

Evidence of Liability Cover 2021-2022

Insured: England Netball

Period of Cover: 1st September 2021 to 31st August 2022

Activities: For fully affiliated members of England Netball (Member, Clubs, Groups, Regions, Counties and Leagues) cover is provided in respect of any activities recognised and authorised by England Netball.

Public/Products Liability – Policy Number HUP16 8021793

Insurer: Hiscox Insurance Company Ltd

Limits of Indemnity: £10,000,000 any one event (in the aggregate in respect of products)

Cover provided protects your legal liability for damages and legal costs arising out of Third Party loss, injury or damage, in connection with the activities described above. Cover includes Public Liability, liability for damage to leased and rented premises, member to member liability, indemnity to principals and liability out of goods sold supplied including refreshments.

Professional Indemnity – Policy number HUP16 8021793

Insurer: Hiscox Insurance Company Ltd

Limited of Indemnity: £10,000,000 any one event

Cover provided for negligent acts, errors or omissions in respect of your business activities including bodily injury as a result of coaching.

Employers Liability - Policy number HUP16 8021793 (Only applicable to Clubs, Groups, Regions, Counties and Leagues)

Insurer: Hiscox Insurance Company Ltd

Limited of Indemnity: £10,000,000 any one event

This covers legal liability for damages and legal costs arising from the death or bodily injury to employees (voluntary or paid in the course of the employment).

Management Liability – Policy number HUP16 8021793 – (Only applicable to Clubs, Groups, Regions, Counties and Leagues)

Insurer: Hiscox Insurance Company Ltd

Directors of Officers - £5,000,000 in the aggregate

The insurer subject to the terms, conditions, exclusions and limitations in the policy agree to indemnify the insured and or/the Association for the amount any insured becomes legally liable to pay in respect of a claim including defence costs, legal representation costs, awards of damages and awards of costs.

Principal exclusions

- Deliberate and Dishonest Acts
- Claims brought in the USA/Canada
- War Terrorism and nuclear risks – (Terrorism is insured on the Employers Liability inner limit £5m)
- Matters insurable elsewhere – as detailed in the policy wording for each section.
- Management liability section
 - Share offerings
 - Financial advantage
 - Takeovers and mergers
 - Breach of professional duty
 - Defined benefit pension schemes
 - Failure to fund pension and employees benefit schemes
 - Contractual liability

This document is intended as a summary only and does not represent full terms and conditions. A full policy document is available from Howden.

Insurance is provided on the basis that at the time of your membership renewal you have declared any material facts which may affect provision of the cover.

Liability incident guidelines

In the event of a claim

You must report every claim and any incident that is likely to give rise to a claim in the future. Incident Notification Guidelines are attached to this document to assist you. Please contact Howden on 0121 698 8040 and complete the necessary report/claim form as soon as possible to avoid prejudicing your claim. **Do not admit liability; do not make an offer or promise to pay.**

Incident notification guidelines

It is important that all incidents that may give rise to a claim are reported to us as soon as possible after the event. This will enable Insurers to carry out investigations at an early stage whilst information relating to the claim remains fresh in the mind. This will also ensure that you are complying fully with your policy terms and conditions.

In order to achieve this, we ask that you notify us immediately of any incident that involves:

- A fatal accident
- An injury involving either referral to or actual hospital treatment
- Any allegations of libel/slander
- Any allegations of Professional Negligence i.e. arising out of tuition, coaching or advice given
- Any investigation under any child protection legislation (including matters which may trigger your safeguarding policy)
- Any circumstance involving damage to third party property

An injury is defined as:

- Any head injury that requires medical treatment [Doctor or Hospital]
- Any fracture other than to fingers, thumbs or toes
- Any amputation, dislocation of the shoulder, hip, knee or spine
- Loss of sight [whether temporary or permanent]
- Any injury resulting from electrical shock or burn, leading to unconsciousness or requiring resuscitation or admittance to hospital for more than 24 hours
- Any other injury leading to hypothermia, heat induced illness or to unconsciousness which requires resuscitation or admittance to hospital for more than 24 hours
- Loss of consciousness caused by asphyxia or by exposure to a harmful substance or biological agent

Please note the above list is not exhaustive and if you are unsure as to whether an incident should be reported, then please do not hesitate to contact Howden Claims Department for further advice.

We would remind you that in NO circumstances should you admit liability or agree to pay for any damage caused as this may prejudice the position of Insurers and COULD result in the withdrawal of any indemnity.

Finally, please note that this is a Liability policy where Insurers decide if negligence attaches to you. Therefore any payments you make to any third parties will not necessarily be reimbursed.

Incident reporting guidelines

We would recommend that a designated person within your organisation is made responsible to record any reportable accident/incident. Records must be kept for at least 6 years, and longer where it involves a person under the age of 18 years. Names and addresses of any possible witnesses should also be recorded.

Current legislation does not specify the format of an accident register but the Accident Book BI 510 obtainable from HMSO is frequently used and is approved by the Information Commissioner for D&A Compliance.

The register must contain the following information relating to all reportable accidents or dangerous occurrences:

- Date and time of accident
- As regards a person at work - full name; occupation; nature of injury; age
- As regards a person not at work - full name; status [e.g. customer]; nature of injury; age
- Place where accident occurred
- A brief description of the circumstances
- Method by which the event was reported

Reporting incidents to Health & Safety Executive

You may also have obligations under the Reporting of Injuries, Diseases and Dangerous Occurrences Regulations (RIDDOR) 2013.

For further information go to www.hse.gov.uk/riddor/index.htm and to obtain a copy of the leaflet "Reporting accidents and injuries at work" go to www.hse.gov.uk/pubns/indg453.pdf