

INTRODUCTION

The power of Council to delegate is contained in Section 11 of the James Cook University Act 1997, as follows:

11. Delegation

- (1) The Council may delegate its powers under this Act to --
 - (a) an appropriately qualified member of the Council; or
 - (b) a committee consisting of appropriately qualified persons, but which must include one or more members of the Council;
 - (c) or an appropriately qualified member of the University's staff.

- (2) However, the Council may not delegate its power --
 - (a) to make University statutes or rules; or
 - (b) to adopt the University's annual budget; or
 - (c) to approve spending of funds available to the University by way of bequest, donation or special grant.

- (3) Despite subsection (2)(c), the council may delegate its power to approve spending of funds available to the university by way of bequest, donation or special grant if— [s 12] James Cook University Act 1997 Part 2 The university and its council Current as at 1 July 2014 Page 11
 - (a) the expenditure is for a matter funded by bequest, donation or special grant; and
 - (b) the amount of expenditure for the matter is not more than \$100000.

These delegation powers cannot be sub-delegated as the JCU Act does not contain express authorisation to do so.

In granting delegation, the Council directs:

- that all delegations must be exercised in line with all James Cook University approved financial, human resource, and academic policies and procedures;
- where any delegation is given to a holder of an office as such then, except in so far as a contrary intention appears, the power may be exercised and the duty performed by the person for the time being acting in the office;
- in exercising delegations, officers are subject to the requirements of the Queensland Financial Administration and Audit Act 1977 and the Queensland Statutory Bodies Financial Arrangements Act 1982;
- the delegations granted to these offices apply only in respect of operations and functions within the responsibility span of the office exercising the delegation and within budgetary limits, except where stated;
- in relation to Restricted Funds, delegations must be exercised in accordance with the terms and conditions governing each account;
- all Human Resources and Travel related delegations are to be exercised under the principle of "one-up" authorisation, ie. an officer cannot exercise the delegation in relation to another officer at the same or more senior level, except where stated.

[University Delegations](#)