



# Association liability product profile

DUAL's association liability offering is a combination of professional indemnity and directors and officers insurance. It is specifically tailored towards not-for-profit organisations, such as charity and amateur sporting associations.

Our association liability solution is designed for the specific needs of this niche category of insurance buyers. It's an affordable and essential way for associations to offset their management and professional indemnity exposures.

## DUAL's appetite

### Preferred risks:

- Charity/benevolent
- Industry associations
- Not-for-profit organisations
- Amateur sporting associations and clubs (unpaid)
- Trade-related industry associations

### Selective risks:

- Registered clubs conducting gaming activities and selling liquor
- Schools and educational institutions
- Religious groups
- Trade unions
- Political groups

## What is covered?

### Key policy benefits

- Professional indemnity
- Company/association cover
- Employment practices liability cover
- Trustee liability cover
- Crime cover
- Taxation audit costs

### Key automatic extensions

- Automatic reinstatement (non-exec)
- Committee member cover
- Continuous cover
- Discovery period
- Heirs, estates and legal representatives
- Official investigations and inquiries - directors

## Client profile

SME with turnover up to \$50,000,000 through the WebRater.

For turnover above this, contact your underwriter.

**Limits of indemnity available: \$10,000,000.**

## Features of cover

### What is covered?

- Investigation costs - association
- New/former subsidiary
- Order of payment
- Outside directorship
- Pollution defence costs
- Positive defence costs for claims
- Public relations cover
- Retirement cover
- Advancement of defence costs
- Crime investigation costs
- Emergency defence costs
- Tax audit costs
- OH&S defence costs
- Automatic reinstatement
- Defamation
- Fraud and dishonesty for innocent parties
- Lost data
- Consumer protection legislation



## Why DUAL?

### Uninsured exposure specialists    Claims expertise

DUAL's association liability product has been designed specifically to provide comprehensive coverage and a broad underwriting appetite for SMEs.

### Simple delivery

DUAL's association liability product is available through the WebRater, with indications obtained with minimal questions. Alternatively, we can provide tailored solutions from our dedicated branch underwriters.

Our dedicated in-house financial lines claims team includes qualified lawyers with over 40 years of experience.

Our claims officers are dedicated to managing your claim from initial notification right through to resolution. In addition, DUAL partners with specialist law firms and consultants with significant expertise in niche areas such as Employment Practices Liability (EPL), statutory liability, crime and tax audit to ensure our insureds get the best possible outcomes.

# Proven claims experience

## Claim example 1

### Not-for-profit club

## Background

A claim was made for the loss of \$220,000 worth of alcohol and stock at an insured association's recreational premises. Surveillance cameras detected a group of 4 employees and their friends stealing alcohol and stock totalling over \$250,000. The alcohol and stock were sold to unsuspecting purchasers who were not aware that the goods were stolen. The employees were charged and prosecuted by the police and were only able to repay the amount of \$30,000.

## Outcome

It was determined that clause 2.2(b) of the policy was triggered and indemnity was extended to the insured. The insured was able to claim the amount of \$220,000 on their policy.

### Payment: \$220,000

The insurer then issued separate recovery proceedings against the fraudsters to recoup the amount of the loss along with the insured's deductible.

## Claim example 2

### Not-for-profit youth club

## Background

A former employee, who was retrenched as part of a company-wide reduction in workforce, commenced proceedings against the company and two managers, alleging sexual harassment, intentional infliction of emotional distress, wrongful termination, retaliation, and sex discrimination.

The employee further alleged that as a result, she has suffered depression and was unable to re-enter the workforce due to her mental distress.

## Outcome

It was determined that clause 2.2(e) of the policy was triggered and indemnity was extended to the insured. The company was held liable and ordered to pay the former employee \$60,000, plus her legal fees. In addition, the company paid \$30,000 in defence costs.

### Payment: \$60,000

For settlement and \$30,000 for defence costs.

## Questions?

For further details on our association liability protection, please contact your local DUAL underwriter.

## Helping you do more

Sydney | Melbourne | Perth | Brisbane

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The claims examples contained in this fact sheet are meant as a hypothetical guide only. DUAL Australia does not accept any liability arising out of any reliance on the information in this fact sheet. We urge you to consult your insurance broker, the Insurance Council of Australia or the Australian Financial Complaints Authority (AFCA) for further information. If you are unable to resolve any issues that you have, you may need to obtain independent legal advice.

