

LEGAL PRACTITIONERS LIABILITY COMMITTEE

Professional Indemnity Insurance for Barristers 2011/2012 Applicant Declaration

I, the applicant named below, hereby apply to the Legal Practitioners Liability Committee (LPLC) for professional indemnity insurance for the 12 months commencing 1 July 2011.

1. Applicant Details

| | |
|---|-----------------------------------|
| Full Name of Barrister | |
| Bar Roll Number (if member of Victorian Bar) | Junior / Silk <i>circle which</i> |
| Chambers Address | |
| Name of Clerk | |
| Telephone Number | |
| Email | |

2. Financial Details

A. Gross Fee Income (inclusive of clerking commission, exclusive of GST) in Australian dollars (A\$)

| Financial Year | Gross Fee Income |
|-----------------------|------------------|
| 2009/ 2010 (actual) | |
| 2010/ 2011 (estimate) | |
| 2011/ 2012 (estimate) | |

B. Was 90% or more of your actual Gross Fee Income for 2009/2010 (or if you first signed the Bar Roll after 1 May 2010, your estimate for 2011/2012) derived from the practice of criminal law (including intervention orders)?

Yes No

3. Claims & Circumstances Giving Rise to Claims

C. Your policy requires immediate written notification to LPLC of any claims or circumstances of which you first become aware during the period of insurance which might give rise to a claim.

If you are aware of any such claim or circumstances WHICH YOU HAVE NOT ALREADY REPORTED TO LPLC please immediately contact Justin Toohey at LPLC by email justin.toohey@lplc.com.au or facsimile (9670 5538) to make a formal notification, or alternatively by telephone (9672 3800) should you wish to discuss the matter first.

4. Privacy

The information provided in this Declaration may be provided to the Victorian Bar Inc. and shall be strictly confidential to the Victorian Bar Inc.'s senior administrative officer from time to time and any staff member or consultant who undertakes like obligations of confidentiality. Subject to their keeping confidential the identity of the Insured and that of other parties involved in any claim or notification, the information supplied may be used by the LPLC and/or Victorian Bar Inc. only for the purposes of:

- (a) providing professional indemnity insurance for barristers and determining terms and conditions of cover and premiums;
- (b) providing the Insured such assistance in connection with the claim or notification as may be appropriate;
- (c) obtaining and maintaining reinsurance for Victorian barristers;
- (d) developing risk management strategies;
- (e) maintaining a comprehensive and up to date claims history database;
- (f) establishing and maintaining a professional standards scheme for the Victorian Bar; and
- (g) setting subscriptions for membership of the Victorian Bar.

5. Declaration

I am admitted to practise as an Australian Lawyer of the Supreme Court of Victoria. For the period of 12 months from 1 July 2011, I will be carrying on practice in Victoria as a barrister only. I currently hold a practising certificate issued by the Victorian Bar Inc. or intend to apply for such a practising certificate.

The information contained in this Declaration is accurate and complete. I have disclosed all matters relevant to the LPLC. I acknowledge that the information contained in this Declaration may be provided and used for the purposes set out in the Privacy section.

I understand that, until a contract of insurance is entered into, I am under a continuing obligation to immediately inform the LPLC of any change in the particulars or statements contained in this Declaration or in the accompanying documents.

I understand that a contract of insurance will not be entered into until the correct premium has been received by the LPLC. This will be confirmed by way of the issue to me of an LPLC tax invoice/receipt.

Signed: _____ Date: _____

Print Name: _____

Legal Practitioners Liability Committee

Level 31, 570 Bourke Street
Melbourne, Victoria 3000
Telephone: (03) 9672 3800
Facsimile: (03) 9670 5538
DX 431 Melbourne

To apply on line go to www.lplc.com.au/renewal

6. Premium Calculation

Please calculate your premium as follows. All premiums include GST and stamp duty.

- A. If you first signed the Bar Roll *after* 1 May, 2010 use the following table. Use the second or third column according to whether you estimate that 90% or more of your 2011/2012 Gross Fee Income will be derived from practising criminal law (including intervention orders).**

| Estimated 2011/2012 Gross Fee Income | Premium if less than 90% of 2011/2012 Gross Fee Income from criminal practice | Premium if 90% or more of 2011/2012 Gross Fee Income from criminal practice |
|--------------------------------------|---|---|
| Nil | \$110 | \$110 |
| \$1-\$50,000 | \$350 | \$250 |
| \$50,001 to \$75,000 | \$400 | \$265 |
| \$75,001 to \$100,000 | \$795 | \$315 |
| \$100,001 to \$125,000 | \$1,165 | \$460 |
| \$125,001 to \$150,000 | \$1,260 | \$495 |
| \$150,001 to \$200,000 | \$1,350 | \$565 |
| \$200,001 to \$250,000 | \$1,670 | \$835 |
| \$250,001 to \$300,000 | \$1,950 | \$975 |
| \$300,001 to \$400,000 | \$2,670 | \$1,335 |

- B. If you first signed the Bar Roll *before* 1 May 2010, use the following table. Use the second or third column according to whether you estimate that 90% or more of your 2009/2010 Gross Fee Income was derived from practising criminal law (including intervention orders):**

| Actual 2009/2010 Gross Fee Income | Premium if less than 90% of 2009/2010 Gross Fee Income from criminal practice | Premium if 90% or more of 2009/2010 Gross Fee Income from criminal practice |
|-----------------------------------|---|---|
| Nil | \$110 | \$110 |
| \$1 to \$50,000 | \$470 | \$335 |
| \$50,001 to \$75,000 | \$530 | \$350 |
| \$75,001 to \$100,000 | \$1,060 | \$415 |
| \$100,001 to \$125,000 | \$1,165 | \$460 |
| \$125,001 to \$150,000 | \$1,260 | \$495 |
| \$150,001 to \$200,000 | \$1,350 | \$565 |
| \$200,001 to \$250,000 | \$1,670 | \$835 |
| \$250,001 to \$300,000 | \$1,950 | \$975 |
| \$300,001 to \$400,000 | \$2,670 | \$1,335 |
| \$400,001 to \$500,000 | \$3,125 | \$1,560 |
| \$500,001 to \$700,000 | \$4,020 | \$2,010 |
| \$700,001 to \$900,000 | \$4,315 | \$2,155 |
| \$900,001 to \$1,500,000 | \$4,825 | \$2,415 |
| Over \$1,500,000 | \$5,335 | \$2,670 |

7. Payment

Payment is requested by 13 MAY 2011

(this enables LPLC to process the application and notify the Legal Services Board by 31 May 2011 that your insurance is in place – refer section 2.4.9(5) of the *Legal Profession Act 2004*).

Choose **one** of the following methods of payment:

- Cheque* **A cheque for \$ _____ is enclosed (make payable to LPLC).**
- Money Order* **A money order for \$ _____ is enclosed (make payable to LPLC).**
- Internet Banking* **A receipt for my internet banking payment of \$ _____ is enclosed.**

Banking details for Internet Banking **Legal Practitioners Liability Committee
BSB : 033 000
Account No: 20 2105**
- Premium Funding **I have applied for premium funding. The completed funding application is attached.**
(NB An application form for Pacific Premium Funding is enclosed, although you are at liberty to seek funding from the funder of your choice.)