

DESIGN & CONSTRUCT Professional Indemnity

Professional Indemnity insurance provides essential financial protection for Construction (Design & Construct) consultants against potential losses as contractors increasingly take on design liability either by employing their own in-house design professionals or by assuming liability where they sub-contract out the design element.

Key Exposures
Design failure
Inadequate / incorrect advice, design, specification
Inadequate supervision / project management
Inappropriate / incorrect certification
Lack of experience
Poor work documentation
Poor communication with clients

Newline Australia provides a tailored Construction (Design & Construct) Professional Indemnity insurance policy based on a broad civil liability wording.

Key Facts	
Security	Lloyd's (Newline Syndicate 1218)
Security Rating	"A+" from Standard and Poor's
Line Size	Up to \$25 million capacity
Reinstatements	Typically two (2) reinstatements
Capacity Use	Primary layer (preferred);
	Excess layer;
	Co-insurance
Geographical	Worldwide (excluding North
	America)
Jurisdiction	Australia

Underwriting Criteria

- Newline Australia Design & Construct Proposal
 Form (or suitable substitute) must be signed.
- Full claims information (i.e., paid claims and outstanding estimates)
- For Excess Layers:
 - Details of primary insurer and terms applied
 - Underlying wording

Coverage Features

Insuring Clauses

- O Claims Made and Notified coverage basis
- Civil Liability or Negligence based, including:
 - Misleading & Deceptive Conduct
 - Libel & Slander
 - Defence Costs inclusive within the Limit of Liability

Automatic Extensions

- Compensation for Court Attendance Costs -\$25K sub-limit
- Extended Reporting Period 30 days
- Previous Business Name
- Quasi Judicial Costs \$100K sub-limit
- O Loss of Documents \$250K sub-limit
- Newly Acquired or Created Subsidiary or Business
- Continuous Cover
- Consultants, Sub-Contractors & Agents

Optional Extensions

- Joint Venture Liability
- Fraud & Dishonesty
- Intellectual Property
- Mitigation Costs & Expenses
- Severability & Non-Imputation

Key Exclusions

- Optional Extensions (unless coverage is granted)
- Known claims / circumstances
- Personal Injury / Property Damage however policy has a professional services write-back
- Contractual Undertakings unless liability would attach in the absence of the same
- Conflicts of interest
- Claims by related / associated entities
- O Collateral warranty / duty of care
- Defective materials / workmanship
- Mould