

Lands Acquisition Delegation 2022 (No. 2)

I, Katy Gallagher, Minister for Finance, make this delegation under section 139 of the *Lands Acquisition Act 1989*.

SIGNED

Minister for Finance

Dated 17/8/22

Contents

[Section 1 Name of delegation 2](#_Toc78977521)

[Section 2 Commencement 2](#_Toc78977522)

[Section 3 Revocation 2](#_Toc78977523)

[Section 4 Definitions 2](#_Toc78977524)

[Section 5 Delegation to officers in the Department 2](#_Toc78977525)

[Section 6 Delegations to officers in acquiring authorities relating to the acquisition and disposal of interests in land (sections 40, 119 and   
123 of the Act) 3](#_Toc78977526)

[Section 7 Interests in overseas land (section 125 of the Act) 3](#_Toc78977527)

[Section 8 Directions by Minister (subsection 139 (3) of the Act) 4](#_Toc78977528)

[Schedule 1 Delegations to officers in the Department of Finance 5](#_Toc78977529)

[Schedule 2 Acquisition and Disposal Delegations 14](#_Toc78977530)

[Schedule 3 Overseas Land Delegations 27](#_Toc78977531)

# Section 1 Name of delegation

This delegation is the *Lands Acquisition Delegation 2022 (No. 2).*

# Section 2 Commencement

This delegation commences on publication in the Commonwealth of Australia Gazette.

# Section 3 Revocation

The *Lands Acquisition Delegation 2022* is revoked on commencement of the *Lands Acquisition Delegation 2022 (No. 2).*

# Section 4 Definitions

In this delegation:

**Act** means the *Lands Acquisition Act 1989*.

**Account** has the meaning given by section 6 of the Act.

**Agency**has the meaning given by section 7 of the *Public Service Act 1999*.

***Note****:*Section 7 of the *Public Service Act 1999* defines ***Agency*** as being a Department, Executive Agency or Statutory Agency. ***Department***, ***Executive*** ***Agency*** and ***Statutory*** ***Agency*** are also defined in section 7 of that Act.

**Acquiring authority**has the meaning given by section 6 of the Act.

**Category A position** means any of the following positions in the Department:

1. Secretary;
2. Deputy Secretary, Commercial and Government Services;
3. First Assistant Secretary, Property and Construction Division; and
4. Assistant Secretaries, Property and Construction Division.

**Category B position** means the position of Directors, within the Branch administering the *Lands Acquisition Act 1989* within the Department.

**Department** means the Department of Finance.

**interest**, in relation to land, has the meaning given by section 6 of the Act.

**overseas land** has the meaning given by section 6 of the Act.

**public park** has the meaning given by section 6 of the Act.

# Section 5 Delegation to officers in the Department

The power or function of the Minister under a provision of the Act mentioned in Schedule 1 is delegated to the person for the time being holding, occupying, or performing the duties of a Category A or a Category B position in the Department, opposite the relevant provision of the Act.

***Notes***:

1. Delegations are also given to other positions in the Department - see Schedule 2.

2. A delegate is, in the exercise of a power so delegated, subject to the directions of the Minister (see subsection 139(3) of the *Lands Acquisition Act 1989*).

# Section 6 Delegations to officers in acquiring authorities relating to the acquisition and disposal of interests in land (sections 40, 119 and 123 of the Act)

The following powers of the Minister are delegated to the person for the time being holding, occupying, or performing the duties of a position mentioned, in Schedule 2:

(1) the power of the Minister under subsection 40 (1) of the Act to authorise the acquisition by agreement of an interest in land, other than land in a public park, if the interest to be acquired is available in the market, within the meaning of subsection 40 (5) of the Act;

(2) the power of the Minister under subsection 119 (1) of the Act, other than to dispose of an interest in land by means of the grant of a leasehold interest that may exceed a period of 22 years in duration; and

(3) the power of the Minister under section 123 of the Act to expunge an easement.

***Note***: A delegate is, in the exercise of a power so delegated, subject to the directions of the Minister (see subsection 139 (3) of the *Lands Acquisition Act 1989*)

# Section 7 Interests in overseas land (section 125 of the Act)

The power of the Minister under subsection 125 (3) of the Act to authorise, in writing, the acquisition or disposal of an interest in land where the acquisition or disposal is for residential accommodation, office accommodation, or related purposes and where the interest is:

1. a leasehold interest in overseas land is delegated to the person for the time being holding, occupying, or performing the duties of a position mentioned, in Schedule 3; or

(2) any interest in overseas land, including leasehold, is delegated to the person for the time being holding, occupying, or performing the duties of:

1. Chief Finance Officer in the Department of Foreign Affairs and Trade (DFAT);
2. Executive Director in the Overseas Property Office and Services in DFAT;
3. Assistant Secretary in the Strategy and Property Services Branch, Overseas Property Office and Services in DFAT;
4. Assistant Secretary in the Portfolio Management Branch, Overseas Property Office and Services in DFAT; or
5. Assistant Secretary in Financial Management Branch, Finance Division in DFAT.

# Section 8 Directions by Minister (subsection 139 (3) of the Act)

(1) This section applies to a person who, being an officer in an acquiring authority:

(a) has been delegated the Minister’s power under sections 40, 119, 123 or 125 of the Act to authorise the acquisition or disposal of an interest in land; and

(b) exercises that power to authorise the acquisition or disposal of an interest in land.

1. The person must give a written statement about the acquisition or disposal of an interest in land to the Assistant Secretary, responsible for administering the *Lands Acquisition Act 1989* in the Department no later than 14 days after the person exercises power to acquire or dispose of an interest in land.
2. The statement referred to in section 8(2) must contain particulars of the interest acquired, or disposed of, in the form approved by the Assistant Secretary, responsible for administering the *Lands Acquisition Act 1989* in the Department, and published on the Department’s internet site.
3. A person exercising power conferred by this Instrument of Delegation may exercise power only in relation to the acquisition of, or the disposal of, an interest in land that is within the scope of the administrative responsibilities of the acquiring authority in which the delegate’s position is located.
4. A person exercising power conferred by this Instrument of Delegation must have prior regard to the ‘Commonwealth Property Management Framework’, (published on the Department’s website), including associated guidance material, interacting legislation and policies (including the Commonwealth Property Disposal Policy), as relevant to a decision to acquire, or to dispose of, an interest in land.
5. A delegate whose position is within an acquiring authority that is subject to the *Public Governance, Performance and Accountability Act 2013* (PGPA Act) must comply with the *Commonwealth Property Management Framework,* Lease Endorsement Process for Non-Corporate Commonwealth Entities,(set out in Resource Management Guide 500), before entering into a property lease with a whole-of-life cost exceeding $30 million, including fit-out costs (or $100 million for the Department of Defence).

# Schedule **1** – **Delegations to officers in the Department of Finance**

| Item | Provision | Summary of power or function  (for information only) | Position |
| --- | --- | --- | --- |
| 1 | s 22(1) | Make a written declaration that the delegate is considering the acquisition by an acquiring authority of an interest in land (other than a mortgage interest) for a public purpose. | Category A position  Category B position |
| 2 | s 22(7) | Give a copy of the declaration to each person whom the Delegate believes, after diligent inquiry, to be a person who is affected by the declaration, together with:   1. a sketch showing the location of the land to which the declaration relates; and 2. a statement setting out the principal rights conferred by this Act on persons whose interests in land are affected by a pre-acquisition declaration. | Category A position  Category B position |
| 3 | s 26(4) | Agree, in writing, to an extension of the period within which a person may apply for a reconsideration of a pre-acquisition declaration. | Category A position |
| 4 | s 35 | Correct clerical errors or obvious mistakes in an authorising document, that is, a pre-acquisition declaration or a certificate under section 24. | Category A position  Category B position |
| 5 | s 40(1) | Authorise the acquisition by agreement of an interest in land, other than land in a public park, by an acquiring authority for a public purpose. | Category A position  Category B position |
| 6 | s 40(6) | Give a certificate stating that the acquisition of the interest by the acquiring authority would be a standard commercial transaction. | Category A position  Category B position |
| 7 | s 47(1) | Agree to an extension of the period of occupancy under section 47. | Category A position  Category B position |
| 8 | s 47(4) | Determine, and set out in a notice given to the occupier, the terms and conditions of occupancy under section 47. | Category A position  Category B position |
| 9 | s48 | Within 14 days after the publication in the Gazette of a declaration under section 41, give a copy to each person who the delegate believes, after diligent inquiry, to be a person affected (within the meaning of subsection 41 (6)) by the declaration, of the following documents:   1. a copy of the declaration; and 2. a notice stating that the person appears to be entitled to compensation in respect of the acquisition, and setting out such other information with respect to the operation of this Act as the delegate considers appropriate; and 3. a compensation claim form. | Category A position  Category B position |
| 10 | s 50(1) | By notice published in the *Gazette*, vary a declaration under subsection 41(1) for the purpose of correcting a clerical error, or an obvious mistake, in the declaration | Category A position  Category B position |
| 11 | s 50(2)(b) | Give a copy of the declaration, clearly showing the variation, to:   1. each person to whom a copy of the original declaration was given in accordance with section 48; and 2. any other person whom the delegate has reason to believe to be a person affected (within the meaning of subsection 41 (6)) by the declaration as varied. | Category A position  Category B position |
| 12 | s 53(2) | By written notice given to a mortgagee from whom a mortgage interest has, or may have been, acquired by compulsory process, require the mortgagee, at his or her option:  (a) to make a claim under Division 4; or  (b) to waive the right to compensation. | Category A position  Category B position |
| 13 | s 53(3) | In writing, extend the period of time within which a mortgagee may make a claim. | Category A position  Category B position |
| 14 | s 60(d) | Approve, in writing, the carrying out of improvements on land that is the subject of a pre-acquisition declaration. | Category A position  Category B position |
| 15 | s 66(1)(a) | By written notice require a person from whom an interest in land, other than a mortgage interest, has been acquired by compulsory process, to provide the delegate with information on any mortgages held over an interest in land. | Category A position  Category B position |
| 16 | s 66(2) | Allow, in writing, the extension of the period within which a person is required to give particulars under section 66 (1) and, if particulars are not given by an owner, to agree with a person claiming to be a mortgagee about the amounts due under the mortgage. | Category A position |
| 17 | s 67(2)(a) | Approve the form of a claim for compensation for the purposes of subsection 67 (2). | Category A position  Category B position |
| 18 | s 70(1) | By written notice given to the claimant:  (a) accept a claim for compensation; and  (b) offer an amount for compensation; and  (c) explain how the amount of compensation offered was arrived at. | Category A position |
| 19 | s 71(6)(b) | Give a notice to the claimant under section 70 (1), if the Administrative Appeals Tribunal has accepted a claim for compensation. | Category A position |
| 20 | s 72(3)(b) | Give a notice to the claimant under section 70 (1), if the Federal Court declares that the interest specified in the claim was acquired from the claimant by compulsory process. | Category A position |
| 21 | s 72(4)(c) | Give a notice to the claimant under section 70 (1), if the Federal Court declares that an interest, other than the interest specified in the claim, was acquired from the claimant by compulsory process. | Category A position |
| 22 | s 74(1)(a) | Allow an extension of time within which a claimant must apply to the Administrative Appeals Tribunal under section 71. | Category A position |
| 23 | s 76(1) | Reconsider the amount of compensation to which the person is entitled and by written notice given to the claimant:  (a) make a final offer of compensation to which the Minister considers the claimant is entitled in accordance with Division 2 or 3 of Part VII of the Act; and  (b) explain to the claimant how the amount of the final offer was arrived at. | Category A position |
| 24 | s 78(1) | Agree with an owner of an interest in land (other than a mortgage interest) on the amount of compensation to which the owner will be entitled if the interest is acquired by compulsory process within a time specified in the agreement. | Category A position  Category B position |
| 25 | s 80(1) | Agree, in writing, with a person who has rejected an offer of compensation to submit the question of the amount of compensation to be settled by arbitration or to be determined by an expert. | Category A position |
| 26 | s 85 | Make an advance on account of compensation that may, or has, become payable under Part VII of the Act. | Category A position  Category B position |
| 27 | s 86(2) | Pay rates or other similar charges in respect of land, or an interest in land, which were due immediately before compulsory acquisition of the interest. | Category A position  Category B position |
| 28 | s 90(2) | Pay compensation into the Account. | Category A position |
| 29 | s 90(3) | Pay rates, taxes or similar charges which are due at the time of acquisition and deduct the amount of the payment from the amount of compensation otherwise payable into the Account. | Category A position |
| 30 | s 90(5) | Pay compensation out of the Account to a person who rectifies a default or delay mentioned in sub section 90 (1). | Category A position |
| 31 | s 97(2)(a) | Approve the form of a claim for compensation for the purposes of subsection 97 (2). | Category A position |
| 32 | s 98(1) | By written notice given to the claimant:  (a) inform the claimant that the claim is accepted; and  (b) make an offer for an amount for compensation to which the Minister considers the claimant is entitled in accordance with Division 2 or 3 of Part VII of the Act; and  (c) explain to the claimant how the amount offered was arrived at. | Category A position |
| 33 | s 99(6)(b) | Give a notice under section 98 (1) to a claimant, if the Administrative Appeals Tribunal decides that the claimant is entitled to compensation in respect of the loss to which the claim relates. | Category A position |
| 34 | s 100(3)(b) | Give a notice under subsection 98 (1) to a claimant, if the Federal Court declares that the claimant is entitled to compensation in respect of the loss to which the claim relates. | Category A position |
| 35 | s 100(4)(c) | Give a notice under subsection 98 (1) to a claimant, if the Federal Court declares that the claimant is entitled to compensation in respect of some other loss suffered by the claimant. | Category A position |
| 36 | s 106(1) | Agree, in writing, with a person who has rejected an offer of compensation under Part VIII to have the amount of compensation to which the person is entitled, settled by arbitration or determined by an expert. | Category A position |
| 37 | s 110(2) | Make an advance on account of compensation which may be payable under Part VIII of the Act. | Category A position |
| 38 | s 114(2)  and (4) | Pay compensation money into the Account.  Pay compensation out of the Account to a person who rectifies a default or delay mentioned in sub section 114 (1). | Category A position |
| 39 | s 118 | Direct that an interest in land vested in the Commonwealth be transferred to a particular Commonwealth authority. | Category A position  Category B position |
| 40 | s 119(1) | Authorise, in writing, the disposal of an interest in land vested in an acquiring authority. | Category A position  Category B position |
| 41 | s 121(2) | By written notice given to the former owner of an interest in land:  (a) make an offer for sale of the interest; and  (b) specify the amount that represents the market value of the interest at the time of the offer. | Category A position  Category B position |
| 42 | s 121(8) | By written notice given to the former owner, extend the period of 2 months mentioned in subsection 121 (7) (b). | Category A position  Category B position |
| 43 | s121(10)(b) | Decide who is fairly entitled to the benefit of subsection 121 (1). | Category A position |
| 44 | s 123(1) | By notice published in the *Gazette*, extinguish an easement. | Category A position  Category B position |
| 45 | s 125(3) | Give written authority for the acquisition or disposal of an interest in overseas land by an acquiring authority. | Category A position  Category B position |

# Schedule 2 – Acquisition and Disposal Delegations

Delegations to officers in acquiring authorities relating to the   
acquisition and disposal of interests in land (section 6).

**[Note that delegates are subject to directions by the Minister]**

| ***Item*** | ***Agency*** | ***Position*** |
| --- | --- | --- |
| ***Agriculture, Fisheries and Forestry Portfolio*** | | |
|  | Department of Agriculture, Fisheries and Forestry | Secretary |
|  | Department of Agriculture, Fisheries and Forestry | Deputy Secretaries |
|  | Department of Agriculture, Fisheries and Forestry | Chief Finance Officer |
|  | Department of Agriculture, Fisheries and Forestry | First Assistant Secretary, responsible for property |
|  | Department of Agriculture, Fisheries and Forestry | Assistant Secretary, responsible for property |
|  | Australian Fisheries Management Authority | Chief Executive Officer |
|  | Australian Fisheries Management Authority | Chief Finance Officer |
|  | Australian Pesticides and Veterinary Medicines Authority | Chief Executive Officer |
|  | Australian Pesticides and Veterinary Medicines Authority | Deputy Chief Executive Officer |
|  | Australian Pesticides and Veterinary Medicines Authority | Chief Operating Officer |
|  | Cotton Research and Development Corporation | Executive Director |
|  | Fisheries Research and Development Corporation | General Manager Finance and Business |
|  | Fisheries Research and Development Corporation | Managing Director |
|  | Grains Research Development Corporation | Managing Director |
|  | Regional Investment Corporation | Chief Executive Officer |
| ***Attorney-General’s Portfolio*** | | |
|  | Attorney-General’s Department | Chief Financial Officer |
|  | Attorney-General’s Department | Assistant Secretary, Business Operations Branch, Corporate Services Division |
|  | Administrative Appeals Tribunal | Registrar |
|  | Administrative Appeals Tribunal | Chief Corporate Officer |
|  | Australian Crime Commission | Chief Executive Officer |
|  | Australian Crime Commission | Deputy Chief Executive Officer Intelligence |
|  | Australian Crime Commission | Deputy Chief Executive Officer Corporate |
|  | Australian Crime Commission | Chief Operating Officer |
|  | Australian Crime Commission | Chief Financial Officer |
|  | Australian Federal Police | Manager Finance |
|  | Australian Federal Police | Chief Operating Officer |
|  | Australian Federal Police | Chief Financial Officer |
|  | Australian Federal Police | Manager Infrastructure and Logistics |
|  | Australian Financial Security Authority | Chief Executive |
|  | Australian Financial Security Authority | Deputy Chief Executive |
|  | Australian Financial Security Authority | Chief Operating Officer |
|  | Australian Financial Security Authority | General Counsel |
|  | Australian Human Rights Commission | President |
|  | Australian Human Rights Commission | Chief Executive |
|  | Australian Transaction Reports and Analysis Centre (AUSTRAC) | National Manager Strategic Planning, Finance and Performance (Chief Finance Officer) |
|  | Federal Court of Australia | Chief Executive Officer |
|  | Federal Court of Australia | Chief Finance Officer |
|  | Federal Court of Australia | Executive Director, Corporate Services |
|  | Office of the Commonwealth Ombudsman | Ombudsman |
|  | Office of the Commonwealth Ombudsman | Deputy Ombudsman |
|  | Office of the Commonwealth Ombudsman | Chief Operating Officer |
|  | Office of the Director of Public Prosecutions | Chief Corporate Officer |
|  | Office of the Director of Public Prosecutions | Chief Financial Officer |
|  | Office of Parliamentary Counsel | First Parliamentary Counsel |
| ***Climate Change, Energy, the Environment and Water Portfolio*** | | |
|  | Department of Climate Change, Energy, the Environment and Water | Secretary |
|  | Department of Climate Change, Energy, the Environment and Water | Deputy Secretaries |
|  | Department of Climate Change, Energy, the Environment and Water | Chief Operating Officer |
|  | Department of Climate Change, Energy, the Environment and Water | Chief Finance Officer |
|  | Department of Climate Change, Energy, the Environment and Water | Director, Australian Antarctic Division |
|  | Department of Climate Change, Energy, the Environment and Water | First Assistant Secretary, responsible for property |
|  | Department of Climate Change, Energy, the Environment and Water | Assistant Secretary, responsible for property |
|  | Department of Climate Change, Energy, the Environment and Water | Director, responsible for property |
|  | Australian Institute of Marine Science | Chief Operating Officer |
|  | Australian Renewable Energy Agency | Chief Executive Officer |
|  | Bureau of Meteorology | Chief Executive Officer and Director of the Bureau of Meteorology |
|  | Bureau of Meteorology | Group Executive Enterprise services Group and Chief Operating Officer |
|  | Bureau of Meteorology | General Manager, Business Management |
|  | Bureau of Meteorology | Chief Financial Officer |
|  | Bureau of Meteorology | Manager Property Services |
|  | Bureau of Meteorology | National Leasing Manager |
|  | Bureau of Meteorology | Works and Office Services |
|  | Clean Energy Finance Corporation | Chief Financial Officer |
|  | Clean Energy Finance Corporation | Chief Executive Officer |
|  | Clean Energy Regulator | Chair |
|  | Clean Energy Regulator | Chief Operating Officer |
|  | Clean Energy Regulator | Chief Financial Officer |
|  | Director of National Parks | Director of National Parks |
|  | Great Barrier Reef Marine Park Authority | Chief Executive Officer |
|  | Great Barrier Reef Marine Park Authority | Chief Operating Officer |
|  | Great Barrier Reef Marine Park Authority | Chief Financial Officer |
|  | Great Barrier Reef Marine Park Authority | Director Reef HQ and Property Services |
|  | Murray-Darling Basin Authority | Chief Executive Officer |
|  | Murray-Darling Basin Authority | Chief Operating Officer |
|  | Murray-Darling Basin Authority | Executive Director, River Management |
|  | Snowy Hydro Limited | Chief Executive Officer |
|  | Sydney Harbour Federation Trust | Executive Director |
| ***Defence portfolio*** | | |
|  | Department of Defence | Deputy Secretary Security and Estate Group |
|  | Department of Defence | Chief Finance Officer |
|  | Department of Defence | First Assistant Secretary Infrastructure |
|  | Department of Defence | Assistant Secretary Property Management |
|  | Department of Defence | Director(s) Property Management |
|  | Department of Defence | Assistant Director(s) Property Management |
| ***Education Portfolio*** | | |
|  | Department of Education | Secretary |
|  | Department of Education | Deputy Secretary, Corporate and Enabling Services |
|  | Department of Education | Chief Financial Officer |
|  | Australian Curriculum, Assessment and Reporting Authority | Chief Executive Officer |
|  | Australian Research Council | Chief Financial Officer |
|  | Tertiary Education, Quality and Standards Agency | Chief Executive Officer |
|  | Tertiary Education Quality and Standards Agency | Director, Corporate |
| ***Employment and Workplace Relations*** | | |
|  | Department of Employment and Workplace Relations | Secretary |
|  | Department of Employment and Workplace Relations | Chief Financial Officer |
|  | Department of Employment and Workplace Relations | First Assistant Secretary Technology Services Division |
|  | Department of Employment and Workplace Relations | Assistant Secretary, IT Workplace Environment and Customer Support Branch |
|  | Department of Employment and Workplace Relations | Director Property Services, IT Workplace Environment and Customer Support Branch |
|  | Australian Building and Construction Commission | Chief Financial Officer |
|  | Australian Building and Construction Commission | Executive Director Corporate Services |
|  | Australian Skills Quality Authority (National Vocational Education and Training Regulator) | Chief Executive Officer |
|  | Comcare | Chief Executive Officer |
|  | Comcare | Chief Operating Officer |
|  | Comcare | Chief Financial Officer |
|  | Fair Work Commission | General Manager |
|  | Fair Work Commission | Chief Financial Officer |
|  | Fair Work Ombudsman and Registered Organisations Commission Entity | Executive Director, Corporate Services |
|  | Fair Work Ombudsman and Registered Organisations Commission Entity | Chief Operating Officer |
|  | Safe Work Australia | Chief Executive Officer |
|  | Safe Work Australia | Chief Financial Officer |
| ***Finance Portfolio*** | | |
|  | Department of Finance | Deputy Secretary, Business Enabling Services |
|  | Department of Finance | Assistant Secretary, Parliamentary Business Resources Framework Branch, Ministerial and Parliamentary Services |
|  | Department of Finance | Director, State Office and Property Support, Parliamentary Business Resources Framework Branch, Ministerial and Parliamentary Services |
|  | Australian Electoral Commission | Electoral Commissioner |
|  | Australian Electoral Commission | Deputy Electoral Commissioner |
|  | Australian Electoral Commission | First Assistant Commissioner |
|  | Australian Electoral Commission | Chief People Officer, People and Property |
|  | Australian Electoral Commission | Director, National Property |
|  | Digital Transformation Agency | Chief Executive Officer |
|  | Digital Transformation Agency | SES Band 1 responsible for property |
|  | Future Fund Management Agency | Chief Operating Officer |
|  | Future Fund Management Agency | General Counsel and Chief Risk Officer |
| ***Foreign Affairs and Trade Portfolio*** | | |
|  | Department of Foreign Affairs and Trade | Executive Director – Overseas Property Office and Services |
|  | Department of Foreign Affairs and Trade | Assistant Secretary – Strategy and Property Services Branch, Overseas Property Office and Services |
|  | Department of Foreign Affairs and Trade | Assistant Secretary – Portfolio Management Branch, Overseas Property Office and Services |
|  | Department of Foreign Affairs and Trade | Chief Finance Officer |
|  | Department of Foreign Affairs and Trade | Assistant Secretary, Financial Management Branch |
|  | Australian Trade and Investment Commission | Chief Executive Officer |
|  | Australian Trade and Investment Commission | Chief Operating Officer |
|  | Australian Trade and Investment Commission | Chief Financial Officer |
|  | Australian Trade and Investment Commission | Chief Counsel |
|  | Australian Trade and Investment Commission | Chief Security Officer |
|  | Australian Trade and Investment Commission | Manager, Finance Business Partner Team |
|  | Australian Trade and Investment Commission | Manager, Finance Operations and Financial Accounting |
|  | Australian Trade and Investment Commission | Manager Property Services and Consular |
|  | Export Finance and Insurance Corporation | Chief Executive Officer |
|  | Export Finance and Insurance Corporation | Chief Financial Officer |
|  | Export Finance and Insurance Corporation | Chief Risk Officer |
| ***Health and Aged Care Portfolio*** | | |
|  | Department of Health and Aged Care | Chief Operating Officer |
|  | Department of Health and Aged Care | First Assistant Secretary, Financial Management Division |
|  | Department of Health and Aged Care | Chief Financial Officer |
|  | Department of Health and Aged Care | Assistant Secretary responsible for Property |
|  | Department of Health and Aged Care | Director, Property Strategy and Leasing |
|  | Aged Care Quality and Safety Commission | Commissioner |
|  | Australian Digital Health Agency | Chief Executive Officer |
|  | Australian Institute of Health and Welfare | Chief Executive Officer |
|  | Australian Institute of Health and Welfare | Senior Executive, Business and Communications Group |
|  | Australian Radiation Protection and Nuclear Safety Agency | Chief Executive Officer |
|  | Australian Sports Commission | Executive Director |
|  | Australian Sports Commission | Chief Operating Officer |
|  | Australian Sports Commission | Chief Financial Officer |
|  | Food Standards Australia New Zealand | General Manager, Food Safety and Corporate |
|  | Food Standards Australia New Zealand | Chief Executive Officer |
|  | Independent Hospital Pricing Authority | Chief Executive Officer |
|  | National Health and Medical Research Council | Director, Business Services |
|  | National Health and Medical Research Council | Chief Financial Officer and Executive Director, Corporate Operations and Information |
|  | National Mental Health Commission | Chief Executive Officer |
|  | Professional Services Review | Director |
|  | Sport Integrity Australia | Chief Executive Officer |
| ***Home Affairs Portfolio*** | | |
|  | Department of Home Affairs | Chief Operating Officer |
|  | Department of Home Affairs | Assistant Secretary, Property Branch |
|  | Department of Home Affairs | First Assistant Secretary, Procurement Property and Contracts Division |
|  | Department of Home Affairs | First Assistant Secretary, Finance Division |
|  | Department of Home Affairs | Director, Strategy, Leasing and Governance |
|  | Australian Security Intelligence Organisation | First Assistant Director-General, Enterprise Services |
|  | Australian Security Intelligence Organisation | Deputy Director-General, Enterprise Service Delivery |
|  | Australian Security Intelligence Organisation | Chief Finance Officer |
|  | Australian Security Intelligence Organisation | Assistant Director-General, Facilities Services |
|  | National Recovery and Resilience Agency | Chief Executive Officer |
|  | National Recovery and Resilience Agency | Coordinating General (Accountable Authority) |
|  | National Recovery and Resilience Agency | Chief Financial Officer |
|  | National Recovery and Resilience Agency | Chief Operating Officer |
| ***Industry, Science and Resources Portfolio*** | | |
|  | Department of Industry, Science and Resources | Secretary |
|  | Department of Industry, Science and Resources | Deputy Secretary |
|  | Department of Industry, Science and Resources | Chief Operating Officer |
|  | Department of Industry, Science and Resources | Chief Financial Officer |
|  | Department of Industry, Science and Resources | General Manager, Property and Protective Security |
|  | Department of Industry, Science and Resources | Manager, Property Operations |
|  | Department of Industry, Science and Resources | Manager, Property Projects |
|  | Australian Nuclear Science and Technology Organisation | Chief Executive Officer |
|  | Australian Nuclear Science and Technology Organisation | Group Executive Capital Programs and Chief Engineer |
|  | Australian Nuclear Science and Technology Organisation | Chief Operating Officer |
|  | Commonwealth Scientific and Industrial Research Organisation | Chief Executive Officer |
|  | Commonwealth Scientific and Industrial Research Organisation | Chief Operating Officer |
|  | Commonwealth Scientific and Industrial Research Organisation | Director, Business and Infrastructure Services |
|  | Commonwealth Scientific and Industrial Research Organisation | Executive Manager – Estate,  Business and Infrastructure Services |
|  | Commonwealth Scientific and Industrial Research Organisation | Manager – Estate and Leasing Management, Business and Infrastructure Services |
|  | Geoscience Australia | Chief Executive Officer |
|  | Geoscience Australia | Chief Operating Officer |
|  | Geoscience Australia | Chief Financial Officer |
|  | Geoscience Australia | General Manager, Enabling Services |
|  | IP Australia | Director General |
|  | IP Australia | Deputy Director General |
|  | IP Australia | Chief Financial Officer |
|  | National Offshore Petroleum Safety and Environmental Management Authority | Chief Executive Officer |
|  | National Offshore Petroleum Safety and Environmental Management Authority | Chief Financial Officer |
| ***Infrastructure, Transport, Regional Development, Communications and the Arts Portfolio*** | | |
|  | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | Secretary |
|  | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | Deputy Secretary |
|  | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | First Assistant Secretary, People, Governance, Parliamentary and Communication |
|  | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | Assistant Secretary, Human Resources and Property |
|  | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | Director, Property |
|  | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | Chief Financial Officer |
|  | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | Assistant Secretary, Finance Branch |
|  | Australia Council for the Arts | Chief Executive Officer |
|  | Australia Council for the Arts | Executive Director Corporate Resources |
|  | Australian Communications and Media Authority | Chair and Agency Head |
|  | Australian Communications and Media Authority | Chief Operating Officer and General Manager, Corporate and Research Division |
|  | Australian Communications and Media Authority | Chief Financial Officer and Executive Manager, Finance, Reporting and Operations Branch |
|  | Australian Film, Television and Radio School | Chief Executive Officer (Director) |
|  | Australian National Maritime Museum | Deputy Director, Corporate Services/Chief Financial Officer |
|  | Australian National Maritime Museum | Chief Executive Officer/Director |
|  | Australian Transport Safety Bureau | Chief Executive Officer |
|  | Australian Transport Safety Bureau | Chief Operating Officer |
|  | Australian Transport Safety Bureau | Chief Financial Officer |
|  | Civil Aviation Safety Authority | Chief Executive Officer and Director of Aviation Safety |
|  | Civil Aviation Safety Authority | Chief Financial Officer |
|  | Infrastructure Australia | Chief Operating Officer |
|  | National Archives of Australia | Director-General |
|  | National Capital Authority | Chief Executive |
|  | National Capital Authority | Chief Operating Officer |
|  | National Capital Authority | Director, Finance and Business Resources |
|  | National Film and Sound Archive of Australia | Chief Executive Officer |
|  | National Film and Sound Archive of Australia | Chief Operating Officer |
|  | National Gallery of Australia | Director |
|  | National Gallery of Australia | Chief Finance Officer |
|  | National Library of Australia | Chief Operating Officer |
|  | National Library of Australia | Chief Financial Officer |
|  | National Library of Australia | Director-General of the National Library |
|  | National Museum of Australia | Director |
|  | National Museum of Australia | Deputy Director |
|  | National Museum of Australia | Assistant Director, Corporate Operations and Services |
|  | National Transport Commission | Chief Executive Officer |
|  | Old Parliament House | Museum Head |
|  | Old Parliament House | Deputy Museum Head |
|  | Screen Australia | Chief Executive Officer |
|  | Screen Australia | Chief Operating Officer |
|  | Screen Australia | Chief Financial Officer |
| ***Parliamentary Portfolio*** | | |
|  | Department of Parliamentary Services | Secretary |
|  | Department of Parliamentary Services | Deputy Secretary |
|  | Department of Parliamentary Services | First Assistant Secretary, Finance and Property Services |
| ***Prime Minister and Cabinet Portfolio*** | | |
|  | Department of the Prime Minister and Cabinet | Chief Operating Officer |
|  | Department of the Prime Minister and Cabinet | First Assistant Secretary, that manages property |
|  | Department of the Prime Minister and Cabinet | Assistant Secretary, that manages property |
|  | Australian Institute of Aboriginal and Torres Strait Islander Studies | Chief Executive Officer |
|  | Australian National Audit Office | Senior Executive Director, Corporate Management Group |
|  | Australian National Audit Office | Senior Director, Corporate Strategy and Change |
|  | Australian Public Service Commission | Australian Public Service Commissioner |
|  | Australian Public Service Commission | First Assistant Commissioner |
|  | Australian Public Service Commission | Assistant Commissioner, Enabling and Digital Services |
|  | Executive Director of Township Leasing | Executive Director of Township Leasing |
|  | National Indigenous Australians Agency | Chief Executive Officer |
|  | National Indigenous Australians Agency | Deputy Chief Executive Officer |
|  | National Indigenous Australians Agency | Chief Operating Officer |
|  | National Indigenous Australians Agency | Chief Financial Officer |
|  | National Indigenous Australians Agency | Branch Manager in charge of Property |
|  | Office of National Intelligence | Director-General |
|  | Office of the Official Secretary to the Governor-General | Official Secretary to the Governor-General |
|  | Office of the Official Secretary to the Governor-General | Deputy Official Secretary to the Governor-General |
|  | Office of the Official Secretary to the Governor-General | Director, People and Services |
|  | Workplace Gender Equality Agency | Agency Director |
| ***Social Services Portfolio*** | | |
|  | Department of Social Services | Secretary |
|  | Department of Social Services | Chief Operating Officer |
|  | Department of Social Services | Chief Finance Officer/Group Manager, Finance Group |
|  | Department of Social Services | Group Manager, Corporate and Governance Group |
|  | Department of Social Services | Group Manager, Pensions, Housing and Homelessness |
|  | Department of Social Services | Branch Manager, Housing and Homelessness Program Delivery |
|  | Department of Social Services | Branch Manager, Property and Security Branch |
|  | Department of Social Services | Director of Property, Property and Security Branch |
|  | Australian Institute of Family Studies | Director |
|  | Australian Institute of Family Studies | Deputy Director Corporate Services |
|  | Australian Hearing Services | Managing Director |
|  | Australian Hearing Services | Board Secretary |
|  | Australian Hearing Services | Chief Financial Officer |
|  | National Disability Insurance Agency | Chief Executive Officer |
|  | National Disability Insurance Agency | Chief Financial Officer |
|  | National Disability Insurance Agency | Branch Manager, Procurement and Property |
|  | National Disability Insurance Scheme Quality and Safeguards Commission | Commissioner |
|  | National Disability Insurance Scheme Quality and Safeguards Commission | Chief Operating Officer |
|  | Services Australia | Chief Executive Officer |
|  | Services Australia | Chief Operating Officer |
|  | Services Australia | Chief Financial Officer |
|  | Services Australia | General Manager, Corporate and Cross Government Services Division |
|  | Services Australia | National Manager, Property and Corporate Support Branch |
|  | Services Australia | Director, National Leasing Management |
|  | Services Australia | Director, Face to Face Leasing Strategy |
|  | Services Australia | National Manager, Face to Face Property Implementation Branch |
| ***Treasury Portfolio*** | | |
|  | Department of the Treasury | Deputy Secretary, Corporate and Foreign Investment Group |
|  | Department of the Treasury | Chief Operating Officer |
|  | Department of the Treasury | Chief Financial Officer |
|  | Department of the Treasury | Director Property Services and Logistics |
|  | Australian Bureau of Statistics | Chief Financial Officer |
|  | Australian Bureau of Statistics | Director, National Property |
|  | Australian Bureau of Statistics | General Manager, Corporate Services Division |
|  | Australian Competition and Consumer Commission | Chief Operating Officer |
|  | Australian Competition and Consumer Commission | Chief Finance Officer |
|  | Australian Office of Financial Management | Chief Executive Officer |
|  | Australian Prudential Regulation Authority | Chair |
|  | Australian Prudential Regulation Authority | Deputy Chair |
|  | Australian Prudential Regulation Authority | Member |
|  | Australian Reinsurance Pool Corporation | Chief Executive Officer |
|  | Australian Taxation Office | Commissioner of Taxation |
|  | Australian Taxation Office | Chief Operating Officer |
|  | Australian Taxation Office | Chief Finance Officer |
|  | Australian Taxation Office | Assistant Commissioner, ATO Property |
|  | Australian Taxation Office | Director, Property Projects |
|  | Australian Taxation Office | Director, Property |
|  | Australian Taxation Office | Property Manager |
|  | Commonwealth Grants Commission | Secretary |
|  | Commonwealth Grants Commission | Chief Finance Officer |
|  | Inspector-General of Taxation | Chief Executive Officer |
|  | Inspector-General of Taxation | Chief Finance Officer |
|  | National Competition Council | Chief Finance Officer |
|  | National Competition Council | Executive Director |
|  | National Housing Finance and Investment Corporation | Chief Executive Officer |
|  | National Housing Finance and Investment Corporation | Chief Financial Officer |
|  | National Housing Finance and Investment Corporation | General Counsel |
|  | Productivity Commission | Assistant Commissioner, Corporate Services |
|  | Royal Australian Mint | Chief Executive Officer |
| ***Veterans’ Affairs Portfolio*** | | |
|  | Department of Veterans’ Affairs | Chief Finance Officer |
|  | Department of Veterans’ Affairs | Assistant Secretary in CFO Division that manages property |
|  | Department of Veterans’ Affairs | Director in CFO Division that manages property |
|  | Department of Veterans’ Affairs | The Office of Australian War Graves, Director of War Graves |
|  | Department of Veterans’ Affairs | The Office of Australian War Graves, Director, War Graves Operations |
|  | Australian War Memorial | Director |
|  | Australian War Memorial | Assistant Director, Corporate Services |
|  | Australian War Memorial | Chief Finance Officer |

# Schedule 3 – Overseas Land Delegations

Delegations to officers in acquiring authorities relating to the acquisition and disposal of leasehold interests in overseas land where the acquisition or disposal is for residential accommodation, office accommodation, or related purposes as per section 7(1).

**[Note that delegates are subject to directions by the Minister]**

| **Item** | **Agency** | **Position** |
| --- | --- | --- |
| ***Agriculture, Fisheries and Forestry Portfolio*** | | |
|  | Department of Agriculture, Fisheries and Forestry | Secretary |
|  | Department of Agriculture, Fisheries and Forestry | Deputy Secretaries |
|  | Department of Agriculture, Fisheries and Forestry | Chief Finance Officer |
|  | Department of Agriculture, Fisheries and Forestry | First Assistant Secretary, responsible for property |
|  | Department of Agriculture, Fisheries and Forestry | First Assistant Secretary, Trade, Market Access & International |
|  | Department of Agriculture, Fisheries and Forestry | Assistant Secretary, responsible for property |
|  | Department of Agriculture, Fisheries and Forestry | Assistant Secretary, International Strategy & Engagement |
| ***Attorney-General’s Portfolio*** | | |
|  | Office of the Director of Public Prosecutions | Chief Corporate Officer |
|  | Office of the Director of Public Prosecutions | Chief Financial Officer |
| ***Climate Change, Energy, the Environment and Water Portfolio*** | | |
|  | Department of Climate Change, Energy, the Environment and Water | Secretary |
|  | Department of Climate Change, Energy, the Environment and Water | Deputy Secretaries |
|  | Department of Climate Change, Energy, the Environment and Water | Chief Operating Officer |
|  | Department of Climate Change, Energy, the Environment and Water | Chief Finance Officer |
| ***Defence Portfolio*** | | |
|  | Department of Defence | Deputy Secretary Security and Estate Group |
|  | Department of Defence | Chief Finance Officer |
|  | Department of Defence | First Assistant Secretary Infrastructure |
|  | Department of Defence | Assistant Secretary Property Management |
|  | Department of Defence | Director Estate Disposals and Overseas Leasing |
|  | Department of Defence | Assistant Director(s) Estate Disposals and Overseas Leasing |
| ***Education Portfolio*** | | |
|  | Department of Education | Secretary |
|  | Department of Education | Deputy Secretary, Corporate and Enabling Services |
|  | Department of Education | Chief Financial Officer |
|  | Australian Curriculum, Assessment and Reporting Authority | Chief Executive Officer |
| ***Employment and Workplace Relations Portfolio*** | | |
|  | Australian Skills Quality Authority (National Vocational Education and Training Regulator) | Chief Executive Officer |
| ***Finance Portfolio*** | | |
|  | Australian Electoral Commission | Electoral Commissioner |
|  | Australian Electoral Commission | Deputy Electoral Commissioner |
|  | Digital Transformation Agency | Chief Executive Officer |
| ***Foreign Affairs and Trade Portfolio*** | | |
|  | Department of Foreign Affairs and Trade | Officials occupying the position of Head of Mission or Head of Post or Senior Administrative Officer in the Department of Foreign Affairs and Trade Missions overseas |
|  | Australian Trade and Investment Commission | Chief Executive Officer |
|  | Australian Trade and Investment Commission | Chief Operating Officer |
|  | Australian Trade and Investment Commission | Chief Financial Officer |
|  | Australian Trade and Investment Commission | Chief Counsel |
|  | Australian Trade and Investment Commission | Chief Security Officer |
|  | Australian Trade and Investment Commission | Manager, Finance Business Partner Team |
|  | Australian Trade and Investment Commission | Manager, Finance Operations and Financial Accounting |
|  | Australian Trade and Investment Commission | Manager Property Services and Consular |
| ***Health and Aged Care Portfolio*** | | |
|  | Sport Integrity Australia | Chief Executive Officer |
|  | Food Standards Australia New Zealand | General Manager, Food Safety and Corporate |
|  | Food Standards Australia New Zealand | Chief Executive Officer |
|  | Australian Sports Commission | Executive Director |
|  | Australian Sports Commission | Chief Operating Officer |
|  | Australian Sports Commission | Chief Financial Officer |
| ***Home Affairs Portfolio*** | | |
|  | Department of Home Affairs | Chief Operating Officer |
|  | Department of Home Affairs | Assistant Secretary, Property Branch |
|  | Department of Home Affairs | First Assistant Secretary, Procurement Property and Contracts Division |
|  | Department of Home Affairs | First Assistant Secretary, Finance Division |
|  | Department of Home Affairs | Director, Strategy, Leasing and Governance |
|  | Department of Home Affairs | Superintendent, Airline Liaison (Offshore) Program |
|  | Australian Federal Police | Manager Finance |
|  | Australian Federal Police | Chief Operating Officer |
|  | Australian Federal Police | Chief Financial Officer |
|  | Australian Federal Police | Manager Infrastructure and Logistics |
| ***Industry, Science and Resources Portfolio*** | | |
|  | Department of Industry, Science and Resources | Secretary |
|  | Department of Industry, Science and Resources | Deputy Secretary |
|  | Department of Industry, Science and Resources | Chief Operating Officer |
|  | Department of Industry, Science and Resources | Chief Financial Officer |
|  | Department of Industry, Science and Resources | General Manager, Property and Protective Security |
|  | Department of Industry, Science and Resources | Manager, Property Operations |
|  | Department of Industry, Science and Resources | Manager, Property Projects |
|  | Australian Nuclear Science and Technology Organisation | Chief Executive Officer |
|  | Australian Nuclear Science and Technology Organisation | Group Executive Capital Programs and Chief Engineer |
|  | Australian Nuclear Science and Technology Organisation | Chief Operating Officer |
|  | Commonwealth Scientific and Industrial Research Organisation | Chief Executive Officer |
|  | Commonwealth Scientific and Industrial Research Organisation | Chief Operating Officer |
|  | Commonwealth Scientific and Industrial Research Organisation | Director, Business and Infrastructure Services |
|  | Commonwealth Scientific and Industrial Research Organisation | Executive Manager – Estate,  Business and Infrastructure Services |
|  | Commonwealth Scientific and Industrial Research Organisation | Manager – Estate and Leasing Management, Business and Infrastructure Services |
|  | IP Australia | Director General |
|  | IP Australia | Deputy Director General |
|  | IP Australia | Chief Financial Officer |
| ***Infrastructure, Transport, Regional Development, Communications and the Arts Portfolio*** | | |
|  | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | Secretary |
|  | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | Deputy Secretary |
|  | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | First Assistant Secretary, People, Governance, Parliamentary and Communication |
|  | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | Assistant Secretary, Human Resources and Property |
|  | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | Director Property |
|  | Department of Infrastructure, Transport, Regional Development, Communications and the Arts | Chief Financial Officer |
|  | Australia Council for the Arts | Chief Executive Officer |
|  | Australia Council for the Arts | Executive Director Corporate Resources |
|  | National Film and Sound Archive of Australia | Chief Executive Officer |
|  | National Film and Sound Archive of Australia | Chief Operating Officer |
| ***Prime Minister and Cabinet Portfolio*** | | |
|  | Department of the Prime Minister and Cabinet | First Assistant Secretary, that manages property |
|  | Department of the Prime Minister and Cabinet | Assistant Secretary, that manages property |
|  | Executive Director of Township Leasing | Executive Director of Township Leasing |
|  | Office of the Official Secretary to the Governor-General | Official Secretary to the Governor-General |
|  | Office of the Official Secretary to the Governor-General | Deputy Official Secretary to the Governor-General |
|  | Office of the Official Secretary to the Governor-General | Director, People and Services |
|  | Office of National Intelligence | Director-General |
|  | Old Parliament House | Museum Head |
| ***Social Services Portfolio*** | | |
|  | Hearing Australia | Managing Director |
|  | Hearing Australia | Board Secretary |
|  | Hearing Australia | Chief Financial Officer |
| ***Treasury Portfolio*** | | |
|  | Department of the Treasury | Deputy Secretary, Corporate and Foreign Investment Group |
|  | Department of the Treasury | Chief Operating Officer |
|  | Department of the Treasury | Chief Financial Officer |
|  | Department of the Treasury | Director Property Services and Logistics |
|  | Australian Competition and Consumer Commission | Chief Operating Officer |
|  | Australian Competition and Consumer Commission | Chief Finance Officer |
|  | Royal Australian Mint | Chief Executive Officer |
| ***Veterans’ Affairs Portfolio*** | | |
|  | Department of Veterans’ Affairs | Chief Finance Officer |
|  | Department of Veterans’ Affairs | Assistant Secretary in CFO Division that manages property |
|  | Department of Veterans’ Affairs | Director in CFO Division that manages property |
|  | Department of Veterans’ Affairs | Director of War Graves, The Office of Australian War Graves |
|  | Department of Veterans’ Affairs | Director, War Graves Operations, The Office of Australian War Graves, |