

### **Exemption from undertaking CLE**

(1) The following persons are exempted from undertaking continuing legal education—

(a) an advocate who files a certificate of retirement with the Committee, certifying that he or she has retired from legal practise as an advocate;

(b) an advocate holding a public office and who certifies to the Committee, by statutory declaration, that he or she is not engaged in legal practise as an advocate;

(c) a judicial officer;

(d) an advocate suspended from legal practice or whose name has been struck off the roll of advocates by the Law Council; and

(e) an advocate whose name is newly entered on the roll of advocates.

(2) The exemption under subregulation (1) (e) shall be for a period of twelve months from the date of enrolment.

### **Application for exemption**

(1) An advocate, other than an advocate referred to in regulation 4, may apply to the Committee to be exempted from undertaking continuing legal education.

(2) An application under subregulation (1) shall state—

(a) the name and address of the applicant;

(b) the reasons for seeking the exemption; and

(c) the required period of exemption.

(3) The Committee may, if satisfied with the reasons for exemption, grant the applicant the exemption, for a period specified in the exemption.

(4) An advocate whose application for exemption has been refused may appeal to the Law Council, and the decision of the Law Council shall be final.

(5) An advocate may apply for extension of the exemption period, thirty days before its expiry, in accordance with the procedure laid down in subregulation (1) and (2).

### **Waiver to undertake CLE**

(1) Where the Committee is satisfied that there exist circumstances beyond the control of an advocate, which prevent him or her from undertaking continuing legal education, the Committee may waive the requirement to undertake continuing legal education in respect of that advocate for a period not exceeding nine months.

(2) A waiver granted under subregulation (1) may be extended, upon application by the advocate to the Committee, for a period determined by the Committee; not exceeding nine months.