

Australian Capital Territory

Public Sector Management (Children and Young People Responsible Person) Delegation 2016 (No 1)*

Instrument of Delegation NI2016-119

made under the

Public Sector Management Act 1994, section 36C (Delegation by Directors-General)

Name of Instrument

Public Sector Management (Children and Young People Responsible Person) Delegation 2016 (No 1)

Commencement

This Instrument of Delegation commences on the day approved by the Director-General.

Authority

Pursuant to the *Public Sector Management Act 1994*, I delegate to the approved responsible person exercising the Territory functions as specified in column 1 of the Schedule, my powers under the provisions of the *Children and Young People Act 2008* specified in Column 2 of the Schedule.

Revocation

Nil.

Natalie Howson
Director-General
Community Services Directorate
29 February 2016

*Name amended under Legislation Act, s 60

Application of any delegated function must be undertaken in consideration of policies, procedures and guidelines under the *Children and Young People Act 2008*. Refer to the *Children and Young People Act 2008* for the complete details of the legislative provisions outlined in the Instrument of Delegation.

TABLE OF DELEGATIONS

Column 1	
In accordance with the <i>Children and Young People Act 2008</i> , Column 1 refers solely to an approved responsible person pursuant to section 63 of the <i>Children and Young People Act 2008</i>	Ms Annette Kelly-Egerton, Barnardos Australia , ABN 18 068 557 906. Care and Protection Organisation for a care and protection purpose: kinship and foster care service. Ms Annette Kelly-Egerton, Barnardos Australia , ABN 18 068 557 906. Care and Protection Organisation for a care and protection purpose: residential care

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SCHEDULE

Column 1		Column 2
<p>Ms Annette Kelly-Egerton, Barnardos Australia ,Care and Protection Organisation for a care and protection purpose: kinship and foster care service and residential care service</p>	<p>Subject:</p> <p>Power and/or function:</p> <p>Reference:</p>	<p>Transition plans – when prepared</p> <p>1) The Director-General must prepare a transition plan for a young person who is in out of home care and at least 15 years of age.</p> <p>2) The Director-General must take reasonable steps to ensure that the transition plan is implemented.</p> <p>section 529D</p>
<p>Ms Annette Kelly-Egerton, Barnardos Australia ,Care and Protection Organisation for a care and protection purpose: kinship and foster care service and residential care service</p>	<p>Subject:</p> <p>Power and/or function:</p> <p>Reference:</p>	<p>Transition Plans – consultation</p> <p>1) This section applies if the Director-General is preparing a transition plan for a young person.</p> <p>2) The Director-General must develop the plan in consultation with the young person.</p> <p>3) The Director-General may consult 1 or more of the following people about the proposals the Director-General intends to include in the transition plan: for a young person in out of home care, the out of home carer; anyone else who would be involved in implementing a proposal in the plan or anyone else the Director-General considers would be able to provide information and guidance about the plan.</p> <p>4) The Director-General must give the following people an opportunity to make submissions to the Director-general about the proposals: the young person; and each person consulted about the proposals outlined above.</p> <p>5) If a person makes a submission to the Director-General about a proposal, the Director-General must consider the submission.</p> <p>section 529E</p>

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<p>Ms Annette Kelly-Egerton, Barnardos Australia ,Care and Protection Organisation for a care and protection purpose: kinship and foster care service and residential care service</p>	<p>Subject:</p> <p>Power and/or function:</p> <p>Reference:</p>	<p>Transition Plans – review – young person for whom the Director-General has parental responsibility</p> <ol style="list-style-type: none"> 1) This section applies if a transition plan is in force for a young person and the Director-General has an aspect of parental responsibility for the young person. 2) The Director-General must review the transition plan at least once each year and in consultation with the young person. 3) The Director-General may also consult 1 or more of the following people about the review: for a young person in out of home care, the out of home carer; anyone else who would be involved in implementing a proposal in the plan; anyone else the Director-general considers would be able to provide information or guidance about the plan. <p>section 529F</p>
<p>Ms Annette Kelly-Egerton, Barnardos Australia ,Care and Protection Organisation for a care and protection purpose: kinship and foster care service and residential care service</p>	<p>Subject:</p> <p>Power and/or function:</p> <p>Reference</p>	<p>Transition plans – review – young person for whom the Director-General does not have parental responsibility</p> <ol style="list-style-type: none"> 1) This section applies if a transition plan is in force for a young person but the Director- General does not have any aspect of parental responsibility for the young person. 2) The Director-General must take reasonable steps to ask the young person, at least once each year, whether the young person agrees to the Director-General reviewing the plan. 3) If the young person agrees to the Director-General reviewing the plan, the Director-General must review the plan in consultation with the young person and if the young person agrees – anyone who would be involved in implementing a proposal in the plan and anyone else the Director-General considers would be able to provide information or guidance about the plan. <p>section 529G</p>

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<p>Ms Annette Kelly-Egerton, Barnardos Australia ,Care and Protection Organisation for a care and protection purpose: kinship and foster care service and residential care service</p>	<p>Subject:</p> <p>Power and/or function:</p> <p>Reference:</p>	<p>Transitions plans – review – young adult</p> <ol style="list-style-type: none"> 1) This section applies if a transition plan is in force for a young adult. 2) The Director-General must take reasonable steps to ask the young adult, at least once each year, whether the young adult agrees to the Director-General reviewing the plan. 3) If the young adult agrees to the Director-General reviewing the plan, the Director-General must review the plan in consultation with the young adult and if the young adult agrees – anyone who would be involved in implementing a proposal in the plan and anyone else the Director-General considers would be able to provide information and guidance about the plan. <p>section 529 H</p>
<p>Ms Annette Kelly-Egerton, Barnardos Australia ,Care and Protection Organisation for a care and protection purpose: kinship and foster care service and residential care service</p>	<p>Subject:</p> <p>Power and/or function:</p> <p>Reference:</p>	<p>Financial Assistance – previous out of home carer</p> <ol style="list-style-type: none"> 1) This section applies if a young adult is younger than 21 years of age; and was previously placed in out of home care (the previous carer); and a transition plan is in force for the young adult which provides for the young adult to live with the previous carer; and the young adult is in fact living with the previous carer. 2) The Director-General may provide financial assistance to the previous carer, 3) The Director-General may provide financial assistance only if satisfied on reasonable grounds that the assistance is reasonably necessary considering the previous carer’s circumstances. 4) The Director-General may provide financial assistance on the conditions that the Director-General considers appropriate. 5) The director-general may provide financial assistance— <ol style="list-style-type: none"> (a) to the previous carer directly; or (b) if the previous carer was a foster carer—to the foster carer’s approved kinship and foster care organisation, for the organisation to provide to the carer. <p>section 529JA</p>

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