1. The Legal Practitioners’ Fidelity Guarantee Fund (the Fund) is administered by the Queensland Law Society (QLS) under the *Legal Profession Act 2007* (LPA). It was established to provide a source of compensation for persons who have lost trust money or property due to a dishonest default by a solicitor law practice.
2. Section 396 of the LPA prohibits the payment from the Fund of amounts in excess of the statutory caps - $200,000 (for a single claim) and $2 million (as the maximum aggregate amount for all claims made in relation to a single law practice). However, it provides the QLS with a discretion to pay more, if satisfied that it would be reasonable to do so, after taking into account the position of the Fund and the circumstances of the particular case.
3. For a period, the policies of the QLS routinely imposed the statutory caps on claims. On review, the QLS has advised it is supportive of additional payments being made to affected claimants but requires legislative amendment to authorise such action.
4. Cabinet approved the preparation of amendments to the *Legal Profession Act 2007* (LPA), to be moved during consideration in detail of a Bill, to facilitate full payment of any claim not paid in full since the commencement of the LPA due to the operation of the statutory caps and to clarify when the statutory caps may be applied.
5. *Attachments*
   * [Amendments to the *Legal Profession Act 2007* during consideration in detail to Criminal Code (Consent and Mistake of Fact) and Other Legislation Amendment Bill 2020](Attachments/ACiD.pdf)
   * [Explanatory Notes for amendments during consideration in detail](Attachments/ExNotes.pdf)
   * [Statement of Compatibility for amendments during consideration in detail](Attachments/SoC.pdf)