



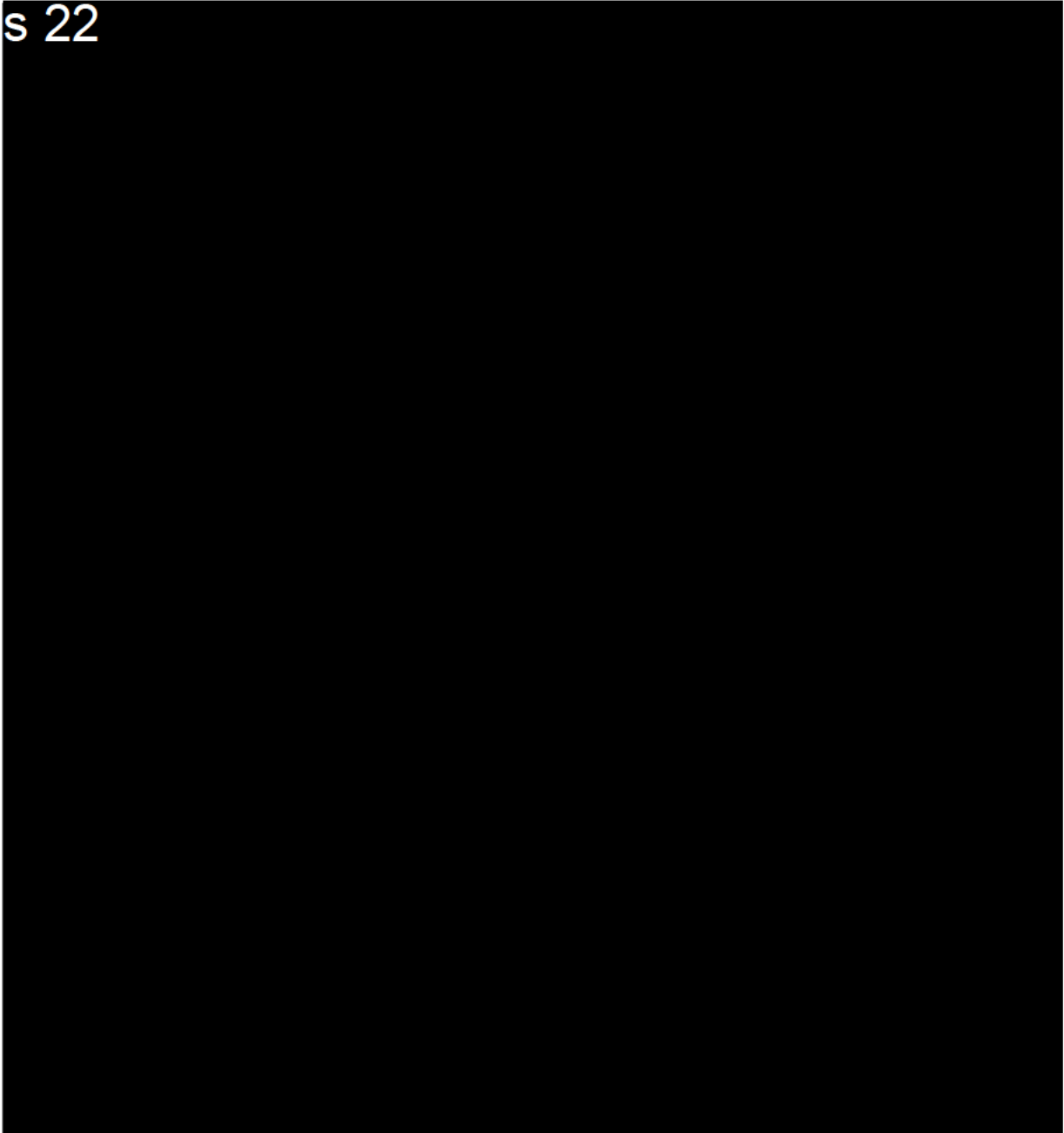
ASIC
Australian Securities &
Investments Commission

**Delegation, Nomination, Authorisation,
Appointment and Approval of Arrangements
(Chair of ASIC) Instrument 2018/0929**

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Part 1—Preliminary

1 Name of instrument

This is the *Delegation, Nomination, Authorisation, Appointment and Approval of Arrangements (Chair of ASIC) Instrument 2018/0929*.

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(c) sections 10A and 23 of the Freedom of Information Act;

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3 Commencement

This instrument commences on the date on which it is signed by the Chair of ASIC.

4 Definitions

In this instrument:

acting SES employee has the same meaning as in the Public Service Act.

APS employee has the same meaning as in the Public Service Act.

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ASIC has the same meaning as in the ASIC Act.

ASIC Act means the *Australian Securities and Investments Commission Act 2001*.

ASIC SES employee means a person who:

- (a) is a member of the staff referred to in subsection 120(1), or a person employed under subsection 120(3), of the ASIC Act; and
- (b) is holding, occupying or performing the duties of an office or position that is at a level equivalent to that of an SES employee.

Freedom of Information Act means the *Freedom of Information Act 1982*.

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member, in relation to ASIC, has the same meaning as in the ASIC Act.

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Public Service Act means the *Public Service Act 1999*.

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SES employee has the same meaning as in the Public Service Act.

staff member means:

- (a) a member of the staff referred to in subsection 120(1), or a person employed under subsection 120(3), of the ASIC Act who:
 - (i) is holding, occupying or performing the duties of an office or position at any of the following levels:
 - (A) ASIC 1;
 - (B) ASIC 2;
 - (C) ASIC 3;
 - (D) ASIC 4;
 - (E) Executive Level 1;
 - (F) Executive Level 2; or
 - (ii) is an SES employee or an acting SES employee; or
- (b) an ASIC SES employee; or
- (c) any of the officers, employees and persons who, under section 122 of the ASIC Act, are to assist ASIC.

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5 Interpretation

If any provision of this instrument would, but for this section, be construed as being in excess of the power to delegate, nominate, authorise, appoint or approve, as the case may be, it is to be taken to be a valid instrument to the extent to which it is not in excess of that power.

Part 2—Repeals

6 Repeal—instrument of delegation, nomination, authorisation, appointment and approval of arrangements

I repeal the *Delegation, Nomination, Authorisation, Appointment and Approval of Arrangements (Chair of ASIC) Instrument 2018/0717*.

Part 7—Approval of arrangements

26 Approval of arrangements—Freedom of Information Act

Note: The arrangement under this section is approved for the purposes of paragraph 10A(1)(b) and subsection 23(1) of the Freedom of Information Act.

- (1) I approve the arrangement set out in this section.
- (2) Each person referred to in subsection (3) has authority to:
 - (a) perform or exercise any function or power given to ASIC under Part II of the Freedom of Information Act; and
 - (b) make any decision in respect of a request under the Freedom of Information Act.

Authorised persons

- (3) The persons are:
 - (a) each other member of ASIC; and
 - (b) each staff member of ASIC.

Part 8—Execution

27 Execution

A handwritten signature in blue ink, appearing to be 'JRFS', written over a dotted line.

16/10/2018

Signature

Date

JAMES ROGER FRANCIS SHIPTON

Chair of ASIC