



# RISK MANAGEMENT AND THE LAW

*A Three-Session On-Line  
Professional Development Course  
For Managers of Roads and Public Land*

## COURSE CONTENT

### Session 1 (2-hours)

#### The Risk: Injury to the Public

- A land manager's duty of care
- Negligence, nuisance and the common law
- Case law – some benchmark court decisions
- The *Wrongs Act* 1958 – Liability of public authorities
- Ensuring that claims against you are defensible

#### The Insurance Industry

- Insurance policies; sub-limits; aggregation and subrogation
- Cover, premiums and excesses
- When to insure, and when to self-cover
- The roles of underwriters, brokers and loss adjusters

### Session 2 (2-hours)

#### Road and Traffic Accidents

- The *Road Management Act 2004* and Public Roads
- Roads which don't come under the RM Act
- Traffic Accidents and the TAC
- The law relating to roadsides, trees and footpaths
- The law relating to electricity line clearances
- Ensuring that claims against you are defensible

#### The Risk: Workplace Injury

- When parks and roads are 'workplaces'
- The Victorian Workcover Authority
- The *Occupational Health and Safety Act 2004*

### Session 3 (2-hours)

#### The Risk: Loss of your Assets

- Statistics: the likelihood of fire, storm, flood
- Risks from climate change; what is an Act of God?
- Valuations for insurance purposes

#### Managing Risk

- Who should carry the risk?
- Ensuring that claims against you are defensible
- Risk management standards – ISO 31000 / 2009
- Developing a risk management strategy

*And in Session 3  
COVID-19  
Review of Risk  
Management Strategies*



## COURSE PRESENTER MICHAEL BEASLEY

LLB (Monash),  
B Econ (Monash)

*Michael has 39 years experience as a lawyer specialising in risk-related law.*

*Through Civic Mutual Plus and the insurance brokers Jardine Lloyd Thompson he acted on behalf of many municipalities and water authorities.*

*Earlier, he was Principal Legal Advisor with the Victorian Government Solicitor and Senior Lawyer with the Victorian State Insurance Office*

**Cost \$495 per person  
for the set of three Sessions  
(inc GST and course notes)**

For details of the next set of presentations, contact

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