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| ***This is a sample instrument of delegation and is to be modified and used by each Delegate of the Accountable Authority, within the conditions imposed.*** |

**INSTRUMENT OF SUBDELEGATION UNDER THE**

***GOVERNMENT SECTOR FINANCE ACT 2018* (NSW)**

Pursuant to section 9.11(4) of the *Government Sector Finance Act 2018* (“the *GSF Act*”), *I* ***[Name], [Position title]***, hereby subdelegate those functions and powers that are specified in the column marked “Function” in Schedule 1 to the persons referred to in the column marked “Subdelegate” in Schedule 1, being functions which have been delegated to me.

This delegation is made in my capacity as the ***Accountable Authority for [GSF Agency]***, for the purposes of the *GSF Act*.

A subdelegation of functions under this instrument:

1. authorises a subdelegate to subdelegate a function delegated to me at the time of making this instrument, in accordance with the column marked “Further Subdelegation” in Schedule 1;
2. is subject to the conditions identified in Schedule 2;
3. remains in full force and effect until:

* withdrawn, modified or varied by me or my successors in office; or
* in respect of a particular subdelegated function – the delegation of the function to me or my successors in office is withdrawn, modified or varied by the delegator, in a manner inconsistent with the subdelegation.

Terms used in this instrument have the same meaning as they carry in the *GSF Act*, unless otherwise indicated.

*<Signature>*

**[Name]**

**[Position title]**

Date: 2018

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| ***Delete functions below as applicable.***  ***The column marked ‘Subdelegate’ should indicate the person to whom the ‘Function’ is to be subdelegated.***  ***The column marked ‘Further subdelegation’ should be marked with a Y/N response to indicate whether the subdelegation of that function is allowed.***  ***Division 9.2 of the GSF Act authorises delegation of functions that arise both under that Act, and under other legislation, but this pro-forma instrument only deals with functions arising under the GSF Act. Functions arising under other legislation can be added to this instrument and the section and name of that Act should be identified in the column marked ‘Section (GSF Act, unless otherwise indicated)’.*** |

**SCHEDULE 1 – Subdelegations**

| **Item** | **Function** | **Subdelegate** | **Further Subdelegation** | **Section**  ***(GSF Act, unless otherwise indicated)*** |
| --- | --- | --- | --- | --- |
| **E.g Financial services and arrangements** | | | | |
| *Financial services* | | | | |
|  | Open, close or operate banking accounts of **[insert agency name]** in accordance with Treasurer’s directions |  |  | Section 6.19 |
| *Financial arrangements* | | | | |
|  | Enter into a financial arrangement for or on behalf of **[insert agency name]**, that the agency is authorised to enter   |  | | --- | | *Note: this will only apply where the GSF agency is not a legal person (such as a body corporate). Where the GSF agency is a legal person, any delegation will need to be by the agency itself.* | |  |  | Section 6.22(3) |
|  | Etc. |  |  |  |

**SCHEDULE 2 – Conditions on Subdelegations**

***[The content of these conditions, whether they are expressed in specific or general terms, and whether they are listed in a table or not, are all policy matters for each subdelegator.]***