

2010/2011 INSURANCE PROGRAM

INFORMATION FOR DIVERS ALERT NETWORK
FIRST AID & OXYGEN INSTRUCTORS



AFS License No 240600 ABN 90 000 321 237

Willis Australia Limited
Level 5, 179 Elizabeth Street
SYDNEY NSW 2000
AUSTRALIA
Phone: +61 2 9285 4000 Fax: +61 2 9283 5276
Email: whitehalls@willis.com Website: www.willis.com.au

PROFESSIONAL INDEMNITY & PUBLIC LIABILITY INSURANCE

The combined Professional Indemnity and Public Liability insurance policy for members incorporates three (3) sections.

SECTION 1. Criminal Defence Legal Costs

SECTION 2. Professional Indemnity

SECTION 3. Public and Products Liability

CRIMINAL DEFENCE LEGAL COSTS

This section indemnifies you for legal costs and expenses incurred in or at-

- defending a criminal prosecution
- pleas of mitigation for a criminal defence
- any Coroner's Inquest or Inquiry
- any Royal Commission or Government Inquiry
- any legal process taken under the Workplace, Health and Safety Act or similar legislation in any state, territory or country.

Other benefits include:

- a limit of liability for legal costs of \$500,000 any one claim

Excess: \$nil

PROFESSIONAL INDEMNITY

Liability arising from the breach of professional duty whether such duty is owed in contract or otherwise in respect of the insured's legal liability arising from negligent acts, errors or omissions whenever or wherever committed or alleged to have been committed in connection with your DAN First Aid & Oxygen instruction and related activities.

This section includes the following benefits:

Limit of liability \$5,000,000 any one claim and in total for the period of insurance. Legal costs are in addition to the policy limit

There are no warranties on the policy.

Excess: \$nil for bodily injury claims
\$250 for property damage claims

PUBLIC & PRODUCTS LIABILITY

This section meets claims which you become legally liable to pay for bodily injury or damage to property as a result of an accident during the period of insurance, but excluding breach of professional duty.

LIMIT OF LIABILITY

PUBLIC LIABILITY \$10,000,000 any one claim

PRODUCTS LIABILITY \$10,000,000 any one claim and in total for the period of insurance.

Excess: \$nil for bodily injury claims
\$250 for property damage claims

STATUTORY LIABILITY (FINES AND PENALTIES)

This benefit indemnifies you for Occupational Health and Safety Fines and Penalties incurred from a wrongful breach which is alleged or committed during insured activities.

LIMIT OF LIABILITY \$75,000 any one claim

IMPORTANT NOTES

NOTICE OF CLAIM, SUIT, OR INCIDENT

The insured is required to give written notice of any accident, act, error, or omission, which might lead to a claim, under the insurance policy to Willis Australia Limited as soon as possible after the incident

GEOGRAPHICAL LIMITATIONS

This policy covers the insured for a breach of professional duty or allegation of negligence worldwide.

TERRITORIAL LIMITATIONS

This policy will cover you for a claim brought in a court of law anywhere in the world.

INSURER

Liberty International Underwriters

YOUR DUTY OF DISCLOSURE

Before you enter into a contract of general insurance with an insurer, you have a duty under the INSURANCE CONTRACTS ACT 1984, to disclose to the insurer every matter you know, or could reasonably be expected to know, that is relevant to the insurer's decision whether to accept the risk of the insurance, and, if so, on what terms.

You have the same duty to disclose those matters to the insurer before you renew, extend, vary or reinstate a contract of general insurance.

- Your Duty however does not require disclosure of matter;
- That diminishes the risk to be undertaken by the insurer;
- That is of common knowledge;
- That your insurer knows or, in the ordinary course of business ought to know
- As to which compliance with your duty is waived by the insurer.

NON DISCLOSURE

If you fail to comply with your duty of disclosure, the insurer may be entitled to reduce his liability under the contract in respect of a claim or may cancel the contract

If your non-disclosure is fraudulent, the insurer may also have the option of avoiding the contract from its beginning.

PRIVACY STATEMENT

We are covered by the Federal Privacy Act and its National Privacy Principles (NPP's), which sets out standards for the collection, use, disclosure and handling of personal information. We do not use or disclose personal information for any purpose that is unrelated to our services. We have a duty to maintain the confidentiality of our client's affairs. Our Privacy Policy is available on request

IMPORTANT NOTES

- 1) This information is only a summary of the cover provided. The policies with full conditions are available by contacting Willis on (02) 9285 4111.
- 2) This insurance program commences on 30 September 2010 and expires on 30 September 2011.
- 3) Divers Alert Network is not and does not represent itself as a licensed insurance broker by endorsing the products outlined in this brochure.
- 4) The insurer for the Public & Products Liability /Professional Indemnity Insurance is Liberty International Underwriters.

WILLIS AUSTRALIA LIMITED

Willis Australia Limited is a licensed insurance broker who has arranged this insurance program in association with Divers Alert Network. The Willis Group is one of the largest insurance brokers in the world and has operated in Australia for almost 50 years, with offices in all States and the Australian Capital Territory. More information on Willis can be obtained by visiting www.willis.com.au

LIBERTY INTERNATIONAL UNDERWRITERS

Liberty International Underwriters (LIU) is part of the Liberty Mutual Group. The group employs over 37,000 people in more than 750 offices around the globe.