



Application Submodule 1.4 – Other statutory requirements (the regulatory environment)

A. TO BEGIN

This submodule is designed to inform the Councils of the points of intersection and possible alignment of the proposed Scheme and the association's professional risk management strategies with the requirements of statutes and regulatory processes that apply to your association and/or its members.

The submodule is designed to position your association in the context of other statutory requirements and regulators, by identifying the part of the professional standards regulatory environment which is regulated by your association. Completion of this submodule will also inform your response to Module 4.0 *Professional risk management strategies*.

The submodule is designed for initial Scheme applications to the Councils.

B. WHAT IS THE CONTEXT

The Professional Standards Legislation requires that your association's professional risk management strategies "...*apply in addition to other statutory requirements and must not be inconsistent with them*" (section 36(3), NSW Act).

Professional risk management in the context of the Professional Standards Legislation means the operation of a system designed to protect the consumers of the services provided by members of the association, and continuously improve occupational standards, which typically includes - but is not limited to -

- codes (code of ethics; code of practice; mandatory; voluntary)
- consumer risk management
- resolution of complaints by clients
- mediation services
- membership requirements (registration; initial, annual, ongoing; good fame and character)
- discipline of members
- continuing occupational education
- professional indemnity insurance requirements.

Note that other modules and submodules request information on other statutory requirements: 4.0 *Professional risk management strategies*; 4.1 *Association codes*; 4.2 *Resolution of complaints from (members') client system*; and 4.3 *Discipline of members system*. You are not required to duplicate that information in this submodule but may refer to it as may be appropriate.

C. COMPLETING THE REQUIRED INFORMATION

The information required from your association is to be entered in Template 1.4.1 *Other statutory requirements*.