

VICTORIAN LEGAL ADMISSIONS BOARD

Victorian Legal Admissions Committee

Instrument of Delegation

Introduction

1. The Victorian Legal Admissions Committee (**VLAC**) is established by the Victorian Legal Admissions Board (**VLAB**) to assess applicants for admission in Victoria and to grant Compliance Certificates under section 19 of the *Legal Profession Uniform Law* (the **Law**). VLAC also has responsibility for determining applications for declaration of early assessment of suitability for a compliance certificate.

Appointment of Members

2. The members of the VLAC are appointed by the VLAB. Appointment is for a three year period. A member is eligible for reappointment. The VLAB generally will reappoint a member once only unless a further appointment is considered necessary to preserve an appropriate level of knowledge and experience on the VLAC.

At any time there will be a minimum of 4 and a maximum of 6 barristers and a minimum of 4 and a maximum of 6 solicitors appointed to the VLAC.

A person is suitable for appointment to the VLAC if he or she is qualified to undertake individual assessments of an applicant's suitability to be admitted to the legal profession. This generally will require extensive experience in legal practice.

The VLAB may at any time remove a member from office.

Chairperson

3. The VLAB will appoint the chairperson of the VLAC.
4. The chairperson must preside at any meeting of the VLAC at which he or she is present.
5. If the chairman is absent from a meeting of the VLAC, a member appointed by the members present must preside.

Meetings

6. A quorum for a meeting of the VLAC is three members.
7. A question arising at a meeting of the VLAC is determined by a majority of votes and the person presiding has a deliberative vote and, in the case of an equality of votes, a second or casting vote.
8. Subject to the Act and the Rules, the VLAC may regulate its own procedure.

Special hearings

9. The VLAC may hold a special hearing into an applicant for admission to the legal profession if the VLAC becomes aware of anything that may affect his or her eligibility or suitability for admission.
10. A quorum for a special hearing is 5 members.
11. Subject to the Act and the Rules, the VLAC may regulate the procedure for a special hearing.

Delegation of powers and functions

12. Pursuant to the powers of delegation conferred by section 27 of the *Legal Profession Uniform Law Application Act 2014 (Vic)* the VLAC delegates to the members from time to time of the VLAC all of the functions and powers of the VLAC under;
 - (a) section 18 of the Law where the exemption sought is based on legal skills or relevant experience acquired by the applicant in Australia;
 - (b) section 19 of the Law ;
 - (c) section 20 of the Law;
 - (d) section 21 of the Law;
 - (e) Rule 14 of the *Legal Profession Uniform Admission Rules 2015* (the **Rules**);
 - (f) Rule 23 of the Rules; and
 - (g) Rule 27 of the Rules
13. This delegation operates until it is.
14. This delegation does not cease to operate merely because of a change in the title or description of the VLAC or its membership provided that the committee continues to undertake some or all of the functions or powers previously undertaken by it.
15. The powers, functions and duties delegated are to be exercised or performed by the VLAC:
 - (a) in accordance with such guidelines, policies or protocols or any combination of them as may be adopted from time to time by the VLAC for the purposes of the committee; and
 - (b) subject to any conditions or limitations in the *Act, the Rules* or this delegation.

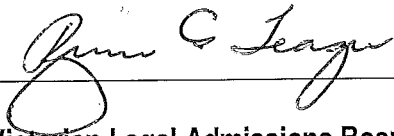
Records and communication with VLAC

16. The VLAC must:

- (a) keep such records in relation to the exercise of the powers, functions and duties delegated to it as the VLAB by resolution or the relevant legislation requires; and
- (b) provide to the VLAB such information and documents as may be necessary or expedient to enable the VLAB to monitor all decisions made by the VLAC under this delegation.

Dated

20/7/2015



**Victorian Legal Admissions Board
The Hon. Bernard Teague
Chairman, for and on behalf of VLAB**

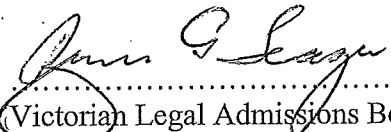
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Amendment to Instrument of Delegation

The Instrument of Delegation dated 20 July 2015 in relation to the Victorian Legal Admissions Committee is amended as follows:

1. Clause 10 is amended by deleting the number "5" and inserting the number "3"; and
2. Clause 13 is amended by inserting at the end thereof the words "revoked but otherwise is for an unlimited period of time".


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Victorian Legal Admissions Board
The Hon. Bernard Teague
Chairman, for and on behalf of VLAB

Dated: *25 November 2015*