

Instrument of Delegation



Delegation of powers and functions of the Chief Executive of Oranga Tamariki—Ministry for Children to roles employed by Barnardos New Zealand Incorporated

1. Pursuant to schedule 6 subclauses 2(1) and 2(5) of the Public Service Act 2020 and section 7B of the Oranga Tamariki Act 1989, and:
 - a. with the prior approval of the Minister for Children, and
 - b. being satisfied that any potential conflicts of interest will be avoided or managed,

I delegate, to the persons at Barnardos New Zealand Incorporated (the delegate) holding the roles specified in the Annex to this Instrument, the powers and functions specified in the Annex, which relate to searches at Te Poutama Ārahi Rangatahi residence.

Conditions on delegation

2. This delegation is subject to the following conditions:
 - a. For a person to be appointed to a position specified in the Annex to this Instrument, they must:
 - i. be appropriately qualified to perform the function or exercise the power, taking into account their training, experience, and interpersonal skills; and
 - ii. Have the prior written approval of the Oranga Tamariki National Director Care and Protection Residential Services.
 - b. The delegated powers and functions must be exercised or performed in accordance with:
 - i. all relevant statutory obligations; and
 - ii. all relevant obligations in the minimum standards of conduct and integrity or any other code of conduct issued by the Public Services Commissioner under section 17(3) of the Public Service Act 2020;
 - c. The delegated powers and functions cannot be sub-delegated to any other person;
 - d. The delegated powers and functions must be exercised or performed in accordance with any guidance or directions issued by the Chief Executive of Oranga Tamariki; and
 - e. The delegated powers and functions must be exercised or performed in accordance with any financial limits and guidance set out in the contractual framework for this delegation between Oranga Tamariki and the delegate.

Statutory effect of delegation

3. In accordance with the Public Service Act 2020:

- a. information held by the delegate in relation to the exercise or performance of a delegated power or function is deemed to be held by Oranga Tamariki for the purposes of the Official Information Act 1982;
- b. the Ombudsmen Act 1975 and the Official Information Act 1982 apply to the delegate in relation to the exercise or performance of a delegated power or function as if the delegate were an organisation named in Schedule 1 of the Ombudsmen Act 1975;
- c. where a person is informed by a written document of an action taken by the delegate, the document must:
 - i. state that the action was taken by a delegate outside the Public Service; and
 - ii. give the delegate's name and office; and
 - iii. state that a copy of this instrument of delegation may be inspected at the chief executive's office.

General terms of delegation

- 4. This instrument of delegation takes effect on 24 October 2026.
- 5. This period of this delegation is from the date of execution until any of the following events occur:
 - a. It is revoked in writing; or
 - b. It is superseded.
- 6. In this instrument of delegation the terms otherwise defined in the Oranga Tamariki Act 1989 and the Public Service Act 2020 have the same meanings in this delegation.

At Wellington this 20th day of October 2026



Amanda Malu
Chief Executive
Oranga Tamariki—Ministry for Children

**ANNEX – DELEGATIONS – BARNARDOS NEW ZEALAND INCORPORATED
TE POUTAMA ĀRAHI RANGATAHI RESIDENCE**

Delegated Statutory Power or Function	Legislative Reference	Recipient of Delegation
Before a child or young person is placed in a residence, or as soon as reasonably practicable after placement, approve a search plan developed for the child or young person.	Section 384AA(1) Oranga Tamariki Act 1989	Clinical Team Leader
Determination, based on reasonable grounds, that there is good reason not to record a child or young person's needs or preferences in a search plan.	Section 384AA(3)(b) Oranga Tamariki Act 1989	Clinical Team Leader
Determination, based on reasonable grounds, that there is good reason to depart from an approved search plan when conducting a search of a child or young person, or that it is not reasonably practicable to conduct the search in accordance with that search plan	Section 384AB(1) Oranga Tamariki Act 1989	Service Manager
Where section 384AC(2) of the Oranga Tamariki Act 1989 applies, determination, based on reasonable grounds, that it is not reasonably practicable to conduct a search in accordance with a child's or young person's needs and preferences, or that there is another good reason not to do so.	Section 384AC(2)(b) Oranga Tamariki Act 1989	Service Manager
Review (and as appropriate amend) an approved search plan for a child or young person in a residence.	Section 384AD(1) Oranga Tamariki Act 1989 and Regulation 40 Oranga Tamariki (Residential Care) Regulations 1996	Clinical Team Leader
Approve a child or young person's nominated advocate, unless the grounds in regulation 16A(3) are believed to apply	Regulation 16A(2)(d) and (3), Oranga Tamariki (Residential Care) Regulations 1996	Service Manager
Where an unauthorised item is seized from a child or young person in a residence, determination that the item can be returned to the child or young person at a time earlier than the time of their discharge from the residence.	Regulation 45B(2) Oranga Tamariki (Residential Care) Regulations 1996	Service Manager
Direct destruction of unauthorised item seized from a child or young person in a residence.	Regulation 45B(3) Oranga Tamariki (Residential Care) Regulations 1996	Service Manager