



Instrument of Delegation

Building and Construction Industry (Improving Productivity) Act 2016

I, DAVID DENNEY, Federal Safety Commissioner, make this instrument under s40(1) of the [Building and Construction Industry \(Improving Productivity\) Act 2016](#) (the Act).

Dated 9 December 2022

A handwritten signature in black ink, appearing to read 'David Denney', written over a horizontal line.

David Denney

Federal Safety Commissioner

1. Commencement

1.1 This instrument commences on signing.

2. Revocation

2.1 I revoke all previous delegations made under s40(1) of the Act.

3. Delegation

3.1 I delegate under s40(1) of the Act:

- a) the Federal Safety Commissioner's powers and functions specified in Column 1 of the Schedule;
- b) to the persons named and/or persons holding, occupying or performing the duties of the position(s) specified in Column 3 of the Schedule;
- c) subject to the limitations on the exercise of that power or function specified in column 4 of the Schedule and in accordance with any other direction I may give.

3.2 Notwithstanding 3.1, I delegate under s. 40(1) of the Act all my powers and functions under the Act to the person from time to time, holding, occupying or performing the duties of the office or position of Position Number 00050262, Assistant Secretary Safety and Compensation Policy, Department of Employment and Workplace Relations, in relation to MPG Constructions Canberra Pty Limited (ABN 89 614 877 726).

4. Severability

If my purported delegation of a particular function or power under this instrument is invalid, for whatever reason, it is my intention that this does not affect the validity of any other delegation of function or power under this instrument.

Federal Safety Commissioner's Delegation Schedule

Column 1	Column 2	Column 3	Column 4
Legislative Provision	Summary of Power or Function	Person(s) and/or Position(s)	Limit(s) and/or Condition(s)
<u><i>Building and Construction Industry (Improving Productivity) (Accreditation Scheme) Rules 2019 (the Rules)</i></u>			
As part of the Federal Safety Commissioner's function under s. 38(b) of the Act, s. 20 of the Rules	As part of performing functions as the accreditation authority for the purposes of the WHS Accreditation Scheme, to vary a person's accreditation to reflect a change of the legal name of the person	Position Number 00050300, Director Accreditation Operations, Office of the Federal Safety Commissioner Position Number 00050302, Director Operational Policy and Compliance, Office of the Federal Safety Commissioner	Not applicable
As part of the Federal Safety Commissioner's function under s. 38(b) of the Act, s. 21 of the Rules	As part of performing functions as the accreditation authority for the purposes of the WHS Accreditation Scheme, to cancel a person's accreditation on request	Position Number 00050300, Director Accreditation Operations, Office of the Federal Safety Commissioner Position Number 00050302, Director Operational Policy and Compliance, Office of the Federal Safety Commissioner	Not applicable