

Delegation Schedule D - Delegations Relating to Commercial Activity

Function		Delegation Holder and Limits	Policy Reference and Guidance
Commercial Activities			
<p>In accordance with Part 1, Division 4 of the University of Western Sydney Act 1997, commercial activities of the University must be undertaken in accordance with Guidelines that have been approved by the Board of Trustees. “Commercial activity” is defined in the Guidelines under section 1. The Board has made these delegations in accordance with the Guidelines. Legal advice should be sought on any commercial contract where revenue or contribution is anticipated to exceed \$100K, as is provided for in the Guidelines processes. Legal advice should also be sought in relation to commercial contracts for a lesser amount if not in a standard contractual form conforming to existing legal advice.</p>			
Commercial Activities (Exceeding \$100K)			
D1	<p>Enter into commercial agreements or arrangements for commercial activities as defined in the UWS Commercial Guidelines.</p> <p>Total value over the life of the project.</p>	<p>Category 10 - Conditional or Final Approval to a commercial activity: No limit</p> <p>BoT Standing Committee - Conditional or Final Approval to a commercial activity: \$2M</p> <p>Category 9 - Conditional or Final Approval to a commercial activity: \$1M</p> <p>Category 8 - Conditional or Final Approval to a commercial activity: \$500K</p> <p>Pro Vice-Chancellor (Research) - Conditional or final approval to a commercial activity: \$250K</p> <p>Director Campus Development - Conditional or final approval to a commercial activity: \$250K</p>	<p>Commercial Activities Guidelines</p>
Commercial Activities (Up to \$100K)			
D2	<p>Enter into commercial agreements or arrangements for commercial activities as defined in the UWS Commercial Guidelines.</p> <p>Total value over the life of the project.</p>	<p>Category 8 - \$100K</p> <p>Director Campus Development - \$100K</p> <p>Associate Director Innovation - \$100K</p> <p>Associate Director Commercial Development - \$100K</p>	<p>Commercial Activities Guidelines</p> <p>The delegated threshold figure is the value over the life of the project.</p>

Function		Delegation Holder and Limits	Policy Reference and Guidance
D3	Approve and enter into contract/consultancy type commercial arrangements involving staff of the University with external parties (i.e. University consulting).	Director Campus Development - \$100K Associate Director Innovation - \$100K Associate Director Commercial Development - \$100K Category 6 - \$50K (subject to endorsement by Associate Director Commercial Development)	Commercial Activities Guidelines
D4	Approve trading agreements, including determining prices for produce, livestock or similar goods and services through trading and other outlets.	Director Campus Development - \$100K (per agreement) Associate Director Commercial Development - \$100K (per agreement) Category 6 - \$50K (per agreement and subject to endorsement by Associate Director Commercial Development)	Commercial Activities Guidelines
D5	Maintenance of the University's Register of Commercial Activities in accordance with the requirements of the Commercial Activities Guidelines and section 32C of the UWS Act.	Chief Financial Officer	Commercial Activities Guidelines
Entities, Companies, Foundations			
D6	Approve the establishment of related or controlled entities, companies and foundations of the University.	Category 10 - Not Delegated	Commercial Activities Guidelines
D7	Act as the University's representative in accordance with s.250D of the Corporations Act 2001 with respect to the University's interest in any company.	Category 9 Deputy Vice-Chancellor Corporate Strategy and Services	
D8	Sale or otherwise dealing in shares held by the University in spin-out companies subject to compliance with investment requirements placed on the University.	Category 9 Deputy Vice-Chancellor Corporate Strategy and Services	