

ML⁵



**Management
Liability**



**Employment
Practices Liability**



**Cyber Breach
Response**



**Pension
Trustee Liability**



Crime

We have used our experience and expertise to create our comprehensive Management Liability product suite – ML⁵.

- Appropriate for the complex needs of the insurance market.
- Easy to understand and considerably shorter than comparable policies.
- Fewer exclusions, definitions and conditions make it easy to see what is and what is not covered.
- We believe that a sophisticated product does not need to be complicated.



Management Liability

What is covered?

- Claims brought against individuals for acts committed in their capacity as directors or officers of your company.
 - Includes directors, officers, managers and employees of your company, plus individuals sitting as directors or officers of joint ventures or outside entities provided they are serving at the request of your company.
- Claims brought against your company.
 - Includes civil claims, criminal prosecutions, arbitration and mediation, investigations and administrative, regulatory or extradition proceedings.
- Cover also includes defence costs, awards of damages, settlements, representation costs at investigations, fines and penalties (for unintentional breaches of law) and personal liability for taxes in the event of insolvency of your company.

What else is included?

- Lifetime Run-off Coverage for Retired Insured Persons.
- Insolvency Hearing Costs.
- Local lawyer fees to interpret any foreign country litigation.

What Sub-Limits apply?

- With respect to claims against your company (as opposed to claims brought against individuals within your organisation) we sub limit defence costs for:
 - Bodily Injury/Property Damage claims – £250,000.
 - Contractual Liability claims – £100,000.
 - Claims relating to Intellectual Property – £100,000.
 - Pollution claims – £100,000.
 - Claims relating to failure to supervise employees in their performance of professional services – £100,000.

What is not covered?

- Fraud or unlawful financial gain, but only if this is admitted or determined by a final, non-appealable adjudication.
- Loss that has already been notified and accepted under a previous policy.
- Claims against your company for bodily injury, property damage, contractual liability, breaches of intellectual property rights, pollution and wrongful acts in the performance of professional services other than for specified defence costs.
- Clean up costs relating to pollution, hazardous materials or product defects.
- Costs of complying with an injunction or order for non monetary relief.



Employment Practices Liability

What is covered?

- Claims brought by employees against your company for employment related wrongful acts.
 - Employees include volunteers, secondees and contractors whilst under direction and supervision.
- Claim includes civil, regulatory, administrative and dispute resolution proceedings, arbitration or mediation and formal investigations against individuals.
- Loss includes settlements, damages and costs awarded against your company.

What else is included?

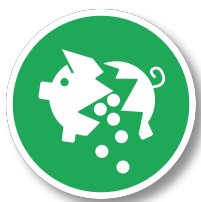
- Third Party Violation – harassment or discrimination by a third party stakeholder of your company.
 - Includes members, customers, vendors and suppliers.
- Wrongful Internet Activity – employment related wrongful acts committed by means of social media or other internet activity regardless of whether it occurred at work or not.
- Legal Helpline to assist you with employment related matters before they become claims.

What Sub-Limits apply?

- None.

What is not covered?

- Loss does not include fines, penalties, taxes, national insurance, employment related benefits or other prerequisites.
- Fraud or unlawful financial gain, if this is admitted or determined by a final, non-appealable adjudication.
- Loss that has already been notified and accepted under a previous policy.
- Claims for bodily injury or property damage, other than claims for mental anguish or emotional distress with respect to an employment related wrongful act.
- Any obligation under minimum wage regulations, workers' compensation, disability benefits, redundancy or unemployment benefits or compensation, unemployment insurance, retirement benefits, social security benefit or similar law or obligation (we do cover claims for employer retaliation).
- Claims seeking costs and expenses incurred to comply with a requirement to modify any property for access and/or use by disabled persons.
- Claims arising from labour disputes, trade union negotiations or collective redundancies, mass lay-offs or plant/facility closures.



Pension Trustee Liability

What is covered?

- Claims against your company, their plans, individual trustees and corporate trustees of your company's pension schemes and all other employee benefit plans, for acts committed in relation to administering such plans.
- Claims includes civil, administrative, regulatory and criminal proceedings and arbitration or mediation.
- Loss includes settlements, damages and costs awarded against your company.

What else is included?

- Contribution Notices – a required payment imposed by the Regulator.
- Pension Ombudsman Fines – the amount that an individual is ordered to pay by the UK Pensions Ombudsman.
- Pursuit of Service Providers – the costs of legal proceedings brought by your trustees against service providers for breaches of their professional duties.
- Loss of Documents – costs incurred in replacing or restoring lost, damaged or destroyed documents relating to your company's benefit plans.
- Lifetime Run-off Coverage for Retired Trustees.

What Sub-Limits apply?

- Cover for Pursuit of Service Providers – £50,000.
- Loss of Documents Cover – £50,000.

What is not covered?

- Fraud or unlawful financial gain, if this is admitted or determined by a final, non-appealable adjudication.
- Loss that has already been notified and accepted under a previous policy.
- Failure to fund a Plan, but we do cover related defence costs and Contribution Notices.
- Trustees acting in relation to other plans that are not maintained by your company.
- Loss does not include fines and penalties, taxes, remuneration or employment-related benefits or any sum payable as a result of a financial support direction under the Pensions Act (UK) 2004.
- USA pension claims.



Crime

What is covered?

- Loss resulting from crime committed by employees against your company.
- Forgery or counterfeiting by third parties.
- Fraudulent transfer of money by means of unauthorised access to your computer system by a third party.
- Theft of your funds from your UK bank account following fraudulent instructions to transfer your funds to a third party.

What else is included?

- Fees and expenses of a special investigator to determine the facts and amount of loss following a crime.
- Defence costs in any claim or legal proceeding resulting from loss covered under this policy.
- Loss of money or tangible property that is in your care, custody or control and for which you are legally liable.
- Social Engineering Fraud – the use of information gleaned from social media by fraudsters tricking employees to change payee account details or pre-determined direct payments, provided verification has been performed.
- Physical loss, damage, or destruction of your company's money or securities, including damage to any safes and vaults.
- Costs of re-writing your company's software programmes and systems required to correct any security protocols breaches following a covered loss.

What Sub-Limits apply?

- Legal Defence Costs – £50,000.
- Loss of money in your care, custody or control – £50,000.
- Physical loss of or damage to money – £50,000.
- Re-writing systems and software following loss – £25,000.

What is not covered?

- Any Financial Loss sustained after the senior officials in your company become aware that a crime is being committed.
- Loss sustained by one of your companies to the advantage of another of your companies.
- Indirect or consequential loss.
- Loss as a result of loss of intellectual property.
- Loss which can only be proved by profit and loss calculations or comparison of inventory records with a physical stock count.
- Crimes committed by major shareholders.
- Crimes that are discovered before the start of the policy period or after expiry date of the policy period.
- Loss arising from unauthorised trading or lending.



Cyber Breach Response

What is covered?

- Specialists' fees necessary to confirm whether there has been a data breach, to shut down the cause of the breach, and to identify the Data Subjects affected by the breach.
- Expenses necessary to notify your Data Subjects and any relevant Regulator of a breach.
- Fees for legal assistance in helping you respond to a breach.

What else is included?

- The expenses of up to one year of credit monitoring services for the possible misuse of Data Subjects' personal information as a result of a breach.

What Sub-Limits apply?

- None.

What is not covered?

- Intentional, deliberate or reckless acts by senior officers or directors or your company.
- Anything that, prior to taking out this cyber response cover, you knew or ought to have known was likely to lead to a breach.