



## SOLICITORS IN PRIVATE PRACTICE - APPLICATION FOR EXEMPTION 2011/12

This form should be completed by those solicitors who hold or intend to hold NSW practising certificates entitling them to practise on their own account and want an exemption from the requirement to be insured in New South Wales under Part 3.3 Legal Profession Act 2004 as they are members of a law practice which is:

**Please indicate which category applies to your situation:**

- a single partnership which maintains offices, carries on business and has legal practitioner partners who have their principal place of practice in more than one state/territory of the Commonwealth of Australia; or
- conducted by a sole practitioner or principals who have their principal place of practice outside New South Wales; or
- operating principally outside New South Wales and has solicitors who occasionally practise in NSW; or
- an incorporated legal practice which maintains offices, carries on business and has legal practitioner directors who have their principal place of practice in more than one state/territory of the Commonwealth of Australia.

### LAW PRACTICE DETAILS

#### Current Details

List any changes below &  
date of change

Practice Name

Principal Office Address

**Please list the solicitors at your practice who are applying for a Principal's practising certificate in New South Wales and this exemption:**

*(Please attach a separate sheet if there is insufficient space)*

**NAME/S:**

_____	_____
_____	_____

*PLEASE NOTE: Any solicitor obtaining the benefit of an exemption is required to notify The Law Society of New South Wales immediately if they cease to practise with the law practice. Without the benefit of the exemption they may not be able to practise in New South Wales unless they have the benefit of the approved policy or a further exemption granted by the Council.*

This exemption will only be granted if insurance cover for all the practice activities is arranged for **an amount at least equal to the amount of cover provided by the approved policy**; and which remains or is warranted to remain in force for the period of this exemption, and the cover is considered by the Council of The Law Society of NSW to be **broadly equivalent to that required to be held by insurable solicitors in New South Wales.**

**PLEASE TURN OVER AND COMPLETE THE REVERSE OF THIS FORM**

## DECLARATION

You must attach **EVIDENCE** of professional indemnity insurance cover **ISSUED BY YOUR INSURER** for **2011/12** in order to be eligible for exemption.

I am a principal of the law practice applying for this exemption and declare on behalf of the practice that:

- (a) The information provided in or attached to this application is accurate.
- (b) I have not withheld any relevant information.
- (c) I have read and understood the contents of the application.
- (d) I am authorised by each of the principals and solicitors who are applying for this exemption to make this application.
- (e) The practice insurance arrangements, as demonstrated in the attached evidence from the insurer, are as follows:

**Inception Date** .....

**Expiry Date** .....

**Insurer** .....

**Limit** .....

- (f) The solicitors at the practice are insured against any description of civil liability whatsoever incurred in practising as solicitors in an Australian state or territory and the indemnity provided is broadly equivalent to that provided by the approved insurance policy in New South Wales, and accordingly the practice applies for an exemption for insurable solicitors practising with the practice from the requirement to be insured in New South Wales for the period ending 30 June 2012.
- (g) I agree that this or any previous exemption on behalf of the principals and solicitors of the practice applying for this exemption does not apply to the application of sections 412, 413 and clause 3 Schedule 7 of the Legal Profession Act 2004 or any other provision of the Act relating to any levy on account of the Indemnity Fund; and
- (h) I authorise The Law Society of New South Wales to contact my Insurer as shown on this form.

**Name** \_\_\_\_\_  
(Please print)

**Signed** \_\_\_\_\_ **Dated** \_\_\_\_\_

**The exemption application will only be considered if EVIDENCE IS ATTACHED from your insurer of the above declared insurance arrangements for 2011/12.**

A NSW Practising Certificate can only be issued to an insurable solicitor at your practice if this insurance exemption has been approved. In order that the exemption may be approved, please:

- Fully complete this application **form**;
- Ensure that the **Declaration** on this page has been completed and signed by a principal of the law practice; and
- **Attach EVIDENCE of Professional Indemnity Insurance cover for 2011/12 from your insurer.**

### Form and Enquiries to:

POST	EMAIL	FAX	PHONE
Law Society Registry 170 Phillip Street Sydney NSW 2000 or DX 362 Sydney	registry@lawsociety.com.au	(02) 9926 0257  From overseas: +61 2 9926 0257	(02) 9926 0156  From overseas: +61 2 9926 0156