



NSW Physiotherapists Registration Board

Level 6, 477 Pitt Street
SYDNEY NSW 2000
PO Box K599
HAYMARKET NSW 1238
Hours: 8.30am - 4.30pm

Telephone: (02) 9219 0255
Facsimile: (02) 9211 9318
Email: physioreg@hprb.health.nsw.gov.au
Internet: www.physioreg.health.nsw.gov.au

TEMPORARY REGISTRATION INFORMATION FOR APC CANDIDATES

1. PHYSIOTHERAPISTS ACT 2001

The Physiotherapists Act 2001 provides for the registration of physiotherapists. The object of the Act is to protect the health and safety of members of the public by providing mechanisms to ensure that physiotherapists are fit to practise.

Pursuant to section 7 of the Act, a person who is not registered as a physiotherapist must not indicate that the person practises physiotherapy or is qualified to practise physiotherapy.

2. PHYSIOTHERAPISTS REGISTRATION BOARD

The Physiotherapists Registration Board is the independent statutory body created by the Physiotherapists Act 2001 to maintain the Register of Physiotherapists of New South Wales and administer the Act generally. Pursuant to section 87 of the Act the functions of the Board are as follows.

- Such functions as are conferred or imposed by the Physiotherapists Act 2001, or any other Act.
- To promote and maintain standards of physiotherapy practice in New South Wales.
- To advise the Minister for Health on matters relating to the registration of physiotherapists, standards of physiotherapy practice and any other matter arising under or related to the Physiotherapists Act 2001 or Physiotherapists Regulation.
- To publish and distribute information concerning the Physiotherapists Act and Physiotherapists Regulation to physiotherapists, consumers and other interested persons.

Pursuant to section 88 of the Act the Board comprises eleven members as follows.

- 88(1)(a) 3 are to be registered physiotherapists elected by registered physiotherapists in accordance with the regulations,
- 88(2)(a) 1 person nominated by the Minister, being an officer of the Department of Health or an employee of an area health service, statutory health corporation or affiliated health organisation within the meaning of the *Health Services Act 1997*,
- 88(2)(b) 1 registered physiotherapist nominated by the Minister from a panel of physiotherapists nominated by the Australian Physiotherapy Association (NSW), and such other bodies representing physiotherapists as may be determined by the Minister,
- 88(2)(c) 1 registered physiotherapist nominated by the Minister, being a registered physiotherapist involved in the tertiary education of persons for qualification in New South Wales as physiotherapists,
- 88(2)(d) 1 registered physiotherapist practising physiotherapy in NSW nominated by the Minister of the Minister's own choosing,

88(2)(e) 3 persons nominated by the Minister, at least 2 of whom are not registered physiotherapists and are nominated to represent the community,

88(2)(f) 1 legal practitioner nominated by the Minister.

3. TEMPORARY REGISTRATION

Section 14(1) of the Act provides that the Board may grant to a person a certificate of Temporary Registration, if the person is not normally resident in New South Wales, for the purpose of enabling the person to carry out educational or research activities or such other activities as the Board considers to be in the public interest.

Section 14(2) of the Act provides that registration under this section is temporary registration.

Section 14(3) of the Act provides that Temporary Registration can only be granted to a person:-

- (a) who is registered as a physiotherapist in accordance with a law in force in the person's normal place of residence providing for the registration or certification of Physiotherapists,
or
- (b) who holds such qualifications or has such experience in the practice of Physiotherapy as the Board considers satisfactory for the purposes of temporary registration.

Section 14(4) of the Act provides that temporary registration is granted by the Board by the grant of certificate of temporary registration.

Section 14(5) of the Act provides that a person granted temporary registration is a registered physiotherapist until the temporary registration expires or is cancelled. Temporary registration expires on the date stated in the certificate unless the period of temporary registration is extended.

Section 14(6) of the Act provides that the Board may extend and further extend a period of temporary registration by the issue of a further certificate of temporary registration.

Section 14(7) of the Act provides that the Board may cancel a person's temporary registration for any reason that the Board considers proper. Cancellation does not affect any application for full registration by the person.

Section 14(8) of the Act provides that the Board may impose such conditions as it thinks fit on the temporary registration of a person, and may remove or vary those conditions, add to or vary those conditions by notice in writing to the registered person.

Other relevant provisions of the Physiotherapists Act 2001

Section 9 of the Act, Competence

For the purposes of this Act, a person is competent to practise physiotherapy only if the person has sufficient physical capacity, mental capacity and skill to practise physiotherapy and has sufficient communication skills for the practice of physiotherapy, including an adequate command of the English language.

Section 10 of the Act, Impairment

- (1) For the purposes of this Act, a person suffers from an impairment if the person suffers from any physical or mental impairment, disability, condition or disorder that detrimentally affects or is likely to detrimentally affect the person's physical or mental capacity to practise physiotherapy.
- (2) For the purposes of this Act, a person who habitually abuses alcohol or is addicted to a deleterious drug is taken to suffer from an impairment.

4. CATEGORIES WHICH MAY BE CONSIDERED FOR TEMPORARY REGISTRATION

4.1 APC Candidates - Clinical Practice Clinical Examination

Conditions on registration for APC candidates:

- ◇ Candidate is to advise the Board and the Physiotherapist-in-charge of the employing hospital of the results of the examination upon receipt of notification.
- ◇ Further consideration will be given by the Board to the continuation of the temporary registration should the candidate not successfully complete the APC screening examination.
- ◇ The Candidate is to contact the Board should circumstances necessitating an extension of the temporary registration arise.
- ◇ The Candidate is to practise exclusively at a hospital under the supervision of a NSW registered physiotherapist.

An application fee of \$70.00 applies under this category of temporary registration

5. PROFESSIONAL INDEMNITY INSURANCE

In accordance with the provisions of the Health Care Liability Act 2001 and Regulations, the Board may not register a person to practise physiotherapy in New South Wales unless it is satisfied that the person will be covered by professional indemnity insurance or that the person is exempt from that requirement under the Regulation.

Practising as a physiotherapist without being covered by professional indemnity insurance is, for the purpose of the Physiotherapists Act 2001, unsatisfactory professional conduct.

6. LODGMENT OF APPLICATION

The application may be lodged by;

- (i) Mail; or
- (ii) In person at the Boards office

- **Faxed applications or documentation will NOT be accepted.**

7. COMPLIANCE WITH THE PRIVACY AND PERSONAL INFORMATION ACT 1998

Your personal information is required by the Board to complete this application. Limited personal information may be provided to or accessed by any interested party to determine the registration status of the individuals.

New South Wales Physiotherapists Registration Board

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APPLICATION FOR TEMPORARY REGISTRATION AS A PHYSIOTHERAPIST

Your personal information is required by the Board to complete this application. Limited personal information may be provided to or accessed by any interested party to determine the registration status of the individuals.

I *Full name* _____

hereby apply to be registered as a physiotherapist in New South Wales under the provisions of the Physiotherapists Act 2001, and provide the following information in support of my application.

| | | | |
|----------|---|----------------|-----------|
| 1 | PERSONAL DETAILS | | |
| | Title: | _____ | |
| | Surname: | _____ | |
| | Given names: | _____ | |
| | Previous name/s, aliases [if applicable]: | _____ | |
| | Address: | _____ | |
| | | Postcode: | _____ |
| | Telephone: | (H) _____ | (W) _____ |
| | | (Mobile) _____ | |
| | E-mail address: | _____ | |
| | Date of birth: | _____ | |
| | Place of birth: | _____ | |
| | Gender [M or F]: | _____ | |

| | | | |
|----------|--|------------------------------|----------------------|
| 2 | REASON FOR TEMPORARY REGISTRATION | | |
| | <i>Candidate's status</i> | <i>Location of placement</i> | <i>Dates - From:</i> |
| | | | <i>To:</i> |
| | APC Exam Candidate | | |

Applicant's signature _____ **Date** _____

Office Use:

Qual _____ Interim Exp Date _____ GS _____ PG _____
 Refs _____ Photo _____ ID _____ PII _____ Fee _____
 From _____ To _____ PYO _____ Board Date _____

| | | | |
|--|--|------------------------|----------------|
| 3 | QUALIFICATIONS | | |
| | Qualification/s on which the application is based. | | |
| | Degree/diploma | University/Institution | Year conferred |
| | | | |
| | | | |
| A certified photocopy is required of the degree/s, diploma/s or other award/s listed above. If the qualification/s were issued in a previous name evidence of the change of name must be provided. | | | |

| | | |
|--|--------------------------------|--------------|
| 4. | APC INTERIM CERTIFICATE | |
| | Date Issued: | Valid Until: |
| A certified photocopy is required of your APC Interim Certificate. If your Interim Certificate is issued in a previous name evidence of the change of name must be provided. | | |

| | | | |
|--|---|-----------|---|
| 5 | POST GRADUATE WORKING EXPERIENCE | | |
| | <i>FROM</i> | <i>TO</i> | <i>NAME OF INSTITUTION & LOCATION</i> |
| | | | |
| | | | |
| <i>Documentary evidence of post-graduate work experience is required (evidence of hospital work experience should be signed by a Physiotherapist-in-Charge and/or Medical Superintendent or Human Resource Manager). NOTE: Applicants may be required to have completed 12 months approved hospital experience before full registration. A photocopy of any of the documents required to accompany this application may be provided if it is certified by a Justice of the Peace, solicitor or public notary as being a true copy of the original.</i> | | | |
| Short Courses that I have attended relevant to Physiotherapy | | | |
| | <i>Course Title</i> | | <i>Institution</i> |
| | | | |
| Proposed Employment (if known) | | | |
| | <i>Institution</i> | | |
| | | | |
| Membership of any professional association/s in Physiotherapy | | | |
| | <i>Association</i> | | <i>Grade of membership</i> |
| | | | |
| | | | |

| | | | |
|--|--|--|--|
| 6 | REGISTRATION IN OTHER JURISDICTIONS | | |
| | Are you or have you ever been registered, certified and/or licensed as a physiotherapist or to otherwise practise Physiotherapy in any other States, Territories or Countries? | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| | If the answer is "YES", please provide the following information in respect of each such registration, certification or licence: | | |
| | <i>Name of State/s, Territory/s or Country/s:</i> | <i>Name of registering, certifying or licensing authority/s:</i> | <i>Date of registration/s, certification/s or license/s:</i> |
| | | | <i>Registration number/s [if any]</i> |
| | | | |
| | | | |
| <i>If you do hold registration in another State, Territory or Country it is necessary for you to arrange for a Certificate of Good Standing to be forwarded to the Board by the registering authority in that State, Territory or Country. Certificates of Good Standing must be dated within three months of the date of the application.</i> | | | |

Applicant's signature _____

Date _____

7 **CONVICTIONS/CRIMINAL FINDINGS**

Have you been convicted of any offence or made the subject of a criminal finding in this State or elsewhere? Yes
 No

Excludes any offence relating to the parking of motor vehicles or any offence under the road transport legislation (within the meaning of the Road Transport (General) Act 1999), except those offences listed on pages 2 and 3 of this form.

If the answer is "YES", please supply the following information in respect of each offence:

| Date of offence/s | Nature of offence/s | Date of conviction/s | Court imposing conviction/s |
|-------------------|---------------------|----------------------|-----------------------------|
| | | | |
| | | | |

8 **GOOD CHARACTER**

Refusal of registration

Has any application for registration, certification or licensing as a physiotherapist or as a provider of physiotherapy services been refused for any reason in another State, Territory or Country? Yes
 No

If the answer is "YES", please supply full details.

De-registration, suspension etc

Has any registration referred to in item 6 above been suspended, withdrawn, revoked, cancelled and/or removed for any reason? Yes
 No

If the answer is "YES", please supply full details.

Has any registration referred to in item 6 above been made subject to any restrictions or conditions? Yes
 No

If the answer is "YES", please supply full details.

Current Complaints

Are you currently as a physiotherapist or as a registered care professional the subject of a complaint of lack of good character, professional misconduct or other matter? Yes
 No

If the answer is "YES", please supply full details.

Are you currently the subject of pending criminal proceedings in NSW or elsewhere for a sex/violence offence? Yes
 No

A sex/violence offence is an offence involving sexual activity, acts of indecency, child pornography, physical violence, or the threat of physical violence.

If the answer is "YES", please supply full details.

Claims for damages

Have you ever been named as a defendant in any court action for negligence or other malpractice in the provision of physiotherapy services? Yes
 No

If the answer is "YES", please supply full details.

Academic Conduct

Have you ever been suspended or expelled/excluded from a tertiary education institution? Yes
 No

Have you ever been found guilty of cheating or other dishonesty by a tertiary education institution? Yes
 No

If the answer to either of these questions is "YES", please supply full details

Applicant's signature _____ Date _____

Adverse findings of Courts etc.

Have you ever been the subject of an adverse finding relating to your conduct as a Yes
 physiotherapist or as a provider of physiotherapy services or relating to your character No
 by a court, royal commission, special commission of inquiry or by the NSW
 Independent Commission Against Corruption?

If the answer is "YES", please supply the following information in respect of each adverse finding

| Name of Court/s etc | Name of proceeding/s or inquiry/s | Details of adverse finding/s | Date of adverse finding/s |
|---------------------|-----------------------------------|------------------------------|---------------------------|
| | | | |
| | | | |

Character References

Three completed character references from people of professional standing and dated within the last six months. Forms are attached.

Character references from the applicant's immediate family are not acceptable.

9 IMPAIRMENT

Do you suffer from any physical or mental impairment, disability, condition or disorder that detrimentally affects, or is likely to detrimentally affect, your physical or mental capacity to practice physiotherapy? Yes No

If the answer is "YES", please supply full details.

10 LANGUAGES

In addition to English do you speak any languages fluently. *For recording in the Register.*

| | | | |
|--|--|--|--|
| | | | |
|--|--|--|--|

11 EVIDENCE OF IDENTITY

One recent passport styled photograph, signed with your usual signature on the back
 and

Driver's licence or a current passport or a photo identification

12 PROFESSIONAL INDEMNITY INSURANCE

My **Professional Indemnity Insurance** status is:

(a) **Approved Insurer** Provider: _____ Member Code: _____

(b) **Exempt (Refer to Clause 7, Health Care Liability Regulation 2007, attached):**

| | |
|---|---|
| 7(1)(a) <input type="checkbox"/> non-practising (Board imposed) | 7(1)(e) <input type="checkbox"/> not providing health care |
| 7(1)(b) <input type="checkbox"/> practice outside NSW | 7(1)(f) <input type="checkbox"/> employee of public health organisation |
| 7(1)(c) <input type="checkbox"/> not-practising | <input type="checkbox"/> government indemnity |
| 7(1)(d) <input type="checkbox"/> indemnified employee | 7(1)(g) <input type="checkbox"/> statutory liability protection |

(c) **Other** (please specify) _____

Applicant's signature _____

Date _____

Section 123**FALSE AND MISLEADING ENTRIES AND STATEMENTS**

A person must not:

- (a) make or cause to be made in the Register an entry that the person knows to be false or misleading, or alter an entry in the Register with intent to render the entry false or misleading, or
- (b) for the purposes of obtaining registration as a physiotherapist either for that person or for anyone else, make a statement, whether orally or in writing, that the person knows to be false or misleading.

Maximum penalty: 50 Penalty units or imprisonment for 12 months or both

AUTHORISATION

1. I authorise and consent to the Physiotherapists Registration Board of New South Wales and its Registrar, inspectors and employees to approach and request information from persons, institutions and organisations as the Board may consider appropriate in order to determine my eligibility for registration as a physiotherapist in New South Wales.
2. I indemnify the Physiotherapists Registration Board, its Registrar, inspectors and employees from any actions and claims by any person arising from any request for and supply of information and the consideration and processing of my application for registration as a physiotherapist in New South Wales.

Applicant's signature

Date

NSW PHYSIOTHERAPISTS REGISTRATION BOARD

CHARACTER REFERENCE

See notes for guidance of referees on reverse side

Full name _____

of address _____ Tel. No _____

Occupation _____ Category No. _____

Please insert category number – see notes overpage.

do sincerely declare that:

1. I have been personally acquainted with _____
(name of applicant)
for a period of _____ years. (Period of acquaintance must be a minimum of 1 year).
2. Please comment on the qualities which are relevant to the applicant's character **which must include the following:**
 - Honesty and integrity
 - The strength of character to resist opportunities for exploitation, eg. financial or sexual exploitation
 - Respect for the personal and religious beliefs of others

| | |
|-------------------------------|---------------|
| _____ Signature of referee | _____ Date |
|-------------------------------|---------------|

NB. This character reference should be dated within the last 6 months by a person who has known the applicant for 12 months or longer.

NSW PHYSIOTHERAPISTS REGISTRATION BOARD

GUIDELINES FOR PERSONS PROVIDING CHARACTER REFERENCES

- The reference is to be from a person in the categories as listed below who has known you for at least 12 months (these should be dated within the past 6 months).
- The referee is requested to provide a daytime telephone number of their place of work, as well as an address, as follow-up contact may be required by the Board.
- The referee is required to comment on honesty, trustworthiness and good character.

CHARACTER REFERENCES TO BE PROVIDED BY PERSONS IN THE FOLLOWING CATEGORIES

*Category
Number*

- (1) Members of a profession which **is regulated by an act of parliament in New South Wales** or elsewhere, such as medical practitioners, physiotherapists, solicitors, architects. **(This does not include accountants and engineers.)**
- (2) Current employees of Commonwealth, State, and Territory governments (including area health services and public hospitals) in Australia or other countries, who have been employed continuously for at least three years by their current employer.
- (3) Current serving members of Area Health Boards and Health Professional Boards (except the Physiotherapists Registration Board).
- (4) Currently employed teachers who have been teaching for more than three years at schools or tertiary institutions in Australia or another country.
- (5) Elected representatives in an Australian parliament. (Commonwealth, State, or Territory).
- (6) Ministers of religion.

NB. In future, it may be necessary for applicants to also undergo a criminal record security check.

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NSW PHYSIOTHERAPISTS REGISTRATION BOARD

CHARACTER REFERENCE

See notes for guidance of referees on reverse side

Full name _____

of address _____ Tel. No _____

Occupation _____ Category No. _____

Please insert category number – see notes overpage.

do sincerely declare that:

2. I have been personally acquainted with _____
(name of applicant)
for a period of _____ years. (Period of acquaintance must be a minimum of 1 year).

2. Please comment on the qualities which are relevant to the applicant's character **which must include the following:**

- Honesty and integrity
- The strength of character to resist opportunities for exploitation, eg. financial or sexual exploitation
- Respect for the personal and religious beliefs of others

| | |
|-------------------------------|---------------|
| _____ Signature of referee | _____ Date |
|-------------------------------|---------------|

NB. This character reference should be dated within the last 6 months by a person who has known the applicant for 12 months or longer.

NSW PHYSIOTHERAPISTS REGISTRATION BOARD

GUIDELINES FOR PERSONS PROVIDING CHARACTER REFERENCES

- The reference is to be from a person in the categories as listed below who has known you for at least 12 months (these should be dated within the past 6 months).
- The referee is requested to provide a daytime telephone number of their place of work, as well as an address, as follow-up contact may be required by the Board.
- The referee is required to comment on honesty, trustworthiness and good character.

CHARACTER REFERENCES TO BE PROVIDED BY PERSONS IN THE FOLLOWING CATEGORIES

*Category
Number*

- (1) Members of a profession which **is regulated by an act of parliament in New South Wales** or elsewhere, such as medical practitioners, physiotherapists, solicitors, architects. **(This does not include accountants and engineers.)**
- (2) Current employees of Commonwealth, State, and Territory governments (including area health services and public hospitals) in Australia or other countries, who have been employed continuously for at least three years by their current employer.
- (3) Current serving members of Area Health Boards and Health Professional Boards (except the Physiotherapists Registration Board).
- (4) Currently employed teachers who have been teaching for more than three years at schools or tertiary institutions in Australia or another country.
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NSW PHYSIOTHERAPISTS REGISTRATION BOARD

CHARACTER REFERENCE

See notes for guidance of referees on reverse side

Full name _____

of address _____ Tel. No _____

Occupation _____ Category No. _____

Please insert category number – see notes overpage.

do sincerely declare that:

3. I have been personally acquainted with _____
(name of applicant)
for a period of _____ years. (Period of acquaintance must be a minimum of 1 year).
2. Please comment on the qualities which are relevant to the applicant's character **which must include the following:**
 - Honesty and integrity
 - The strength of character to resist opportunities for exploitation, eg. financial or sexual exploitation
 - Respect for the personal and religious beliefs of others

| | |
|-------------------------------|---------------|
| _____ Signature of referee | _____ Date |
|-------------------------------|---------------|

NB. This character reference should be dated within the last 6 months by a person who has known the applicant for 12 months or longer.

NSW PHYSIOTHERAPISTS REGISTRATION BOARD

GUIDELINES FOR PERSONS PROVIDING CHARACTER REFERENCES

- The reference is to be from a person in the categories as listed below who has known you for at least 12 months (these should be dated within the past 6 months).
- The referee is requested to provide a daytime telephone number of their place of work, as well as an address, as follow-up contact may be required by the Board.
- The referee is required to comment on honesty, trustworthiness and good character.

CHARACTER REFERENCES TO BE PROVIDED BY PERSONS IN THE FOLLOWING CATEGORIES

*Category
Number*

- (1) Members of a profession which is **regulated by an act of parliament in New South Wales** or elsewhere, such as medical practitioners, physiotherapists, solicitors, architects. **(This does not include accountants and engineers.)**
- (2) Current employees of Commonwealth, State, and Territory governments (including area health services and public hospitals) in Australia or other countries, who have been employed continuously for at least three years by their current employer.
- (3) Current serving members of Area Health Boards and Health Professional Boards (except the Physiotherapists Registration Board).
- (4) Currently employed teachers who have been teaching for more than three years at schools or tertiary institutions in Australia or another country.
- (5) Elected representatives in an Australian parliament. (Commonwealth, State, or Territory).
- (6) Ministers of religion.

NB. In future, it may be necessary for applicants to also undergo a criminal record security check.

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Professional Indemnity Insurance Requirements

The *Health Care Liability Regulation 2007* was implemented on 1 September 2007. The Regulation specifies the classes of health practitioners who are required under section 25 of *Health Care Liability Act* to be covered by approved professional indemnity insurance and the classes of health practitioners who are exempt from that requirement.

A copy of the relevant sections of the regulation plus a copy of section 25 of the *Health Care Liability Act 2001* (the Act) is enclosed for your information.

Section 25(2) of the Act provides that a person (declared by the regulation) is not entitled to practise as a health practitioner (in New South Wales) unless covered by professional indemnity insurance. Section 25(4) of the Act goes on to say that “Practising as a health professional without being covered by professional indemnity insurance is, for the purposes of the relevant health registration Act, (ie the *Physiotherapists Act 2001*), unsatisfactory professional conduct.”

Section 25(3) of the Act prescribes that the appropriate registration authority (ie the Physiotherapists Registration Board):

- a) must not register a person as a health practitioner unless the authority is satisfied that the person will, while practising as a health practitioner (in New South Wales), be covered by professional indemnity insurance, and
- b) may cancel or suspend the registration of a person as a health practitioner if the authority is satisfied that the person is not covered by professional indemnity insurance while the person is practising as a health practitioner (in New South Wales).

Health Care Liability Regulation 2007

Part 3 Health practitioners

Clause 6 - Classes of health practitioner required to be covered by professional indemnity insurance

Section 25 of the Act applies to the following classes of health practitioner:

- (a) chiropractors,
- (b) dental auxiliaries,
- (c) dental prosthetists
- (d) dentists,
- (e) optometrists,
- (f) osteopaths,
- (g) pharmacists,
- (h) physiotherapists,
- (i) podiatrists,
- (j) psychologists.

Clause 7 Exemption from insurance requirement

(1) In accordance with section 25 (5) of the Act, the following health practitioners are exempt from the requirement for professional indemnity insurance:

- (a) a person whose registration as a health practitioner is subject to the condition that the person does not practise,
- (b) a health practitioner who practises primarily outside New South Wales and who is covered by professional indemnity insurance of any kind while practising in New South Wales,
- (c) a health practitioner whose practice is limited to the rendering of assistance, in the practitioner's capacity as a health practitioner, on a voluntary basis in emergency situations,
- (d) a health practitioner who practises in the course of being:
 - (i) employed by another person, or
 - (ii) engaged by another person under some contractual arrangement,
- (e) a health practitioner whose practice does not include the provision of health care or of an opinion given in the practitioner's capacity as a health practitioner in respect of the physical or mental health of any person,
- (f) a health practitioner who, while practising, is covered by an indemnity arrangement established or entered into by the State or the Commonwealth to cover civil liability,
- (g) a health practitioner who, while practising in accordance with a function conferred or imposed by or under any State or Commonwealth Act or regulation, does not, under that Act or regulation, incur any personal liability.

(2) An exemption under subclause (1) (b)–(g) applies to a health practitioner only to the extent to which the health practitioner practises in the circumstances described in the exemption concerned.

- (3) Without limiting subclause (2), the exemption under subclause (1)
(d) applies only in relation to a health practitioner:
- (a) to the extent that the health practitioner is practising as an employee of, or under contract to, the other person, and
 - (b) to the extent that the health practitioner is indemnified, under an insurance policy issued to the other person, for civil liability arising out of the provision of, or failure to provide, health care by the health practitioner, and
 - (c) if the other person is not the health practitioner's practice company.

Clause 8 Exemption for limited period after cessation of insurer's business

(1) If a health practitioner ceases to be covered by professional indemnity insurance as a consequence of the cessation of business of the insurer who provided the insurance, the health practitioner is, in accordance with section 25 (5) of the Act, exempt from the requirement for professional indemnity insurance but only for a period of no more than 3 months (or such longer period as the Minister may specify by order published in the Gazette) commencing on the date on which the health practitioner ceased to be so covered.

(2) The reference in subclause (1) to the cessation of business of an insurer includes a reference to the appointment of a liquidator, administrator or controller (within the meaning of the [Corporations Act 2001](#) of the Commonwealth) in respect of the insurer's business.

S. 25 Professional indemnity insurance for certain other health practitioners

(1) This section applies to or in respect of a person who is a health practitioner only if the regulations have declared that this section applies to the class of health practitioner of which the person is a member.

(2) A person is not entitled to practise as a health practitioner unless the person is covered by professional indemnity insurance.

(3) Accordingly, the appropriate registration authority:

(a) must not register a person as a health practitioner unless the authority is satisfied that the person will, while practising as a health practitioner, be covered by professional indemnity insurance, and

(b) may cancel or suspend the registration of a person as a health practitioner if the authority is satisfied that the person is not covered by professional indemnity insurance while the person is practising as a health practitioner.

(4) Practising as a health practitioner without being covered by professional indemnity insurance is, for the purposes of the relevant health registration Act, unsatisfactory professional conduct.

(5) This section does not apply in respect of a health practitioner who is exempt under the regulations from the requirement for professional indemnity insurance.

(6) This section has effect despite the relevant health registration Act under which a health practitioner is registered.

(7) In this section:

appropriate registration authority, in relation to a health practitioner, means the person or body who has the function, under the relevant health registration Act, of determining any matter relating to the registration of the health practitioner under the health registration Act.

relevant health registration Act, in relation to a health practitioner, means the Act under which the health practitioner is registered or is otherwise entitled to practise.

**APPLICATION FOR REGISTRATION FOR APC CANDIDATES AND WORKING HOLIDAY MAKERS
UNDER THE PHYSIOTHERAPISTS ACT 2001**

APPLICANT'S CHECKLIST

Before submitting your application please check the following for inclusion in your submission.

| | |
|--|--------|
| Personal Details | YES/NO |
| Qualifications | YES/NO |
| APC Interim Certificate | YES/NO |
| Post Graduate Work Experience (if applicable) | YES/NO |
| Short Courses relevant to Physiotherapy | YES/NO |
| Proposed place of Employment in New South Wales (if known) | YES/NO |
| Member of any Professional Association | YES/NO |
| Registration in other Jurisdictions (if applicable) | YES/NO |
| Evidence of Registration Details | YES/NO |
| Certificate of Good Standing, if required | YES/NO |
| <i>Dated within 3 months of the date of application</i> | |
| Convictions/Criminal findings | YES/NO |
| Good Character: | |
| Refusal of Registration | YES/NO |
| De- Registration, suspension etc | YES/NO |
| Current Complaints | YES/NO |
| Pending Criminal Proceedings | YES/NO |
| Claim for damages | YES/NO |
| Academic Conduct | YES/NO |
| Adverse findings of Courts etc | YES/NO |
| Character Reference | YES/NO |
| Character Reference | YES/NO |
| Character Reference | YES/NO |
| Impairment | YES/NO |
| Languages | YES/NO |
| Identification Included: | |
| Photograph | YES/NO |
| Current Passport/Drivers Licence/Other Identification | YES/NO |
| Professional Indemnity Insurance Details | YES/NO |
| Fee Included | YES/NO |
| Authorisation Signed | YES/NO |

N.B. A certified copy is a photocopy certified by a Justice of the Peace, solicitor, or Notary Public, as a true copy of the original.