

**INSTRUMENT AMENDING THE
ENGINEERS AUSTRALIA NORTHERN TERRITORY SCHEME**

PREAMBLE

- A. The Institution of Engineers Australia (Engineers Australia) is an occupational association;
- B. The Engineers Australia Northern Territory Scheme (the Scheme) commenced on 27 December 2010;
- C. This instrument of amendment is prepared, pursuant to section 17 of the *Professional Standards Act 2004 (Northern Territory of Australia)* by Engineers Australia for the purposes of amending the Engineers Australia Northern Territory Scheme.

AMENDMENT TO THE SCHEME

- 1. This instrument has been prepared under the *Professional Standards Act 2004 (Northern Territory of Australia)* (the Act) by Engineers Australia whose business address is 11 National Circuit, Barton, ACT 2600 and amends the Engineers Australia Northern Territory Scheme as follows:
 - (a) Replace all instances of “Engineers Australia Northern Territory Scheme” and “Engineers Australia NT Scheme” with “Engineers Australia Northern Territory Professional Standards Scheme”;
 - (b) After Clause 1.1, insert new clause as follows –

“1.2 The scheme is intended to operate in the Northern Territory and in the Australian Capital Territory, Queensland and Western Australia.”;
 - (c) After Clause 3.5, insert new clause as follows –

“3.6 Notwithstanding anything to the contrary contained in this scheme, if in particular circumstances giving rise to occupational liability the liability of any person who is subject to this scheme should be capped both by this scheme and also by any other scheme under Professional Standards legislation (whether of this jurisdiction or under the law of any other Australian state or territory) and if the amount of such caps should differ then the cap on the liability of such person arising from such circumstances which is higher shall be the applicable cap.”

(c) In clause 5.1, replace “1 January 2009” with ‘27 December 2010 in the Northern Territory and on 1 January 2014 in the Australian Capital Territory, Queensland and Western Australia”.

(e) In clause 6.1, insert “in the Northern Territory” after “commencement”;

COMMENCEMENT

2. The amendment shall commence in the Northern Territory on the date of its notification in the Government Gazette of the Northern Territory.