

SME Liability Package Policy

PRODUCT INFORMATION STATEMENT

This product is a combination of various covers/ policies combined which includes Commercial general Liability, Directors and officers policy, crime Insurance and Professional Indemnity Insurance . Minimum one section will be mandatory out of which Section I is compulsory. Section wise Coverage will be as follows:

Section I- Commercial general Liability – Is covers liability claims by third party arising from your premises with bodily injury or property damage as a trigger.

Section II –Directors and officers Policy – It covers which covers or protects Directors, Officers and Employees of company from claims which may arise from decision and actions taken while serving their duty. It covers legal defense costs or other costs incurred by company in defending such individual against lawsuits.

Section III – Professional Indemnity policy – It provides indemnity from legal liability to third party arising out of errors and omissions or negligence in professional service rendered by the insured .

Section IV - Commercial Crime Insurance Policy – It indemnifies the Insured for its loss sustained for fraud or dishonesty committed by any employee (acting alone or in collusion with others) and a fraudulent act committed by any other person.

Scope of Cover

Section I- Commercial general Liability

This protects the third party from any kind of bodily injury or property damage leading /arising in designated premises/ occupancy/area.

Section II –Directors and officers Policy

This protects company directors and officers against liability for their wrongful act or omission committed in their capacity as company directors or officers, including but not limited to:

- Wrongful act or omission
- Misleading statement/Misstatement Misrepresentation
- Breach of trust
- Breach of duty or breach of warranty of authority
- Unlawful default including
 - compensatory damages awarded against the company directors and officers
 - out-of-court settlements
 - defense costs and expenses, and
 - costs of appointing legal expertise

Section III – Professional Indemnity policy

Errors and Omissions - Indemnifies professionals against third party legal liability for any claim in respect of negligent acts, errors or omissions incurred in the provision of professional business practice/services.

Provides cover for defense costs.

Section IV - Commercial Crime Insurance Policy

The Commercial Crime Insurance policy, indemnifies the Insured for its loss sustained for:

- fraud or dishonesty committed by any employee (acting alone or in collusion with others);
- a fraudulent act committed by any other person

EXTENSIONS:

Section I- Commercial general Liability –

This cover has a broad based policy wording that provides comprehensive protection against

(a) Personal Injury (b) Property Damage (c) Advertising Injury

Section II –Directors and officers Policy -

Automatic Policy Extensions

- Advance Payment of Defense Costs
- Blanket Subsidiary Cover
- Emergency Costs
- Employment Practices Liability.
- Health and Safety Defence Costs
- Intellectual Property
- Libel and Slander
- Official Investigations and Enquiries
- Previous Securities Offering
- Retired Director or Officer Cover
- Severability and Non-Imputation.

. Section III – Professional Indemnity policy

- Libel and Slander
- Outgoing principals
- Consultants, subcontractors and agents
- Intellectual Property
- Loss of data
- Defense costs for breach of contract
- Unauthorised access

Section IV - Commercial Crime Insurance

Some of the other highlights of the policy are :

- A broad definition of employee including cover for part time, temporary employees, Students and Volunteer.
- Cover in respect of property belonging to any other individual or organisation, but which is in the care custody or control of the insured

- Cover to indemnify the insured for reasonable legal fees, costs and expenses incurred and paid by the insured in the defence of any demand, claim, suit or legal proceeding.
- The physical loss of or damage to Money or Securities
- New Entities–Newly Created and Acquired

Exclusions

Section I- Commercial general Liability –

- Product liability Exclusion
- Product recall and PGFL
- Pharma Exclusion List
- Chemicals Product Exclusion List
- Product contamination
- Critical auto components & safety helmet exclusion
- Manufactures of electronic medical equipment exclusion
- Ownership/ operation or use of any products or component used in railways , aircraft , vessel used in navigation
- Underground and underwater mines and collieries and all underground services in connection therewith, quarries, tunnelling
- Manufacture and/ or production of fireworks & other toxic substances and waste
- Mining risk exclusion
- No cover for JVs, Associates and Parent Company domiciled outside India
- Absolute Cyber loss Exclusion
- Mold, mildew and fungus exclusion

Section II –Directors and officers Policy

- Major Shareholder 15%
- Bodily Injury/ Property Damage with carve back for defense cost
- PI with carve back for failure to supervise
- Prospectus Exclusion – Future Offering with carve back for private placement
- Sanctions Limitation and exclusion clause
- US Securities/ Listing & ERISA

- JVs, Associates and Parent Company domiciled outside India
- Absolute Cyber Loss Exclusion Clause
- Insider Trading
- Insolvency
- Auditor classification

Section III – Professional Indemnity policy

- Prior or Pending Claims
- Asbestos related Claims
- Assumed Duty or Obligation
- Bodily Injury / Property Damage
- Computer related Claims
- Delay, Disruption or Failure of services etc.
- Fines and Penalties
- Fraud and Dishonesty
- Loss of License
- Nuclear fuel/waste related claims
- Obligations to Employees
- Prohibited Matters
- Punitive and Exemplary Damages
- Claims from Related or Associated Entities
- Terrorism Claims
- Trading Debts
- War related Claims
- Exclusion for Any losses arising from or attributable to any work done for following:
 - Development or maintenance of financial Trading systems
 - Development or maintenance of Online payment gateways

- Aviation/Aerospace related software excluding internal admin software
- Medical Diagnostic software
- Tele Marketing Services
- Exclusion Patent and Trade Secret Infringement
- Absolute Cyber Loss Exclusion Clause
- Exclusion Criminal Acts Dishonesty or Fraudulent Acts
- Exclusion – JVs, Associates domiciled outside India

Section IV - Commercial Crime Insurance

The following are excluded under the policy and are not covered:

- Consequential Loss
- Credit Risks
- Directors/Partners
- Employee Acts
- Extortion or Kidnap and Ransom
- Fees, Costs and Expenses
- Fines, Penalties or Damages
- Fire
- Loss Sustained after Knowledge
- Major Shareholder
- Non-violent crime
- Premises Damage
- Prior or Subsequent Discovery of Loss
- Profit, Loss or Inventory Computation
- Proprietary Information, Trade Secrets and Intellectual Property
- Radioactivity and Nuclear
- Violent crime by any individual or organization
- Voluntary Exchange or Purchase
- War and Terrorism
- Stock held or in transit
- Loss of inventory