

L.N. 52 of 2019

**Solicitors (Professional Indemnity) (Amendment) (No. 2)
Rules 2019**

(Made by the Council of The Law Society of Hong Kong under section 73A of the Legal Practitioners Ordinance (Cap. 159) subject to the prior approval of the Chief Justice)

1. Commencement

These Rules come into operation on 1 October 2019.

2. Solicitors (Professional Indemnity) Rules amended

The Solicitors (Professional Indemnity) Rules (Cap. 159 sub. leg. M) are amended as set out in rules 3 and 4.

3. Schedule 1 amended (contributions to fund)

Schedule 1, paragraph 2(6)(c)(i)—

Repeal sub-sub-sub-subparagraph (A)

Substitute

“(A) for all claims first made before 1 October 2019 against persons who are entitled to be provided with Indemnity—any amount in excess of \$10,000,000 in respect of any one claim;

(AB) for all claims first made on or after 1 October 2019 against persons who are entitled to be provided with Indemnity—any amount in excess of \$20,000,000 in respect of any one claim;”.

4. Schedule 3 amended (exclusions and conditions)

(1) Schedule 3, paragraph 2(1)—

Repeal

“such deductibles and \$10,000,000 in respect of any one claim.”

Substitute

“such deductibles and—

- (a) for all claims first made before 1 October 2019 against persons who are entitled to be provided with Indemnity—\$10,000,000 in respect of any one claim;
- (b) for all claims first made on or after 1 October 2019 against persons who are entitled to be provided with Indemnity—\$20,000,000 in respect of any one claim.”.

- (2) Schedule 3, paragraph 3(2)(a)—

Repeal

“and \$10,000,000 in respect of any one claim.”

Substitute

“and—

- (i) for all claims first made before 1 October 2019 against the former solicitor—\$10,000,000 in respect of any one claim;
- (ii) for all claims first made on or after 1 October 2019 against the former solicitor—\$20,000,000 in respect of any one claim.”.

- (3) Schedule 3, paragraph 3(2)(c)—

Repeal

“and up to but not exceeding \$10,000,000 in respect of any one claim.”

Substitute

“and—

- (i) for all claims first made before 1 October 2019 against him or her—up to but not exceeding \$10,000,000 in respect of any one claim;
- (ii) for all claims first made on or after 1 October 2019 against him or her—up to but not exceeding \$20,000,000 in respect of any one claim.”.

Approved this 4th day of March 2019.

Geoffrey MA
Chief Justice

Made this 18th day of March 2019.

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Explanatory Note

These Rules amend the Solicitors (Professional Indemnity) Rules (Cap. 159 sub. leg. M) to increase the limit of indemnity of the Professional Indemnity Scheme (**PIS**) from the existing \$10,000,000 per claim to \$20,000,000 per claim. The calculation of PIS contributions payable by each firm remains unchanged.