



4D Training

Contract Vetting

Who would benefit?

Underwriters or brokers who are regularly asked to comment on the insurance implications of commercial contracts.

Objective

At the end of the workshop you will be able to:

- Identify the different types of contract which may be relevant to insurance placement
- Define contractual liability and the elements required for a valid contract in English Law
- Explain different ways in which contractual liability can arise
- Explain the circumstances in which a party cannot restrict or exclude their legal liabilities in a contract
- Describe some key responsibilities that can be contractually passed to another party or assumed from another party
- Explain the importance of indemnity, hold harmless and waiver of subrogation clauses
- Outline some general points you should make to your client in relation to any contract and whether it dovetails with insurance cover
- Describe the actions you would take in response to an enquiry regarding your client's contractual liability

Content

- Contracts
 - Types of commercial contract
 - Overview of the law of contract
 - Implied v Express Contract terms
 - Contractual limitations and exclusions
 - Unfair Contract Terms Act
- Important Contractual Clauses
 - Indemnities
 - Hold harmless
 - Waivers of subrogation
 - Insurance clauses
- Coverage Implications
 - Property Damage
 - Business Interruption
 - Contractors All Risks
 - Employers Liability/Public Liability/Products Liability/Professional Indemnity
- Documentation
 - To Whom It May Concerns
 - Contractor Questionnaires

Duration

Half day

Pre-requisites

A good understanding of commercial insurance is helpful