li> <li>• agreeing to reporting or monitoring requirements for an identified risk</li> </ul> <p>(2) Nothing in this Act limits the way in which a chief executive or authorised officer may cooperate with a funded entity in dealing with a matter in relation to which a power under this Act could be exercised.</p> <p>(3) The exercise of a power under this Act can not be challenged merely because the chief executive or authorised officer did not comply with subsection (1).</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community Programs and Partnerships, Early Childhood</li> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>
<b>Part 3 - Managing serious concerns</b>			
<b>Division 1 – Preliminary</b>			
s.17	<p><b>Report by authorised officer</b></p> <p>Before deciding whether to take action under this part in relation to a funded entity, a chief executive may obtain a written report from an authorised officer appointed by the chief executive about whether a serious concern exists for funding received</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> </ul>

Schedule 1 – Table of Director-General’s Delegated Powers – <i>Community Services Act 2007</i>			
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	by the funded entity.		<ul style="list-style-type: none"> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community Programs and Partnerships, Early Childhood</li> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>
<b>Division 2 – Compliance notice</b>			
s.19	<p><b>Compliance notice</b></p> <p>(1) The chief executive may give the funded entity a notice (a <b>compliance notice</b>) requiring the funded entity to remedy the serious concern or comply with the requirement notice.</p> <p>(2) The compliance notice must state the following—</p> <p>(a) that the chief executive reasonably believes—</p> <p style="padding-left: 20px;">(i) a serious concern exists; or</p> <p style="padding-left: 20px;">(ii) the funded entity has failed to comply with a requirement notice;</p> <p>(b) the grounds for the chief executive’s belief;</p> <p>(c) an outline of the facts and circumstances forming the basis for the grounds;</p> <p>(d) that the funded entity must remedy the serious concern or noncompliance within a stated reasonable time;</p> <p>(e) that it is an offence to fail to comply with the compliance notice unless the funded entity has a reasonable excuse.</p> <p>(3) The compliance notice may also state—</p> <p style="padding-left: 20px;">(a) the reasonable steps the chief executive is satisfied are necessary to remedy the serious concern or</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>

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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
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	<p>noncompliance; and</p> <p>(b) that the funded entity must report in writing to the chief executive after taking a step or steps.</p> <p>(4) The funded entity must comply with the compliance notice unless the funded entity has a reasonable excuse.</p> <p>Maximum penalty—100 penalty units.</p> <p>(5) If the chief executive reasonably believes the funded entity has contravened subsection (4), the chief executive may decide—</p> <p>(a) to suspend or stop the funding despite anything in a funding agreement about the funding; or</p> <p>(b) to terminate the funding agreement to the extent it is about the funding.</p>		
<b>Division 3 – Interim Manager</b>			
<b>s.20</b>	<p><b>Chief executive may appoint interim manager</b></p> <p>A chief executive may appoint a person as interim manager for the funding received by a funded entity.</p> <p><i>Note—</i> Part 5 contains provisions that apply to the appointment of an interim manager under this section.</p>	<p>See separate <b>Instrument of Appointment of Interim Manager</b> under s.69 of the Act.</p> <p>The functions and powers of the Interim Manager are set out in the Instrument of Appointment and Part 8, Division 3 and 4 of the Act.</p> <p>A power conferred on the interim manager under part 8 applies subject to any limitation stated in the instrument of appointment – s.83.</p> <p>An interim manager may be appointed for a period of not more than 3 months – s.75.</p>	<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> </ul>
<b>s.21</b>	<p><b>Basis of appointment</b></p> <p>(1) The chief executive may make the appointment only if the chief executive is satisfied—</p> <p>(a) the appointment is reasonably necessary to remedy a serious concern for the funding; and</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> </ul>

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	<p>(b) it is essential for a funded product or service of the funded entity to continue to be delivered; and</p> <p>(c) an administrator, liquidator or receiver has not been appointed for the funded entity.</p> <p>(2) In being satisfied under subsection (1), the chief executive—</p> <p>(a) must have regard to the likely consequences for persons using the funded product or service if the funded product or service is not delivered or delivered when a serious concern exists; and</p> <p>(b) may have regard to the following—</p> <p>(i) the type of funded product or service;</p> <p>(ii) the amount of the funding;</p> <p>(iii) whether funding has been suspended or stopped;</p> <p>(iv) whether the funded entity received the funding from the department or from another entity that received the funding from the department;</p> <p>(v) whether the funded entity is receiving money or other assistance, including funding, from another source;</p> <p>(vi) the likely consequences of the appointment;</p> <p>(vii) whether an administrator, liquidator or receiver is likely to be appointed for the funded entity before the interim manager is appointed;</p> <p>(viii) any other relevant matter.</p>		<ul style="list-style-type: none"> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> </ul>
<b>Division 4 – Recovery of funding</b>			
s.22	<p><b>Recovery of funding</b></p> <p>(1) This section applies if a funded entity has received, and not spent, funds (the <i>unspent funds</i>) and—</p> <p>(a) the provision of funding to the funded entity has been suspended or stopped; or</p> <p>(b) a funding agreement for the funds has ended.</p> <p>(2) This section also applies if a funded entity has used funds received by the funded entity for a purpose other than the</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> </ul>

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<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>Delegate</b>
	<p>purpose for which the funds were received (the <i>improperly used funds</i>).</p> <p>(3) The unspent funds or improperly used funds are a debt owing by the funded entity to the State.</p> <p>(4) This chief executive may recover the unspent funds or improperly used funds as a debt.</p> <p>(5) If there is more than 1 funded entity for the funds, the funded entities are jointly and severally liable for the debt.</p>		<ul style="list-style-type: none"> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>
<b>Part 4 - Monitoring and enforcement</b>			
<b>Division 2 – Authorised officers</b>			
<b>s.25</b>	<p><b>Appointment</b></p> <p>(1) A chief executive of a department (an <i>appointing chief executive</i>) may appoint any of the following persons as authorised officers—</p> <p style="padding-left: 20px;">(a) a public service employee or another employee of the department;</p> <p style="padding-left: 20px;">(b) for the purpose of investigating a particular matter—another person.</p> <p>(2) However, an appointing chief executive may appoint a person as an authorised officer only if—</p> <p style="padding-left: 20px;">(a) the chief executive is satisfied the person is appropriately qualified for appointment; and</p> <p style="padding-left: 20px;">(b) the person has the competencies, if any, prescribed under a regulation as relevant to the person’s appointment.</p> <p>(3) A person may be appointed generally or for stated provisions of this Act or another Act.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> </ul>



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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
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<b>s.28</b>	<p><b>Issue of identity card</b></p> <p>(1) An appointing chief executive must issue an identity card to each person the chief executive appoints as an authorized officer.</p> <p>(2) The identity card must—</p> <p>(a) contain a recent photo of the authorised officer; and</p> <p>(b) contain a copy of the authorised officer’s signature; and</p> <p>(c) identify the person as an authorised officer under this Act; and</p> <p>(d) state an expiry date for the card.</p> <p>(3) This section does not prevent the issue of a single identity card to a person for this Act and other purposes.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community Programs and Partnerships, Early Childhood</li> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>
<b>Division 4 – Power to require information</b>			
<b>s.43</b>	<p><b>Power to require information</b></p> <p>(1) This section applies if a chief executive or an authorised officer reasonably believes—</p> <p>(a) an offence against this Act has been committed or a serious concern exists; and</p> <p>(b) an entity may be able to give information about the offence or serious concern.</p> <p>(2) The chief executive or authorised officer may, by notice given to the entity, require the entity to give the chief executive or authorised officer information related to the offence or serious concern within a stated reasonable time and in a stated way.</p> <p>(3) A requirement under subsection (2) is an <b>information requirement</b>.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community Programs and Partnerships, Early Childhood</li> </ul>

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	<p>(4) For information that is an electronic document, compliance with the information requirement requires the giving of a clear image or written version of the electronic document.</p> <p>(5) The chief executive or authorised officer may keep information that is a document to copy it.</p> <p>(6) If the chief executive or authorised officer copies the document, or an entry in the document, the chief executive or authorised officer may require the entity who has possession or control of the document to certify the copy as a true copy of the document or entry.</p> <p>(7) A requirement under subsection (6) is a <i>certification requirement</i>.</p> <p>(8) The chief executive or authorised officer must return the document to the entity as soon as practicable after copying it.</p> <p>(9) When making an information requirement or certification requirement, the chief executive or authorised officer must warn the entity it is an offence not to comply with the requirement, unless the entity has a reasonable excuse.</p>		<p>Childhood</p> <ul style="list-style-type: none"> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>

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<b>Reference</b>	<b>Nature of Power</b>	<b>Observations / Limitations</b>	<b>Delegate</b>
<b>Part 5 - Interim Manager</b>			
<b>Division 2 – Appointment</b>			
<b>s.53</b>	<p><b>Suitability of proposed appointee</b></p> <p>(1) The chief executive may make the appointment only if the chief executive is satisfied the proposed appointee is suitable for the appointment under this section.</p> <p>(2) In deciding whether a person is suitable for the appointment, the chief executive must have regard to the following matters—</p> <p>(a) the type of funded product or service;</p> <p>(b) the reason for the appointment;</p> <p>(c) the person’s expertise or experience relevant to the appointment;</p> <p>(d) any conflict of interest that may arise in the course of the person acting as interim manager;</p> <p>(e) any other relevant matter of which the chief executive is aware.</p> <p>(3) A person who has agreed to a proposed appointment must advise the chief executive, before the appointment is made, whether the person is aware of a conflict of interest that may arise in the course of the person acting as interim manager.</p> <p>Maximum penalty—40 penalty units.</p> <p>(4) Only an adult may be appointed as interim manager.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> </ul>
<b>s.54</b>	<p><b>Terms of appointment</b></p> <p>An appointment of a person as interim manager of a funded entity must state the following matters—</p> <p>(a) the person’s name;</p> <p>(b) details of the funded entity;</p> <p>(c) the funded product or service to be delivered;</p> <p>(d) the way in which, or the extent to which the funded product or service is to be delivered;</p> <p>(e) details of the person’s function as interim manager;</p> <p>(f) any limitations on the person’s powers as interim manager;</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> </ul>

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<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>Delegate</b>
	(g) the period of the appointment; (h) any conditions of the appointment; (i) anything else the chief executive considers appropriate.		
<b>s.55</b>	<p><b>Notice to funded entity about appointment</b></p> <p>(1) Immediately after appointing a person as interim manager for the funding received by a funded entity, the chief executive must give notice of the appointment to the funded entity.</p> <p>(2) The chief executive must also give notice of the appointment to any other funded entity, if any, for the funding.</p> <p>(3) The notice must be accompanied by a copy of the appointment.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community Programs and Partnerships, Early Childhood</li> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>
<b>s.56</b>	<p><b>Informing particular persons about appointment</b></p> <p>(1) The chief executive may direct the interim manager to inform persons using a funded product or service of the funded entity about the appointment before the interim manager exercises a power under this part, for example, by—</p> <p style="padding-left: 20px;">(a) giving them notice of the appointment; or</p> <p style="padding-left: 20px;">(b) posting notice of the appointment at the premises of the funded entity where they are likely to see it.</p> <p>(2) In this section— <i>appointment</i> includes a variation of the appointment.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community</li> </ul>

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<b>Reference</b>	<b>Nature of Power</b>	<b>Observations / Limitations</b>	<b>Delegate</b>
			<p>Programs and Partnerships, Early Childhood</p> <ul style="list-style-type: none"> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>
<b>s.58</b>	<p><b>Variation of appointment</b></p> <p>(1) After an interim manager starts to carry out the manager’s function, the chief executive may, by notice—</p> <p style="padding-left: 40px;">(a) extend the period of the appointment; or</p> <p style="padding-left: 40px;">(b) vary the appointment in another way.</p> <p>(2) However, the chief executive must not vary the appointment to apply to other funding received by the funded entity.</p> <p>(3) The chief executive may extend the period of the appointment if the chief executive is satisfied the extension is reasonably necessary in all the circumstances.</p> <p>(4) The period of the appointment may be extended more than once.</p> <p>(5) However—</p> <p style="padding-left: 40px;">(a) the period of an extension must not be more than 3 months; and</p> <p style="padding-left: 40px;">(b) the total period of the initial appointment and any extension or extensions must not be more than 6 months.</p> <p>(6) The chief executive may vary the appointment in a way other than by extending the period of the appointment if the chief executive is satisfied the variation is appropriate, having regard to—</p> <p style="padding-left: 40px;">(a) the matters stated in section 21; and</p> <p style="padding-left: 40px;">(b) the operation of the funded entity since the appointment started.</p> <p>(7) If the appointment is varied under this section, the chief executive must ensure notice of the variation is given to the funded entity.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> </ul>

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s.59	<p><b>Ending of appointment</b></p> <p>(1) The chief executive may, by notice given to an interim manager, end the manager’s appointment at any time before the end of the period of appointment if the chief executive is satisfied the appointment is no longer appropriate, having regard to the matters stated in section 21.</p> <p>(2) The chief executive must, by notice given to an interim manager, end the interim manager’s appointment if the chief executive becomes aware that the funded entity—</p> <p style="padding-left: 20px;">(a) is insolvent; or</p> <p style="padding-left: 20px;">(b) is being wound up voluntarily.</p> <p>(3) Immediately after ending an appointment under subsection (1) or (2), the chief executive—</p> <p style="padding-left: 20px;">(a) must give notice about the ending of the appointment to each funded entity given notice of the appointment under section 55; and</p> <p style="padding-left: 20px;">(b) may inform persons using a funded product or service of the funded entity about the ending of the appointment in the way the chief executive considers appropriate.</p> <p>(4) In this section—</p> <p><b>insolvent</b>, in relation to a funded entity, means the funded entity is unable to pay all its debts as and when they become due and payable.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> </ul>

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<b>Reference</b>	<b>Nature of Power</b>	<b>Observations / Limitations</b>	<b>Delegate</b>
<b>Division 3 – Function and powers</b>			
s.63	<p><b>Direction by chief executive</b></p> <p>An interim manager is subject to the chief executive’s direction in performing the interim manager’s function and exercising the powers given under this part.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community Programs and Partnerships, Early Childhood</li> </ul>
<b>Division 4 – Other matters</b>			
s.68	<p><b>Access to information or documents</b></p> <p>(1) The interim manager may ask an executive officer of the funded entity for information or documents that the manager reasonably needs to carry out the manager’s function.</p> <p>(2) The funded entity and the executive officer of the funded entity may disclose the information despite another provision in this or another Act.</p> <p>(3) The chief executive may disclose information to an interim manager, or give an interim manager access to documents, to the extent the chief executive considers appropriate for the purpose of the manager’s appointment.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community Programs and Partnerships, Early Childhood</li> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>

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s.70	<p><b>Remuneration</b></p> <p>An interim manager is entitled to be paid the reasonable amount of remuneration agreed with the chief executive.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> </ul>
s.71	<p><b>Funded entity liable for remuneration and other costs</b></p> <p>(1) If an interim manager is appointed to a funded entity, the chief executive may give the entity a written demand for the amount of an administration cost.</p> <p>(2) The chief executive may recover the amount as a debt owed to the State.</p> <p>(3) In this section—</p> <p><i>administration cost</i> means the remuneration paid to the interim manager and any other reasonable cost incurred in carrying out the manager’s function.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community Programs and Partnerships, Early Childhood</li> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>
s.72	<p><b>Accounts and reports</b></p> <p>(1) An interim manager appointed to a funded entity must give to the chief executive—</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-</li> </ul>



<b>Schedule 1 – Table of Director-General’s Delegated Powers – <i>Community Services Act 2007</i></b>			
<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>Delegate</b>
	<p>(a) records of all amounts received or paid in the course of the appointment; and</p> <p>(b) the other reports about the administration that the chief executive requires.</p> <p>(2) The records and other reports must be given as soon as possible after the end of the appointment or, if required by the chief executive at a time during the appointment, at that time.</p> <p>(3) The chief executive must give a copy of each record or report to the funded entity.</p>		<p>General, Early Childhood</p> <ul style="list-style-type: none"> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community Programs and Partnerships, Early Childhood</li> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>
<b>Part 6 - Reviews</b>			
<b>Division 1 – Reviewable decisions</b>			
<b>s.75(1)</b>	<p><b>Chief executive must give notice after making reviewable decision</b></p> <p>(1) Immediately after making a reviewable decision, a chief executive must give to the interested person a notice stating—</p> <ul style="list-style-type: none"> <li>(a) the decision; and</li> <li>(b) the reasons for the decision; and</li> <li>(c) that, within 28 days after receiving the notice, the interested person may apply to the chief executive for a review of the decision; and</li> <li>(d) how the interested person may apply for the review.</li> </ul> <p>(2) Subsection (1) does not apply if the chief executive can not locate the interested person after making reasonable enquiries.</p>	<p><b>Schedule 1</b> of the Act specifies the following are reviewable decisions:</p> <ul style="list-style-type: none"> <li>• s.19(5) – decision to suspend or stop assistance to a funded entity or terminate a funding agreement for not complying with a compliance notice;</li> <li>• s.20 – decision to appoint an interim manager for a funded entity.</li> </ul>	<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>

Schedule 1 – Table of Director-General’s Delegated Powers – <i>Community Services Act 2007</i>			
Column 1	Column 2	Column 3	Column 4
Reference	Nature of Power	Observations / Limitations	Delegate
<b>Division 2 – Review of decision by chief executive</b>			
s.76(3)	<p><b>Application for review</b></p> <p>(1) This section applies to the interested person for a reviewable decision.</p> <p>(2) Within 28 days after the interested person receives a notice under section 75 from a chief executive about the decision, the interested person may apply to the chief executive to review the decision.</p> <p>(3) The chief executive may extend the time for applying for the review.</p> <p>(4) Also, the interested person may apply to the chief executive to review the decision if the chief executive has not given the interested person a notice under section 75 about the decision.</p> <p>(5) The application must be in the approved form and supported by enough information to enable the chief executive to decide the application.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community Programs and Partnerships, Early Childhood</li> </ul>
s.77	<p><b>Stay of operation of original decision</b></p> <p>(1) An application under section 76 for review of a decision does not stay the decision.</p> <p>(2) However, before the decision takes effect, the chief executive may, by notice given to the interested person, stay the operation of the decision for a stated period.</p> <p>(3) The chief executive may stay the decision to secure the effectiveness of the review.</p> <p>(4) The stay may be granted on conditions the chief executive considers appropriate and has effect for the period stated by the chief executive.</p> <p>(5) The period of the stay must not extend past the time when the chief executive makes the review decision.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> </ul>

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Column 1	Column 2	Column 3	Column 4
Reference	Nature of Power	Observations / Limitations	Delegate
s.78(3) & (4)	<p><b>Review Decision</b></p> <p>(1) This section applies to an application under section 76 for review of a decision (the <i>original decision</i>).</p> <p>(2) Unless the chief executive made the original decision personally, the chief executive must ensure the application is not dealt with by—</p> <p>(a) the person who made the original decision; or</p> <p>(b) a person in a less senior office than the person who made the original decision.</p> <p>(3) Within 28 days after receiving the application, the chief executive must review the original decision and make a decision (the <i>review decision</i>)—</p> <p>(a) confirming the original decision; or</p> <p>(b) amending the original decision; or</p> <p>(c) substituting another decision for the original decision.</p> <p>(4) Immediately after deciding the application, the chief executive must give the interested person a notice stating the decision and the reasons for the decision.</p> <p>(5) If the chief executive does not decide the application within 28 days after receiving it, the chief executive is taken to have made a review decision confirming the original decision.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community Programs and Partnerships, Early Childhood</li> </ul>
<b>Part 8 - Miscellaneous</b>			
s.93	<p><b>Power to require information</b></p> <p>(1) A chief executive may, by notice (a <i>requirement notice</i>), require a funded entity to give the chief executive, within a stated reasonable time, information relating to the provision of a funded product or service by the funded entity.</p> <p>(2) The funded entity must comply with the requirement notice.</p> <p>(3) The funded entity may comply with the requirement by giving a copy of a document certified as a true copy of the document.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding,</li> </ul>

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<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>Delegate</b>
			<p>Early Childhood</p> <ul style="list-style-type: none"> <li>• Director, Community Programs and Partnerships, Early Childhood</li> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>
s.95	<p><b>Chief executive may share information about funded entity</b></p> <p>(1) A chief executive may give information about a funded entity to—</p> <p>(a) a department if the funded entity receives funding the department has provided; or</p> <p>(b) another entity if the chief executive considers the entity has an interest in the proper and efficient delivery of a funded product or service of the funded entity.</p> <p>(2) A chief executive may act under subsection (1) without the consent of the funded entity.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and Performance, Early Childhood</li> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community Programs and Partnerships, Early Childhood</li> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>
s.98	<p><b>Approval of forms</b></p> <p>A chief executive may approve forms for use under the Act.</p>		<ul style="list-style-type: none"> <li>• Associate Director-General, Early Childhood and State Schools</li> <li>• Deputy Director-General, Early Childhood</li> <li>• Executive Director, Strategy and</li> </ul>

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<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>Delegate</b>
			Performance, Early Childhood <ul style="list-style-type: none"> <li>• Executive Director, Programs and Funding, Early Childhood</li> <li>• Director, Community Programs and Partnerships, Early Childhood</li> <li>• Director, Grants Management and Funding, Early Childhood</li> </ul>