

PROFESSIONAL LIABILITY INSURANCE REGULATION



icccrc
IMMIGRATION CONSULTANTS OF
CANADA REGULATORY COUNCIL
crcic
CONSEIL DE RÉGLEMENTATION DES
CONSULTANTS EN IMMIGRATION DU CANADA

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1. AUTHORITY

1.1 This Regulation is enacted pursuant to sections 3.1 and 41.1 of the By-law.

2. DEFINITIONS

2.1 In this Regulation, capitalized terms have the same meaning as they do in the By-law.

3. MANDATORY ENROLMENT

3.1 Every RCIC, as a condition of licensing, shall enroll in the Council's professional liability insurance (errors and omissions) program ("PLI Group Plan"), and upon each annual policy renewal anniversary, promptly renew coverage for a further term.

3.2 Even if an RCIC has a professional liability insurance through a current employer or other group, enrolment in the PLI Group Plan, which is on an individual member basis to pay damages resulting from an error, omission or negligent act while performing duties usual to that of an immigration/citizenship consultant, is mandatory.

3.3 Every RCIC, even if on an approved leave of absence or otherwise not practising, must enroll in and maintain coverage in the PLI Group Plan, unless excused in writing by the Registrar.

4. KEY FEATURES OF PLI GROUP PLAN

4.1 The Council's approved PLI Group Plan consists of the following details:

- (a) Policy underwritten by ENCON Group Inc.;
- (b) Policy administered by Smith, Petrie, Carr & Scott, Insurance Brokers Ltd.;
- (c) The policy term is July 1 to July 1 of the following year;
- (d) A new RCIC being admitted to the Council during the policy term will be entitled to have the initial annual premium adjusted if joining in the last six (6) months of the term;
- (e) Limit per claim/per policy period \$1,000,000 CAD;
- (f) Deductible \$500 CAD;
- (g) Policy aggregate of \$5,000,000 CAD for the entire member group annually;
- (h) Premiums are paid directly to the broker, when billed, and are non-refundable.

5. RISIAs TO OBTAIN COMPARABLE INSURANCE FROM EMPLOYER

5.1 Every RISIA shall, as part of the final steps to becoming a Licensee, provide a copy of a current certificate of professional liability insurance, issued to their current employer by a recognized insurance broker, providing comparable insurance for them for an error, omission or negligent

act while performing duties usual to that of an international student advisor.

- 5.2 Every RISIA shall, as part of the annual licensing renewal process, provide a copy of a current certificate of continuing professional liability insurance, issued to their current employer by a recognized insurance broker, providing comparable insurance for them for an error, omission or negligent act while performing duties usual to that of an international student advisor.
- 5.3 Every RISIA shall, when changing employers and seeking to restore to active status their licence, provide a copy of a current certificate of professional liability insurance, issued to their new employer by a recognized insurance broker, providing comparable insurance for them for an error, omission or negligent act while performing duties usual to that of an international student advisor.

6. PENALTY FOR FAILURE TO ENROL OR MAINTAIN COVERAGE

- 6.1 A new RCIC, upon being licensed by the Council, shall purchase the PLI Group Plan within thirty (30) calendar days of becoming a Licensee.
- 6.2 Upon receiving notice from the designated broker that an RCIC has not completed the purchase or renewal of the PLI Group Plan, the Registrar shall send a notice to the RCIC giving thirty (30) calendar days in which to complete the purchase or otherwise have their licence suspended and, if not resolved within ninety (90) calendar days of the date of such notice, then revoked.
- 6.3 A RISIA who fails to provide a current certificate of insurance as part of the annual licensing renewal process, will be sent a notice by the Registrar giving thirty (30) calendar days in which to provide proof of employer-supplied professional liability insurance or otherwise have their licence suspended and, if not resolved within ninety (90) calendar days of the date of such notice, then revoked.