



Legal Categories of Services for Approved Providers

Issued by the Office of General Counsel

Under the Legal Engagement Policy, the Office of General Counsel designates Approved Providers in the following Categories. Only Approved Providers may be engaged to advise the University.

Category 1: Registration, Quality and Standards - includes legal advice relating to The Tertiary Education Quality and Standards Agency (TEQSA), The Higher Education Research Data Collection (HERDC), the *Higher Education Support Act 2003* (HESA); and matters related to CRICOS licensing, and quality and accreditation standards;

Category 2: Research and Intellectual Property

Category 2A: **Research ethics, integrity and compliance;**

Category 2B: **Research funding and commercialisation;**

Category 3: Matters of National Security and National Interest

Any legal advice relating to matters of national security or the national interest including foreign arrangements as that term is understood in the Foreign Arrangements Scheme Act 2020, Foreign Influence Transparency Scheme Act 2018, The University Foreign Interference Taskforce and the *Guidelines to Counter Foreign Interference in the Australian University Sector*; all such matters are to be referred in the first instance to the OGC or, where security clearances require it, directly to the Chief Security Officer;

Category 4: Public Accountability and Integrity – including without limitation, allegations of corruption, misconduct and maladministration in public office by a public officer or the University as a Public Authority; allegations of fraud, the ICAC Act or the requirements of the Office for Public Integrity. All such matters are to be referred in the first instance to the OGC with the exception of any matter directly involving General Counsel and/or members of the Legal and Risk Branch which should be directed to the Chief Operating Officer in the first instance;

Category 5: Criminal Conduct not relevant to Category 4 - Any criminal complaint or allegation relating to a student or staff member or titleholder, and arising in the course of their enrolment or employment or designation as an Affiliate, as the case may be. All such matters must be referred in the first instance to the OGC with the exception of any matter directly involving General Counsel and/or members of the Legal and Risk Branch which should be directed to the Chief Operating Officer in the first instance;

Category 6: Employment and Industrial Law;

Category 6A : **Workers Compensation and Worker Safety;** and all matters pertaining to injury management and incidents, Return to Work SA, SafeWork SA (notices, reports and investigations) other than litigation or prosecutions arising from any of these matters;

Category 6B: **Immigration and Visas** – temporary and permanent work visas; sponsorship and labour agreements, visa applications;

Category 6C: **Employment law and workplace relations;**

Category 6D: **Industrial Relations and Awards, and the Enterprise Agreement;**

Category 6E: **Payroll;**

Category 7: Litigation* in any Court or Tribunal including:

Category 7A: **Insurance Claims and Recoveries**

Category 7B: **Workplace relations and industrial disputes and prosecutions and/or litigation** arising under Category 6;

* including pending or threatened claims or notices. Category 7A may require consent of underwriters for appointment of legal services providers approved under contractual policies of indemnity.

Category 8: Matters relating to Property and Environment and Estate Management including:

General property (tenure, titles, property development, redevelopment and management; compulsory acquisitions notices) and transactional property such as the purchase, sale and lease and dealing with estate and rights related to commercial residential and agricultural land holdings; campus access and joint developments or capital works and major projects;

Environment and planning – all planning and development applications and environment laws such as protection, conservation, management, pollution, waste handling, parks and grounds and special access areas (eg the Waite Arboretum and the North Adelaide sports grounds);

Category 9: Matters of Administrative and Public Law; including but not only claims relating to administrative decisions concerning staff and students, titleholders and members of the public; access to and management of data and information (including but not only Freedom of Information);

Category 10: Matters relating to Estates and Bequests, Donations, Gifts and the University's role as a statutory or common law Trustee;

Category 11: Liquor Licensing;

Category 12: Superannuation and the University's Superannuation Scheme and relevant Deeds and Trustee Roles and obligations;

Category 13: Procurement of Goods (including specialist research plant and equipment) and/or Services;

Category 14: Acquisition or Divestment of Controlled Entities, Land or Property

Category 15: Commercial Law not otherwise covered in Categories above, and **Consumer and Competition law.**