

Professional Standards (Bar Association of Queensland Professional Standards Scheme) Notice 2019

Explanatory notes for SL 2019 No.9 of 2019

made under the

Professional Standards Act 2004

General Outline

Short title

Professional Standards (Bar Association of Queensland Professional Standards Scheme) Notice 2019.

Authorising law

Section 14 of the *Professional Standards Act 2004* (the Act).

Policy objectives and the reasons for them

Section 14(1) of the Act requires the Minister to give notice of the approval of a scheme by the Queensland Professional Standards Council (the Council). Under section 14(2), the notice is subordinate legislation.

The objective of the Professional Standards (Bar Association of Queensland Professional Standards Scheme) Notice 2019 (the Notice) is to give notice of the approval of the Bar Association of Queensland Professional Standards Scheme (the Scheme) by the Council.

The Scheme limits the occupational liability of any barrister who holds a Queensland practising certificate issued under the *Legal Profession Act 2007* (LP Act) who is a Class A Ordinary member or a Life member of the Bar Association of Queensland and is insured under an approved professional indemnity insurance policy complying with the requirements of the LP Act. The Scheme also applies to officers, partners, employees and associates of persons to whom the Scheme applies, by operation of sections 20, 21 and 21A of the Act.

Achievement of policy objectives

The policy objectives are achieved by giving Notice of the approval of the Scheme by the Council. As the current Bar Association of Queensland Professional Standards Scheme will expire on 30 June 2019, the Notice also repeals the Professional Standards (Bar Association of Queensland Scheme) Notice 2013.

Consistency with policy objectives of authorising law

The Notice is consistent with the policy objectives of the Act.

Inconsistency with policy objectives of other legislation

The Notice is not inconsistent with the policy objectives of other legislation.

Benefits and costs of implementation

There are no costs associated with the implementation of the Notice.

Consistency with fundamental legislative principles

The Notice is consistent with fundamental legislative principles.

Consultation

The Scheme was consulted on as required by section 9 of the Act.