

Important notice

- This is a proposal for a contract of insurance, in which 'Proposer' or 'you/your' means the individual, company, partnership, limited liability partnership, organisation or association proposing cover. 'Ando' or 'we/us/our' means Ando Insurance Group Limited for and on behalf of Certain Underwriters at Lloyd's.
- This proposal must be completed, signed and dated. All questions must be answered to enable a quotation to be given but completion does not bind you or Ando to enter into any contract of insurance. If space is insufficient to answer any questions fully, please attach a signed continuation sheet. You should retain a copy of the completed proposal (and of any other supporting information) for future reference.
- All facts material to the proposed insurance must be disclosed, fully and truthfully to the best of your knowledge and belief. Failure to do so may make the contract of insurance voidable and Ando may treat it as having no effect and never having existed, or severely prejudice your rights in the event of a claim. A material fact is one likely to influence Underwriters' assessment or acceptance of the proposal; if you are uncertain what may be a material fact, you should consult your broker.
- You are recommended to request a specimen copy of the proposed policy wording from your insurance broker and to consider carefully the terms, conditions, limitations and exclusions applicable to the cover.

Claims made policy

This is a proposal form for a claims made policy. The policy will only respond to claims and/or circumstances which are first made against you and notified to Ando Insurance Group Limited during the policy period.

The policy will **not** provide cover for:

- a. Claims made after the expiry of the policy period (or extended reporting period if available) even though the Wrongful Act giving rise to the claim may have occurred during the policy period.
- b. Claims made, threatened, or intimated prior to the commencement of the policy period.
- c. Claims notified or arising out of facts or circumstances notified under any previous policy or noted on the current proposal form or any previous proposal form.
- d. Events that occurred prior to the retroactive date of the policy (if specified).
- e. Facts or circumstances in your knowledge prior to the policy period which you knew had the potential to give rise to a claim under the policy. This proposal forms the basis of any insurance contract entered into.

Broker details

Broker/
Company name

Proposer contact details

First name

Last name

Mobile

Work phone

Email address

Role

Period of insurance

From

To

Limit required

\$250,000

\$500,000

\$1,000,000

\$2,000,000

\$5,000,000

Other

Specify amount

Excess

Company details

Company name/
Trading as

Website

Company
address

Which of the following best describes
the nature of the company?

Public listed

Public unlisted

Private

Co-operative/mutual

Non-profit/charitable

Activities (please outline the nature
of the business)

Share ownership (if applicable)

Total number of shareholders

Total number of shares

Percentage of ordinary shares owned
by the company's directors (both direct
and beneficial)

Company details cont.

Please advise all holdings representing 10% or more of the company's ordinary share capital:

Shareholder	% Share holding
	%
	%
	%
	%
	%

Does the company intend to make any new public or private securities offerings (whether debt or equity) within the next year? Yes No

If 'Yes', please provide all relevant details.

Subsidiaries

Please provide information for all subsidiaries of the company.

Subsidiary name	% Ownership	Nature of operations	Date acquired/created
	%		
	%		
	%		
	%		
	%		

Financial details

Provide the following details from your most recent financial period.

Total consolidated assets

Total gross turnover or revenues
(12 months)

Are you aware of any facts or circumstances which could affect the ability of the company to meet its debts as and when they fall due? Yes No

If 'Yes', please provide all relevant details.

Insurance history

Has any director or executive officer of the company ever been refused this type of insurance, or has a similar insurance cancelled or declined to renew, or has any special terms imposed?

Yes No

If 'Yes', please provide all relevant details.

Current insurance

Please provide details of your current Director & Officers indemnity coverage

Insurer

Expiry date

Limit

Excess

Premium

Claims

If the directors and executive officers were insured under this policy now, would any of them have a claim pending that would be covered?

Yes No

If 'Yes', please provide all relevant details.

Is any person proposed for insurance aware, after enquiry of any circumstances or incident which they believe might give rise to any future claim that would fall within the scope of such insurance?

Yes No

If 'Yes', please provide all relevant details.

Has there been or is there now pending, any prosecution of the company or its subsidiaries under the Companies Act 1955, Companies Act 1993, Fair Trading Act 1986, Commerce Act 1986 or any other statute?

Yes No

If 'Yes', please provide all relevant details.

Optional – North American coverage

Would you like consideration for North American coverage?

Yes No

If 'Yes', please provide the following information.

Name of company operating in the USA and/or Canada

Number of locations in USA and/or Canada

Number of employees residing in USA and/or Canada

Total gross assets in USA and/or Canada

Total turnover derived from activities in USA and/or Canada

Please provide a precise description of activities in USA and/or Canada.

Has the company or any subsidiary at any time had stocks, shares or debentures traded on a listed Stock Exchange in the USA and/or Canada?

Yes No

If 'Yes', please provide all relevant details.

After inquiry, is any director or executive officer aware of any claim or any circumstance that might give rise to a claim against the company or any USA and/or Canada subsidiary/operation?

Yes No

If 'Yes', please provide all relevant details.

Has there been or is there now pending any investigation, examination, inquiry or other proceedings in relation to the affairs of the company in the USA and/or Canada?

Yes No

If 'Yes', please provide all relevant details.

Are there or has there been any prosecution against the company or its directors or executive officers under the laws of the USA and/or Canada?

Yes No

If 'Yes', please provide all relevant details.

Declaration

Privacy authorisation

You agree to Ando Insurance Group Limited collecting, using and disclosing your personal information as set out in our Privacy Policy. Where you provide us with personal information about any other person for insurance related purposes, you confirm that you have the authority of those persons to disclose such information and to authorise Ando to collect, hold, use and disclose the information in accordance with our Privacy Policy. For information about Ando's Privacy Policy, please see ando.co.nz/privacy-policy

Duty of Disclosure

You must tell us all information you know (or could reasonably be expected to know) which would influence our decision, and the judgement of a prudent Underwriter, whether or not to accept your proposal, and if it is accepted, on what terms including the excess and at what cost. You also have this duty to disclose all material information on each renewal of insurance cover and when you make changes to it.

Examples of information you may need to disclose include:

- any insurance claim you have made in the past;
- anything or any known circumstances that might increase the risk of an insurance claim;
- if another insurer has cancelled or refused to renew insurance, or has imposed special terms;
- previous criminal convictions, or pending criminal charges[^];
- any previous bankruptcy or having been through the 'No Asset Procedure'.

Examples of information you do not need to disclose include:

- anything that is common knowledge;
- anything that reduces the risk of an insurance claim;
- anything we say you do not need to tell us about;
- anything you have already told us, or that we should be expected to know in the ordinary course of our business.

These examples are a guide only. You are under this duty to disclose all material information whether the information is asked for or not. All information given must be complete and correct. If you have any doubt as to whether a fact is material, then it should be disclosed.

[^] Subject to the rights set out in the Criminal Records (Clean Slate) Act 2004 ("Clean Slate Act").

I/we:

- declare that the information provided in this proposal and any other supplied information is in every way correct and complete and all material information has been disclosed.
- agree that the information provided in this proposal and any other supplied information will form the basis of any insurance contract that may be offered and that I/we will accept cover on the terms and premium prescribed by Ando.
- authorise Ando to give to and obtain from other insurance companies, insurance brokers, the Insurance Claims Register Ltd or any other party information about this insurance, any insurance held by me/us and any claims made by me/us.
- authorise Ando to use the information provided to advise me/us of their other products and services.

By signing this declaration you are confirming to us that you have disclosed all relevant information in accordance with your duty of disclosure.

I have read and accept these conditions (please tick)

Name

Date

Signature

For more information, contact your broker
or visit us online ando.co.nz