Combined Liability, Professional Indemnity, Directors & Officers, Employment Practices, Fidelity Renewal Declaration



# Combined Liability, Professional Indemnity, Directors & Officers, Employment Practices, Fidelity Renewal Declaration

In order for us to consider renewal terms for your Combined Liability, Professional Indemnity, Directors & Officers, Employment Practices, Fidelity Insurance policies, please complete and return the form within 14 days.

## **Important Notices**

#### **Claims made**

The cover provided under Professional Indemnity, Directors & Officers, Employment Practices Insurance is on a 'claims made' basis, which means you are covered for:

- Claims made against you and notified to us during the period of cover, provided you were not aware at any time prior to the commencement of such period, of any circumstances which could lead to a claim being made against you; and
- Circumstances you first became aware of during the period of insurance which may lead to future claims, provided you notify us during such period of those circumstances.

The cover provided under Professional Indemnity, Directors & Officers, Employment Practices Insurance is in respect of claims arising out of acts, errors, omissions or conduct that occurred after the retroactive date shown in the certificate of insurance. After expiry of the policy, no new claim can be made or circumstance notified under the policy even though the event giving rise to the claim may have occurred during the period of insurance, except where allowed by law.

#### **Duty of disclosure**

Before you enter into a contract of insurance with Ansvar Insurance Limited, you have a legal duty under the Insurance Contracts Act 1984 to disclose to us every matter you know is relevant to our decision whether to accept this application for insurance and if so, on what terms. You have the same legal duty to tell us about all relevant matters before you renew, extend, vary or reinstate your insurance contract.

Your duty does not require you to tell us about matters:

- that diminish the risk;
- that are common knowledge;
- that we know or in the ordinary course of business as an insurer ought to know;
- where compliance with the duty of disclosure is waived by us.

If you do not tell us all relevant matters, we can reduce our liability for any claim or cancel this policy. If your non-disclosure is fraudulent, we can avoid the policy from the beginning.

#### **Privacy**

Personal information supplied by you in this application and otherwise is for the primary purpose of evaluating and administering the proposed insurance cover. You are entitled to access this personal information. If you do not provide all the information requested by us, this may affect the insurance cover with us by reason of the operation of the Insurance Contracts Act 1984. It may also be necessary for us to disclose personal information to other parties including agents, reinsurers, claims consultants, mailing houses and market research. Any such disclosure will be in accordance with the Privacy Act.

#### How we can be contacted

The registered office of Ansvar Insurance is Level 12, 432 St Kilda Road, Melbourne, Victoria. You can contact us by:

- Calling in person at any Ansvar Insurance office
- Telephoning 1300 650 540
- Facsimile on 03 9804 5001
- Writing to any office of Ansvar Insurance
- Email to insure@ansvar.com.au

#### How to fill out this application form

All questions must be answered in relation to the business entity/ organisation to be insured and all its subsidiary and controlled entities (if any). Please tick the box in front of the correct answer and/or write the information requested in the space provided.

If there is inadequate space to answer any questions or to describe any matter you need to disclose to us, please provide this information on a separate signed sheet of paper or attach the relevant document to this application.

# **Combined Liability, Professional Indemnity, Directors & Officers, Employment Practices, Fidelity**

# **Renewal Declaration**

The Insured		Policy number
1. Policyholder Details		
Name of the Applicant/business entity/organisatic subsidiary companies/entities:	n to be insured. This should include all entities	s that require cover under this policy including any
2. The Business		
Partnership	Company limited by guarantee	Public company
Incorporated associated	Private company	Unincorporated Association
Other Please specify:		

Do you have any subsidiaries/operations/activities outside Australia? If yes, please provide details:

Please divide the business activities into categories according to the type of work and indicate the approximate percentage of income derived from each category:

Type of Work	Percentage
	%
	%
	%
	%
	%
	%
	%
Total	100 %

In the next 12 months are you contemplating (or have you completed within the last 12 months) any actual or proposed merger/acquisition/divestment/change in the board of directors? *If yes, please provide details:* 

No

Yes

Yes

No

#### 3. Key Financial Information

Particulars	For the NEXT 12 months	For the LAST 12 months
Total Assets		
Total Liabilities		
Total Revenue including grants, subsidies and fees		
Net Profit/Net Loss		

#### 4. Staff Information

Number of employees/other persons engaged in the business:	For the NEXT 12 months	For the LAS	ST 12 months	
Directors/Executive Officers				
Full Time Employees				
Part-time/Temporary/Casual Workers				
Volunteers				
Total				
Do you engage the services of Labour Hire and/or Subcontractors to perfo	rm activities on your behalf?		Yes	No
f yes, what is the estimated payment to labour hire staff/subcontractors fo	or the upcoming 12 months?	\$		
Note: This only includes subcontractors that perform your business activitie the activity to a third party. It does not include subcontractors performing i				
Description of the nature of work conducted by labour hire/subcontractors	:			
low many angles as have left you are the most 10 months?				
How many employees have left you over the past 12 months?				
5. Client Information				
Please provide details on the following:				
<ul> <li>If you are a religious organisation, how many congregation members of</li> </ul>	do you have?			

•					
•	If your organisation provides Aged Care, how many beds do you have? High Care	Low Care			
•	If your organisation is a Retirement Home, how many independent living units do you have?				
If your organisation provides Child Care, how many children is your centre licensed to care for?					
•	<ul> <li>If your organisation provides Education, how many students are expected this year?</li> </ul>				

#### 6. High Risk Activities

Do you organise/participate/provide any of the following activities?

Facility	Yes	No	Facility	Yes	No
Abseiling			Rock Climbing with ropes		
Climbing walls			Ropes Courses		
Leap of faith/pamper pole			Snow Skiing/Boarding		
Archery			Surfing		
Sea Kayaking			Canoeing/Kayaking (up to class 2 rapids)		
White Water Rafting (up to class 2 rapids)			Horse Riding		
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Facility	Yes	No	Facility	Yes	No
Giant Swings/Flying Foxes			Skate Boarding using Ramps		
Jet Skiing			Water Sports with Power Boats		
Paintball/Skirmish			Trail/Motor Bikes		
Fun Runs					
If you have answered yes to any of the above insured third party contractors?	e activities, are th	nese activities r	un by appropriately qualified, accredited and	Yes	No
If no, 1) do you have appropriately qualified an	d accredited en	nployees who	are running these activities?	Yes	No
2) do you have risk management procedu reporting procedures?	ures in place fo	r the preventic	on of accident/injury including incident	Yes	No
Do your premises have a Skate Board Ramp	on site?			Yes	No
If yes, was it erected by you or any member	rs of your organ	isation?		Yes	No
Does it meet engineering requirements and	Australian Stan	dards?		Yes	No
Is the ramp available to members of the pub	olic for unsuperv	vised use?		Yes	No
Do your premises have a Swimming Pool?				Yes	No
Do your premises have indoor/outdoor sport	ting courts?			Yes	No
Are there any other activities of a hazardous disclose for underwriting consideration? If ye			that you organise which you wish to	Yes	No
Parachuting, Para Gliding, White Water Cano Jumping, Hot Air Ballooning, Gladiator Game	peing/Kayaking/	Rafting (above	s, Canyoning, Caving, Rifle/Firearms Shooting class 2 rapids), Scuba Diving, Dune Buggie g, Go Karts, Motorcross, Martial Arts.		-
Do you provide any of these activities?				Yes	No
Note: Underwriting consideration may be giv Over the next 12 months, do you intend to o occupied by you where the expected number venues, Religious Festivals, Music Festivals,	organise any externation of attendees v	nibitions or fes would exceed	500? Eg: Carols by Candlelight in public	Yes	No
What is the expected number of participants	s/attendees?				
Over the next 12 months, do you intend to o	organise any pu	blic demonstra	ations, rallies or protests?	Yes	No
lf yes, please provide details:					
Over the next 12 months, will you be organia	sing any events	that involve th	ne use of fireworks or pyrotechnics?	Yes	No
If yes, is the provision of fireworks or pyrote				Yes	No
Public Liability insurance in place? Note: Liability from the use of fireworks or p	wrotechnice hv	You is a Policy	Exclusion	162	INU
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Over the next 12 months, will you be organising any events that involve the use of mechanical amusement rides or rides involving animals (eg. ponies/camels)?	Yes	No
If yes, do you own or hire the rides/animals?	Yes	No
If you hire the rides/animals, do you ensure the owner has a current Public Liability insurance policy?	Yes	No

#### 7. Your Locations

Please provide the following details for all properties owned and/or occupied by you:

Property Address		Occurried by you	Occupied by you		
Property Address	Owned by you	Occupied by you	Yes	No	

#### 8. Your Products

Do you manufacture, import or export any Products? If yes, please provide details:	Yes	No

#### Questions 9 to 13 refers to Fidelity Insurance cover, if you do not require this cover please proceed to Question 14.

#### 9. Staffing / Personnel of all entities to be covered

Classifica	tion of Employees	Number	
Class 1	Executives, Trustees, Directors, Senior management having some responsibility for money or negotiable instruments stock and / or accounts		
Class 2	<ul> <li>Employees primarily engaged in duties as:</li> <li>i. Cashiers, treasures, paymasters</li> <li>ii. Accountants handling money or negotiable instruments</li> <li>iii. Stock and stores supervisors</li> <li>iv. Sales staff handling money or negotiable instruments</li> </ul>		
Class 3	Employees who do not have any responsibility for money or negotiable instruments, stock and / or accounts		
Class 4	<ul><li>i. Voluntary / Temporary / Casual staff</li><li>ii. Work experience students</li></ul>		
Do you unde	rtake reference checks for all new employees?	Yes	No
10. Audit	Details		
Is there an a	nnual external audit of cash, accounts, inventory and stock at all locations operated by the insured?	Yes	No
	t audit report from external auditors regarding your internal operations unqualified? <i>If no, please provide e qualifications and corrective actions taken:</i>	Yes	No

#### **11. Segregation of Duties**

Are duties segregated so that no individual can control any of the following activities from commencement to completion without referral to others?

<ul> <li>Issuing fund transfer instructions</li> </ul>	Yes	No
<ul> <li>Refund of money or return of goods above \$ 2,000</li> </ul>	Yes	No
12. Bank Account Control	 	
What is the maximum value of money at any one location? \$		
Do all cheques require being countersigned? If yes, by whom are they countersigned:	Yes	No
Are your bank accounts reconciled by someone who is not authorised to deposit or withdraw from them?	Yes	No
Do you have policies and procedures in relation to issuing funds transfer instructions?	Yes	No
is there sign off required prior to amending any funds transfer procedures? If yes, by whom are they signed off:	Yes	No
13. Computer Control		
s there controlled access/password protection to your computer systems?	Yes	No
Do persons other than employees have any access to computer facilities?	Yes	No
If you answered no to any of the above, please advise what are the alternative controls in place?		
14. Dries History		
14. Prior History Has the entity or any directors or officers:		
Ever been convicted of a criminal offence?	Yes	No
Ever been declared bankrupt?	Yes	No
		No
Ever become insolvent or placed in liquidation or receivership?      If you have answered yes to any of the above, please provide details	Yes	INO

#### **15. Claims Information**

Has any claim or circumstance been alleged or notified to you or any insurer which may give rise to a claim for a similar risk to that proposed for insurance? *If yes, please provide details:* 

Insurer	Date of incident		Description of claim / circumstance	Amount Incurred (paid and outstanding)	
	/	/		\$	
	/	/		\$	
	/	/		\$	

No

Are you or any director or officer, after enquiry aware of any other incident or circumstance that has not been alleged or notified, but of which you know of and feel may give rise to a claim for a similar risk to that proposed for insurance? *If yes, please provide details below:* 

Insurer	Date of incident		Description of incident / circumstance			
	/	/				
	/	/				
	/	/				

Please advise what corrective action was undertaken to prevent repetition:

In the next 12 months are you contemplating (or have you completed within the last 12 months) any actual or proposed merger/acquisition/divestment/change in the board of directors? *If yes, please provide details:* 

 Additional Information (*if any*)

 Is there any other information which you think may affect your insurance or which we should be advised of? (See your 'Duty of Disclosure'). *If yes, please provide details*.

#### **Stamp Duty**

For the purposes of calculating stamp duty and GST charges, please provide a breakdown of the number of employees and split of income of the Proposer in each of the following locations:

	NSW	VIC	QLD	SA	WA	TAS	NT	ACT	0/S
Income	%	%	%	%	%	%	%	%	%

#### Declaration This section must be completed

I / we declare that the answers given and statements made within this Renewal Declaration are to the best of my / our knowledge, true and correct and that I / we have not withheld any information likely to affect the renewal terms and conditions offered by Ansvar Insurance Limited.

 Please tick the box if you do not wish to receive any marketing material from us

 Signed:
 Date:

 Name:
 Position:

#### Checklist

Please provide the following documents:

If you require Directors & Officers insurance cover, please provide a copy of the latest audited, consolidated annual report of the insured.

Any other documentation which may assist us to gain a complete appreciation of the nature of your business and the risk proposed.

Yes

### 1300 650 540 ansvar.com.au

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