

— PROPOSED RULES FOR MEMBER NOTIFICATION —

Council Rules 8: Terms and Conditions for Mandatory Professional Liability Insurance (“PLI”)

January 2018

1.0 Authority

1.1 The following AIBC Council Rules have been approved in accordance with council’s authority under AIBC Bylaw 16.1.2 to establish rules for Professional Liability Insurance (“PLI”). Pursuant to bylaw 16.1.1, as of February 1, 2019, all architectural firms, members and licensees holding a certificate of practice must hold PLI and comply with the bylaws and these rules.

2.0 Rules

2.1 Mandatory PLI coverage required under AIBC Bylaw 16.1.1 must be held in an amount of not less than \$250,000 per claim with aggregate coverage of no less than \$500,000.

2.2 In the event that coverage amounts fall below the minimum thresholds in Rule 2.1, a certificate of practice holder must immediately notify the institute, in writing, and the terms of Rule 2.5 will apply.

2.3 Submission of a current PLI policy certificate of coverage is required as evidence of compliance with the requirement for PLI under bylaw 16.1.1. This certificate must be provided to the institute upon application for, or renewal of, any certificate of practice. A certificate of coverage is required annually.

2.4 The PLI maintained by a certificate of practice holder must provide valid insurance coverage for all projects undertaken in British Columbia over the term of the certificate of practice.

2.5 In the event that a certificate of practice holder’s PLI coverage is cancelled, terminated, lapses or falls below the minimum coverage thresholds in Rule 2.1, the certificate of practice holder must:¹

2.5.1 Notify the institute, in writing, as required in Bylaw 16.1.3 and Rule 2.2;

¹ Council is considering the addition of a rule requiring firms to notify clients affected by cancellation of insurance or other PLI non-compliance, in writing. The mechanism and extent of this notification is under review – member feedback is appreciated.

- 2.5.2 Bring its PLI coverage into compliance with Bylaw 16.1.1 and these Rules within 10 days of the cancellation or other non-compliant event;
 - 2.5.3 Provide written confirmation of return to PLI compliance, by way of a certificate of coverage, to the AIBC's Director of Registration and Licensing within 10 days of the non-compliant event; and
 - 2.5.4 Pay any fees prescribed by council for non-compliance with these Rules.
- 2.6 In the event that a certificate of practice holder does not comply with any of the requirements in Rule 2.5, the Director of Registration and Licensing will notify the holder in writing that the certificate of practice has expired and is no longer current. This notice will include reference to the requirements of Section 27(2) of the *Architects Act*, by which no person is permitted to practise or offer to practise the profession of architecture except as a holder or through a current certificate of practice. Notification of such non-compliance will also be provided to the AIBC's Director of Professional Conduct for review and investigation.

Rules Amendment History (2018 – proposed rules for member notification)

First Approved: <date>

Last Reviewed: <date>

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