



APPLICATION FOR RENEWAL

Of

BARRISTER PRACTISING CERTIFICATE

The Australian Capital Territory Bar Association
11th Floor, 1 Hobart Place, Canberra ACT 2601
GPO Box 789, Canberra ACT 2601
DX 5654 (CANBERRA)

*(a member of the Law Council of Australia,
and the Australian Bar Association)*

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ceo@actbar.com.au www.actbar.com.au

ABN 84 008 481 258



Application for renewal of Barrister Practising Certificate

PART 1

Title Full name (please print)

1. I,

of (residential address):

Suburb State Postcode

Phone No: (BH) (AH) (Mobile)

Email: (Work)

Email: (Home)

Postal address (if differs from residential/office address):

apply for the issue of a renewed **Barrister Practising Certificate** under the *Legal Profession Act 2006* (the Act) and the *Legal Profession Regulation 2007* authorising me to practice as a Barrister at the Private Bar for the year ending 30 June 2011.

2. I practise / will practise at:

Name of Chambers

Business Address

post office box is not a practice address

DX:

OR

as an employee of AGS, GSO, OPC, DPP, Defence Legal (Please specify)

The physical address(es) at which I practise / will practise principally is / are

The postal address (if different) is

DX



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3. Is the Australian Capital Territory currently your principal place of practice?

YES NO

If "NO", please provide details: _____

4. Have you been admitted to practice in any other country since your last application?

YES NO

If "YES", please specify: _____

5. Do you expect to be engaged in legal practice principally in The Australian Capital Territory during the currency of the practising certificate applied for?

YES NO

If "NO", please provide details: _____

6. I currently hold, an ACT Barrister Practising Certificate
(applicant to initial).

7. I understand that it is a condition of this practising certificate that I must notify the ACT Bar Association as soon as is reasonably practicable if and when my practice details change (s 47).

PROFESSIONAL INDEMNITY INSURANCE

8. This barrister practising certificate is issued on the basis that I am, or will be, the holder of an approved policy of Professional Indemnity Insurance for the duration of this practising certificate (s 312A). Accordingly, I have effected Professional Indemnity Insurance through:

Please attach a copy of the certificate of currency for your PII for the practice year 2010/2011.



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OTHER NOTIFIABLE INFORMATION

- 9. I understand that I must notify the ACT Bar Association in writing within 7 days if I am charged with a “**serious offence**” (defined in the Dictionary to the Act) or if I am convicted of any offence that would require disclosure under the admission rules in relation to an application for admission to the legal profession under the Act (s51).

- 10. I understand that I must **attach** to this application a written statement about any “**show-cause events**” (defined in the Dictionary to the Act) that have occurred in relation to me since my admission to the legal profession and that have not been previously notified to the ACT Bar Association. The written statement must explain why, despite the show-cause event or events, I consider myself to be a fit and proper person to hold a practising certificate (s60). Should a “**show-cause event**” occur while I am holding this practising certificate, I must give the ACT Bar Association written notice within 7 days of the event and further information with 28 days (s 61). Please complete Part 3 of this application.

- 11. I understand that the ACT Bar Association cannot grant me a barrister practising certificate unless satisfied that I am a ‘fit and proper person’ to hold the certificate (ss 44(3) and (4)). Sections 11 and 36 contain criteria that are relevant to whether a person is a ‘fit and proper person’.
 - (a) This application form contains all relevant information as to whether I am a ‘fit and proper person’; **OR**

 - (b) I have **attached** a statement containing all additional relevant information.

Applicant’s Signature: Dated:

(PLEASE COMPLETE PARTS 2, 3, 4 and sign Declaration)



PART 2

CONTINUING PROFESSIONAL DEVELOPMENT (CPD)

ACT Bar Association Bar Council's resolution of 28 April 2009 pursuant to Rule 113 of the *Legal Profession (Barristers) Rules 2008*

Holders of The Australian Capital Territory barristers' practising certificates are required to have obtained 12 CPD points for the period 1 April to 31 March, with at least one point in each of the three strands namely:-

- a) Ethics and Regulation of the Profession;
- b) Substantive Law, Practice and Procedure;
- c) Advocacy, Alternative Dispute Resolution, research skills and other skills related to barristers' work as set out in the *Legal Profession (Barristers) Rules 2008*.

Exemptions or Reductions in Required CPD Points

A barrister who, at 31 March in a given CPD year, has held a practising certificate for a period of time less than from the preceding July has their CPD points requirement reduced as indicated below:-

August	-	6 points	September	-	5 points
October	-	4 points	November	-	3 points
December	-	2 points	January/February	-	1 point
March, April, May and June	-	0 points			

12. Have you obtained the requisite CPD points in the period 1 April 2009 to 31 March 2010?

YES NO*

***If you have answered "NO", please attach a written statement of reasons for not accumulating the requisite CPD points.**

Please ensure that you have kept a written record of how these CPD points have been accumulated as you may be required to produce this. Any questions regarding CPD should be directed to the Chief Executive Officer:
Tel: (02) 6257 1437; Fax: (02) 6257 6090 or e-mail: ceo@actbar.com.au or actbar@netspeed.com.au



PART 3

DISCLOSURE OF OFFENCES AND BANKRUPTCY MATTERS

Sections 60 and 61 of the *Legal Profession Act 2006* require disclosure to the Bar Council of show cause events (serious offences, tax offences and certain bankruptcy matters) and convictions (other than for an 'excluded offence'). Barristers must also notify Council if charged with a serious offence.

Note: disclosure/notification is not required if you have previously disclosed the information to the Bar Council.

Please answer **ALL** questions.

13. Have you been convicted (conviction includes a finding of guilt or the acceptance of a guilty plea, whether or not a conviction recorded) of a serious offence or a tax offence that you have not previously disclosed to the Bar Council?

YES* NO

14. Have you been convicted (conviction includes a finding of guilt or the acceptance of a guilty plea, whether or not a conviction recorded) of any offence (other than an excluded offence) that you have not previously disclosed to the Bar Council?

YES* NO

15. Have you become bankrupt, been served with a notice of a creditor's petition or had happen in relation to you any of the show cause events set out in the *Legal Profession Act 2006* that you have not previously disclosed to the Bar Council?

YES* NO

16. Have you been charged with a serious offence that you have not previously disclosed to the Bar Council?

YES* NO

***If you have answered 'YES' to any question in Part 3, please attach a written statement detailing the matters including the precise provision under which you have been convicted or charged.**



PART 4

Fitness and Propriety

Please answer **ALL** questions.

- 9. Have you done anything likely to adversely affect your good fame and character that you have not previously disclosed to the Bar Council?
 YES* NO

- 10. Are you aware of any facts or circumstances that you have not previously disclosed to the Bar Council which might affect your fitness to remain a legal practitioner, including non compliance with any obligation under the *Income Assessment Act 1936*?
 YES* NO

***If you have answered 'YES' to any question in Part 3, please attach a written statement detailing the matters.**

DECLARATION

I declare that the contents of this application are true and correct.

Signed..... Dated.....

Checklist:

Please return all of the following to the CEO, ACT Bar Association, GPO Box 789, Canberra City ACT 2601; DX 5654 Canberra:

- Practising certificate renewal form. Please ensure you have answered ALL questions, attached all required written statements, and signed the declaration;
- Tax Invoice for Fees and payment (please keep a copy for your records). **Payment is due by 5 June 2010.**
- Copy of the certificate of currency for your professional indemnity insurance for the 2010/2011 practice year. Please note only those professional indemnity insurance policies **approved by the Bar Council are acceptable.**

If there is a delay in receiving the certificate of currency from your insurer, the practising certificate renewal form and fee payment should still be forwarded to the Association before the due date (5 June 2010). However, a practising certificate *will not* be issued until proof of insurance has been received by the Association. It is the barrister's responsibility to arrange for this documentation to be provided to the Association.

Applications for a Practising Certificate *cannot be processed* until ALL of the above have been received and payment of the appropriate fee has cleared