



Environmental Planning and Assessment Amendment (Insurance) Regulation 2002

under the

Environmental Planning and Assessment Act 1979

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Environmental Planning and Assessment Act 1979*.

ANDREW REFSHAUGE, M.P.,

Minister for Planning

Explanatory note

The object of this Regulation is to omit the provisions of the *Environmental Planning and Assessment Regulation 2000* that require an insurance policy held by an accredited certifier under section 109ZN of the *Environmental Planning and Assessment Act 1979* to provide run-off cover for the years following the year in which the policy is entered into.

This Regulation is made under the *Environmental Planning and Assessment Act 1979*, including section 157 (the general power to make regulations) and sections 109ZN and 109ZP.

2002 No 976

Clause 1 Environmental Planning and Assessment Amendment (Insurance)
Regulation 2002

**Environmental Planning and Assessment Amendment
(Insurance) Regulation 2002**

under the

Environmental Planning and Assessment Act 1979

1 Name of Regulation

This Regulation is the *Environmental Planning and Assessment Amendment (Insurance) Regulation 2002*.

**2 Amendment of Environmental Planning and Assessment Regulation
2000**

The *Environmental Planning and Assessment Regulation 2000* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 2)

[1] Clauses 206–210, 214, 218 and 219

Omit “automatic run-off contract” wherever occurring.

Insert instead “approved professional indemnity contract”.

[2] Clause 206 Definitions

Omit the definitions of *automatic run-off contract*, *automatic run-off insurance scheme*, *certifying functions*, *non-practising insured*, *practising insured* and *run-off cover*.

[3] Clause 206

Insert in alphabetical order:

approved professional indemnity contract means an insurance contract that indemnifies an individual, a company or a partnership against an accredited certifier’s statutory liability.

[4] Clause 207 Required insurance: section 109ZN

Omit “(or by a number of such contracts)” from clause 207 (b).

[5] Clause 208 Individual contracts

Omit “Except as provided by clause 211, the” from clause 208 (3).

Insert instead “The”.

[6] Clause 208 (5)

Omit the subclause.

[7] Clause 209 Company contracts

Omit “Except as provided by clause 211, the” from clause 209 (5).

Insert instead “The”.

[8] Clause 209 (7)

Omit the subclause.

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Schedule 1 Amendments

[9] Clause 210 Partnership contracts

Omit “Except as provided by clause 211, the” from clause 210 (5).

Insert instead “The”.

[10] Clause 210 (7)

Omit the subclause.

[11] Clauses 211–213 and 215–217

Omit the clauses.

[12] Part 11, Divisions 4 and 5

Omit the Divisions.

BY AUTHORITY
