

# PROFESSIONAL INDEMNITY AND CERTIFICATION IN ENVIRONMENTAL PRACTICE



Hallmark Conferences  
+ Events

In partnership with



ENVIRONMENT  
INSTITUTE OF  
AUSTRALIA AND  
NEW ZEALAND

A special one-day forum to find

## PRACTICAL SOLUTIONS TO THE PROFESSIONAL INDEMNITY CRISIS

THURSDAY, OCTOBER 21, 2004

RYDGES RIVERWALK, RICHMOND, MELBOURNE

### SPEAKERS INCLUDE:

- ▶ **Simon Molesworth AM QC**,  
National President, EIANZ
- ▶ **Bernie Marden**, NSW  
Secretary, PROFESSIONAL  
STANDARDS COUNCIL
- ▶ **Frank Fler**, Managing  
Director, A.W.N. (AIR WATER  
NOISE) CONSULTANTS
- ▶ **Representative**, MUNICH  
AMERICAN RISK PARTNERS
- ▶ **Bill Hogg**, Divisional Director,  
JARDINE LLOYD  
THOMPSON
- ▶ **Representative**, WILLIS  
AUSTRALIA
- ▶ **Paul Robinson**, Director,  
ACCOUNTINSURE / OAMPS  
LTD
- ▶ **Nigel Murphy**, Chair, EIANZ  
CERTIFICATION BOARD  
(CEnvP)
- ▶ **Bill Haylock**, Australian Vice-  
President, EIANZ
- ▶ **John Ridgway**, Policy Director,  
ASSOCIATION OF  
CONSULTING ENGINEERS  
AUSTRALIA (ACEA)
- ▶ **Gess Rambaldi**, Partner,  
PITCHER PARTNERS

*Your attendance at this forum is of vital importance to you as an environmental practitioner and to all of us as a young developing profession. EIANZ, in partnership with Hallmark Conferences + Events, is pleased to present a forum which seeks to build capacity to respond to the insurance crisis, shares understanding of the CEnvP Certification Scheme, and explores new options for managing strategic risk.*

**Simon Molesworth AM QC, President  
Environment Institute of Australia New Zealand**

Australian environmental consultants have faced massive increases in the cost of professional indemnity insurance since September 11, 2001. Policy exclusions have widened, insurers have refused to cover specific categories of practice, and there have been large increases in excess amounts. Some professionals, particularly in small business, are considering winding up their businesses.

A distinguished panel of speakers will gather in Melbourne to share insights on how environmental professionals should respond to the environmental risk crisis. Initiatives such as Professional Standards Legislation (PSL) and EIANZ's new Certification Scheme will be addressed with a view to understanding how they may impact on insurance premiums. Reference will be made to the experiences of other industry associations and how they have responded to the insurance crisis.

*"Market Failure is the inability of professionals to access affordable levels of insurance to meet the scale of risk they face in providing the full range of professional services and the inability of consumers to obtain appropriately insured services." (Professions Australia)*

**Keynote Address: Bernie Marden, Secretary, Professional Standards Council, NSW**

# PROFESSIONAL INDEMNITY AND CERTIFICATION IN ENVIRONMENTAL PRACTICE

Thursday 21 October 2004

8:30 Registration & Refreshments

9:00 Opening Address - **Simon Molesworth AM QC**,  
*National President, EIANZ*

9:10 Keynote Address

## REGULATION, PROFESSIONAL STANDARDS AND THE INSURANCE ENVIRONMENT

- Professional Standards - latest developments in State and Federal legislation
- How the legislative reforms apply to common law claims for negligence
- Capped liability and its likely impact on insurance premiums
- The inter-relationship between professional standards and strategic risk management

**Bernie Marden**, *NSW Secretary, PROFESSIONAL STANDARDS COUNCIL*

9:45 PROFESSIONAL INDEMNITY INSURANCE PANEL -

**Moderated by Frank Fleer**, *Managing Director, A.W.N. (AIR WATER NOISE) CONSULTANTS*

- Environmental risk cover in the context of the global indemnity risk market
- Key drivers in assessing professional risk
- Factors other than legislative reform and capital restructuring that may bring about equilibrium in the indemnity insurance market
- Risk mitigation for professional indemnity and public liability exposures
- Weighing up the options for individual practitioners, e.g. group insurance purchasing, self-insurance
- Possible benefits of certification flowing to a practitioner's insurance programme

**Representative**, *MUNICH AMERICAN RISK PARTNERS*

**Bill Hogg**, *Divisional Director, JARDINE LLOYD THOMPSON*

**Representative**, *WILLIS AUSTRALIA*

11:00 Morning Tea Break

11:20 **CASE STUDY: PURCHASING GROUP INSURANCE - NATIONAL TAX AGENTS AUSTRALIA (NTAA)**

- Overcoming industry challenges inherent in sourcing indemnity cover
- Benefits of scale in negotiating rates with the underwriter
- Business outcomes generated

**Paul Robinson**, *Director, ACCOUNTINSURE / OAMPS LTD*

## BENEFITS OF ATTENDING

- **UNDERSTAND** the inter-relationship between Certification, Professional Standards and Strategic Risk Management
- **DISCOVER** why environmental professionals face spiralling indemnity insurance costs, and steps that can be taken by individual practitioners or corporations to reduce premiums
- **LEARN** from other industry bodies about measures they have taken in response to the insurance crisis

11:50 **CERTIFICATION: THE CERTIFIED ENVIRONMENTAL PROFESSIONAL (CEnvP) SCHEME**

- An in-depth look at the EIANZ certification model
- Minimum requirements for certification
- Certification reviews and ongoing training
- Progress and implementation schedule
- Operational aspects to the Certification Scheme

**Nigel Murphy**, *Chair, EIANZ CERTIFICATION BOARD (CEnvP)*

12:40 **DISCUSSION ON PROFESSIONAL INDEMNITY/ CERTIFICATION**

**Moderator**, **Bill Haylock**, *Australian Vice-President, EIANZ*

1:00 Lunch

2:15 **CASE STUDY: EDUCATING THE CLIENT, EDUCATING THE INSURER**

- Steps that can be taken by individual practitioners or corporations to make PI insurance more accessible and to reduce premiums
- Negotiating a PI framework with the client/end-user of consulting services to establish reasonable indemnity requirements

You are cordially invited to EIANZ's AGM, 6.00pm at Rydges Riverwalk. Members and guests are invited to hear the annual review of EIANZ operations. Dinner (optional) will follow the AGM. (See registration form for more details).

# PROFESSIONAL INDEMNITY AND CERTIFICATION IN ENVIRONMENTAL PRACTICE

- Streamlining the insurance quotation process: the information required by insurers and enhancing insurers' understanding of the risk profile of environmental practitioners

**John Ridgway**, Policy Director, ASSOCIATION OF CONSULTING ENGINEERS AUSTRALIA (ACEA)

## 2:50 ASSET PROTECTION

- Structuring personal assets to ensure optimal protection
- Bankruptcy laws - proposed federal government reforms and their impact on small business owners and company directors

**Gess Rambaldi**, Partner, PITCHER PARTNERS

## 3:30 Afternoon Tea Break

## 3:50 OPEN FORUM

- Bursting the PI bubble
- Leveraging EIANZ's Certification Scheme (CEnvP)
- Enhancing the industry's risk management standards
- Formation of an EIANZ Insurance Special Interest Sector

## 4:30 Close of conference and networking drinks

## Message from the EIANZ President

For the last two years, insurance in the numerous areas of environmental practice has become very difficult to obtain or has been withdrawn completely. Many insurance companies are being arbitrarily selective about the risks that they will insure and are staying well clear of anything they perceive to have a "high risk", whether such risk is real or not. EIANZ is aware that exclusions are forcing some firms to restructure their business or to withdraw their services in areas of perceived high risk.

If there is a restriction placed upon the ability of environmental professionals to practise then we will experience less than acceptable sustainability outcomes.

We need to understand how capping of professional liability and the certification of environmental practitioners (CEnvP) scheme will not only ease the burden for professionals, but also, how consumers and the community can remain assured about the quality of professional service and have a means of redress should something go wrong. We can also learn from other industries who face similar insurance challenges and have responded by negotiating group rates with insurers, and are working closely with their clients to establish reasonable levels of indemnity insurance in their contracts.

**Simon Molesworth AM QC**, President  
Environment Institute of Australia New Zealand



## Certified Environmental Practitioner (CENVP)

**An exciting new opportunity for  
Environmental Professionals**

**Be recognised!**



**The Environment Institute of Australia and  
New Zealand (EIANZ) has launched  
Australasia's first certification scheme for  
general environmental practice.**

The Certified Environmental Practitioner (CENVP) scheme now ensures that talented, skilled and ethical environmental professionals can be given due recognition in line with their professional counterparts from engineering, accounting, planning and architecture. Certification will provide a higher level of assurance to the community, employers, clients and professional associates. By certifying practitioners that meet high standards of professional and ethical conduct, the scheme is set to drive environmental practice to new levels.

To qualify for the CENVP, you will need:

- an environment-related degree
- five years of relevant environmental experience over the past ten years
- three referees prepared to vouch for your skills, performance and professional conduct.
- a signed statement of ethical conduct
- commitment to a minimum over 2 years of 50 hours of continued professional development; and
- additional supporting evidence of claim including at least two referee reports.

An assessment interview conducted by a certification panel completes the process.

To apply or obtain more information please contact EIANZ on 61 (0)3 9654 7473, fax 61 (0)3 9650 1242, email [info@eianz.org](mailto:info@eianz.org) or visit the EIANZ website; [www.eianz.org](http://www.eianz.org)

**Certified Environmental Practitioner  
- an initiative of the EIANZ**



# REGISTRATION FORM/TAX INVOICE

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## PROFESSIONAL INDEMNITY AND CERTIFICATION IN ENVIRONMENTAL PRACTICE

**FIVE EASY WAYS TO REGISTER:** online, email, phone, fax or mail

**Online:** [www.halledit.com.au/conferences/hr](http://www.halledit.com.au/conferences/hr) **Email:** [registration@halledit.com.au](mailto:registration@halledit.com.au) **Phone:** (03) 9530 8900 **Fax:** (03) 9530 8911

**Mail:** PO Box 84, Hampton, Vic 3188

### ATTENDEES

Delegate 1: Name \_\_\_\_\_

Position \_\_\_\_\_

Email \_\_\_\_\_

Delegate 2: Name \_\_\_\_\_

Position \_\_\_\_\_

Email \_\_\_\_\_

Organisation \_\_\_\_\_

Address \_\_\_\_\_

State \_\_\_\_\_

Postcode \_\_\_\_\_

Ph \_\_\_\_\_

Fax \_\_\_\_\_

**FORUM FEES** (Please indicate number of attendees)

[ ] x (\$330 + GST = \$363) = [ ] - **Standard Price**

[ ] x (\$250\* + GST = \$275) = [ ] - **EIANZ MEMBER Price**

**DINNER\*\* WITH DRINKS** - 6.45pm for 7.00pm

[ ] x (\$63.63 + GST = \$70) = [ ]

\* For information regarding EIANZ membership, visit the Institute's website at [www.eianz.org](http://www.eianz.org)

\*\* Optional

**PAYMENT METHODS** Payment must be received before the event.

#### CHEQUE ENCLOSED

All cheques crossed and payable to Hallmark Editions Pty Ltd (Hallmark Editions Pty Ltd is GST registered, ABN 43 102 605 434)

Send cheques to: Hallmark Conferences + Events, PO Box 84, Hampton, Vic 3188. *Please enclose your registration form.*

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**PLEASE NOTE:** THIS REGISTRATION FORM SERVES AS A TAX INVOICE WHEN COMPLETED. PLEASE RETAIN A COPY FOR YOUR RECORDS.

### ACCOMMODATION

Accommodation is available at the Rydges Riverwalk at the special conference rate of \$165.00 per room (per night) inclusive of GST including full buffet breakfast. Please state that you are booking for Hallmark Conference's Professional Indemnity & Environmental Practice Forum. Prices are subject to availability.

Rydges Riverwalk, 649 Bridge Road, Richmond

Phone (03) 9246 1200

Fax: (03) 9246 1212

**CONFIRMATION DETAILS** Places for registered attendees are not confirmed until payment of invoice is received. Once payment is received, confirmation details will be sent within 10 business days. Please contact the Registration Officer at Hallmark Conferences + Events if invoice or confirmation has not been received within this time. Invoices will be sent only to Government agencies.

**CANCELLATION POLICY** A substitute delegate is always welcome. Otherwise, a full refund, less a \$50 admin service charge, will be received for cancellations received in writing (fax or letter) up to two weeks before the event. Documentation and a 50% refund will be sent for cancellations received one week prior to the event. No refunds can be given for cancellations within one week of the event. Every effort will be made to contact each attendee should an event be rescheduled or cancelled by Hallmark Conferences + Events for any reason.

**INDEMNITY** Hallmark Conferences + Events reserves the right to change the venue and/or speakers of any event due to circumstances beyond our control. In the event of changes to venue or speakers, or cancellation of the event, Hallmark Conferences + Events is indemnified against any or all costs, damages, expenses, including legal fees, which are incurred by the attendee/s. In the case of venue change, all reasonable efforts will be made to inform attendees.

**To register: fax (03) 9530 8911, phone (03) 9530 8900 or email [registration@halledit.com.au](mailto:registration@halledit.com.au)**