

Federation University Australia
Federation University Australia Act 2010
Instrument of Delegation
Student Misconduct

1. Authority

In accordance with section 26 of the Federation University Australia Act 2010 and regulation 5 of the Federation University Australia (Students) Regulations 2022, I, Duncan Bentley, Vice-Chancellor and President, Federation University Australia make the following instrument of delegation:

2. Commencement

This instrument takes effect on the day it is made.

3. Definitions

In this delegation—

Act means the Federation University Australia Act 2010;

Delegate means a person to whom a power, duty or function is delegated under clause 4 of this delegation;

delegated power means a power delegated under clause 4 of this instrument of delegation;

Delegation means this Instrument of Delegation, including the Schedule;

Delegation Table means the table in the Schedule to this Instrument of Delegation;

Deputy Vice-Chancellor means a Deputy Vice-Chancellor of the University;

Division, where the context permits, means an organisational unit of the University other than an Institute, School or Federation TAFE (for example a Research Centre);

Student Misconduct Officer means—

- (a) an officer employed in an Institute, School, Federation TAFE or a Division whose responsibilities, in accordance with University legislation and procedures, include initiating, coordinating and/or conducting an investigation into alleged student misconduct (for example an Academic Integrity Officer);
- (b) a Student Integrity Officer.

Schedule means the schedule to this Instrument of Delegation;

Statute means the Federation University Australia Statute 2021;

Students Regulations means the Federation University Australia (Students) Regulations 2022 as amended;

University means Federation University Australia;

Vice-Chancellor means the Vice-Chancellor and President of the University.

4. Delegation

By this Delegation I delegate powers, functions and duties to appropriately qualified members of the staff of the University as follows—

- (a) the powers, functions and duties set out Column 1 in the Delegation Table are delegated to each person or committee described in the corresponding entry in Column 3 of that Table;
- (b) the delegations are subject to the following conditions and limitations—
 - (i) the conditions and limitations set out in clause 5 of this Delegation;
 - (ii) the conditions and limitations set out in column 4 of the Delegation Table applicable to that power or function.

5. Conditions and limitations applying to these delegations

- (1) Prior to the exercise of a power, duty or function, the Delegate must consider whether the matter is of such importance that it should be submitted to a Delegate at a higher level or to the Vice-Chancellor.
- (2) If a Delegate considers, in accordance with this clause, that a matter should be considered by the Delegate at a higher level or by the Vice-Chancellor, the delegate must not exercise the delegated power in relation to that matter but should refer the matter accordingly.

6. Position titles

- (1) A reference in this Delegation to a role or position is a reference to the holder of that role or position for the time being, including a person acting in that role or position.
- (2) A change in the role title or position title of a Delegate does not affect the operation of this Delegation in respect of the Delegate.



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Professor Duncan Bentley
Vice-Chancellor and President

9 January 2023

Schedule

Column 1 Description of power, function or duty	Column 2 Item No.	Column 3 Delegate	Column 4 Conditions and limitations
Student Misconduct			
Take action under Regulation 50(1) of the Students Regulations	1	Student Misconduct Officer	See clause 5
Take action under Regulation 50(2) and/or Regulation 52 (1) of the Students Regulations	2	Executive Deans of Institutes; Dean Global Professional School; Chair of Research Panels; TAFE Program Managers	See clause 5
Take action under Regulations 50(1), 50(2), 51 (1) and 52 (2) of the Students Regulations	3	Student Misconduct Committee	See clause 5
Take action under Regulation 53 of the Students Regulations	4	University staff member, Authorised Officer or Security Officer	See clause 5
Take action under Regulation 54 of the Students Regulations	5	Deputy Vice-Chancellor	See clause 5