



## **FOUR WHEEL DRIVE VICTORIA** **2019 - 2020 INSURANCE PROGRAM**

Four Wheel Drive Victoria (FWDV) in association with Affinity Insurance Brokers has arranged a comprehensive Insurance Program to protect the activities of Affiliated Clubs and their Members.

The principal covers arranged are:

- Combined Public and Products Liability Insurance
- Personal Accident Insurance
- Management Liability Insurance
- Professional Indemnity Insurance

FWDV has sourced the following insurance policies, which are arranged through independent financial services provider, Affinity Insurance Brokers.

Please Note: FWDV does not hold an Australian Financial Services Licence and have sourced this insurance on behalf of Affiliated Clubs. For any questions or advice you may have or require regarding these insurances, please contact Affinity Insurance Brokers on 1300 655 850.

You may also contact FWDV if you would like to confirm that you are entitled to cover under these policies.

The information below is a general summary of the cover arranged. When considering the cover provided by these policies it is important that you refer to the Policy and Product Disclosure Statement for the full terms and conditions. These documents are available free of charge from Affinity Insurance Brokers. Please call Affinity on 1300 655 850 or FWDV on (03) 9874 7222.

FWDV must notify Affiliated Clubs by announcement on their website and/or newsletter if a Club or one of its members will not be covered under these insurance policies during a period they should expect to be covered, or if it is likely that the cover will be cancelled or not renewed. If FWDV fails to do so, FWDV is obliged to compensate the member(s) for resultant loss or damage.

Affinity has also arranged a unique Comprehensive 4WD Motor Vehicle Policy and Home Insurance Policy for members of Affiliated Clubs. The Association obtains a commission of 5% on all policies and we seek your support by using Affinity for all your insurance needs.

The FWDV covers are arranged in the name of Victoria Association of Four Wheel Drive Clubs Inc. trading as Four Wheel Drive Victoria.

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### **Four Wheel Drive Victoria**

(Victoria Association of Four Wheel Drive Clubs Inc)

6/27 Thornton Crescent, Mitcham VIC 3132

PO Box 292, Mitcham VIC 3132

Tel: (03) 9874 7222 Fax: (03) 9874 7233

Email: [ceo@fwdvictoria.org.au](mailto:ceo@fwdvictoria.org.au) Web: [www.fwdvictoria.org.au](http://www.fwdvictoria.org.au)

ABN 40 891 301 368 ASSN No: A0013539S RTO 21605



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## **COMBINED PUBLIC & PRODUCT LIABILITY INSURANCE**

**Description of Business:** Events and activities of Four Wheel Drive Victoria that have been approved as Four Wheel Drive Victoria and/or Club Activities, including but not limited to community volunteer work, training days, events, four wheel drive trips, attendance at and participation in trade shows, expos and club association meetings and events.

**Insured:** Four Wheel Drive Victoria and its affiliated Clubs and Members.

**Limit of Liability:**

Public Liability	\$20,000,000
Products Liability	\$20,000,000
Property in Physical or Legal Control of the Insured	\$ 250,000

**Deductible:** \$500 each and every claim

**Insurer:** Liberty International Underwriters.

This policy is designed to protect FWDV and its Affiliated Clubs by responding to claims for compensation made against it **for negligence causing bodily injury and/or property damage**, for which FWDV and its Affiliated Clubs are legally liable, subject to the terms and conditions of the policy.

Any person, **including a member**, has the right to make a claim against the policy if they are injured or have suffered damage to their property at a FWDV/Affiliated Club approved event, provided that the injury or damage to property is the result of FWDV and/or its Affiliated Clubs' negligence. This includes bodily injury or damage to property **caused by another member** of FWDV and/or its Affiliated Clubs.

If such a claim is made against FWDV and/or one of its Affiliated Clubs, they are protected under the Combined Public & Product Liability Insurance. This includes the cost of defending the claim. Settling and/or defending claims of this nature can be extremely costly and without a Combined Public & Product Liability Insurance policy in place, the Club would have to bear the cost of any such claims.

**24/7 Property Owners Liability** is also available as an extension of FWDV's policy where clubs own or lease property that requires cover in addition to FWDV sanctioned events/activities. A separate application form must be completed, and an additional fee applies. (Contact the FWDV office for an application form)

***It must be noted that the Combined Public & Product Liability Insurance is not a Personal Accident Policy. A Personal Accident Policy is a non-negligence based policy designed to provide benefits to participants and/or volunteers where injury is sustained at an approved event.***

***It is important to note that this insurance does not provide cover for independent contractors and/or sub-contractors that are engaged by FWDV or its Affiliated Clubs. You should request confirmation by way of a Certificate of Insurance that any such contractors have their own current Public Liability Insurance.***



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## PERSONAL ACCIDENT

### Policy – Schedule of Benefits:

**Category 1 - Insured Persons:** All registered members, players, coaches and officials of the insured

		<b>Benefit Payable / Sum Insured</b>
Part A	Death and Capital Benefits	\$50,000
	Persons under 18 years of age (Event 1)	\$10,000
	Persons 75 years and over (Event 1-9)	\$10,000
Part B	Fractured Bones	\$2,500
Part C	Weekly Injury Benefit	
	Home Help	100% of actual costs incurred up to \$500
	Benefit Period	52 weeks
	Excess Period	7 days
	Loss of Income	85% of salary up to \$500
	Benefit Period	104 weeks
	Excess Period	7 days
Part D	Student Help	100% of actual costs incurred up to \$500
	Benefit Period	52 weeks
	Excess Period	7 days
Part D	Dental Injury	As per Policy
Part E	Non Medicare Medical Expenses	80% of expenses up to \$5,000
	Excess	\$50

### Policy Aggregate Limit of Liability

<b>Personal Accident</b>	Any One Occurrence	\$5,000,000
	Non Scheduled Flying	\$500,000

**Insurer:** Liberty Specialty Markets



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## **MANAGEMENT LIABILITY**

This policy protects 4WDV and its Affiliated Clubs against losses which they may become legally obligated to pay on account of any claim made against them for:

- Directors and Officers Liability
- Employment Liability
- Insured Organisation Liability
- Employee Crime.

### **Subject to the Policy Terms and Conditions:**

A **Wrongful Act** is defined as:

In respect of **Directors and Officers Liability and Company Reimbursement**, any act, omission, breach of duty, breach of trust, breach of authority, misstatement or misleading statement by an Insured Person.

In respect of **Insured Organisation Liability**, any act, omission, breach of duty, breach of trust, breach of authority, misstatement or misrepresentation by the Insured Organisation.

**Insured/Insured Persons:** Four Wheel Drive Victoria, its disclosed Affiliated Clubs and any of their subsidiaries Directors, Officers, Secretary, or employees.

**Maximum Limit of Liability:** \$12,500,000

**Director & Officer Liability:** \$5,000,000

**Corporate Legal Liability:** \$5,000,000

**Statutory Liability** \$1,000,000

**Employment Practices:** \$5,000,000

**Employee Dishonesty:** \$ 100,000

**Kidnap & Extortion:** \$ 50,000

<b>Excess:</b>	Directors & Officers Liability	Nil
	Corporate Legal Liability	\$5,000
	Statutory Liability	\$5,000
	Employment Practices Liability	\$5,000
	Employee Dishonesty	\$5,000
	Kidnap & Extortion	\$2,500

**Insurer:** Chubb Insurance Limited



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## **PROFESSIONAL INDEMNITY**

This policy protects 4WDV and its Affiliated Clubs against legal costs and claims by third parties for damages arising from acts, omissions or breaches of professional duty in the course of business.

**Insured/Insured Persons:** Victorian Association of Four Wheel Drive Clubs Inc trading as Four Wheel Drive Victoria and Affiliated Clubs as declared.

**Limit of Liability:** \$5,000,000

**Excess:** \$5,000

### **Coverage Features:**

- Civil Liability Insuring Clause.
- Automatic Reinstatement of the Policy limit.
- Insured's Vicarious Liability Cover for Consultants, Contractors, Subcontractors and Agents.
- Unintentional Defamation Cover.
- Insured's Joint Venture Liability Cover.
- Loss of Documents Cover (including electronic) with nil Excess (flexible sub-limits).
- Newly Acquired or Created Subsidiaries Cover (post acquisition).
- Automatic Run Off Cover for Insured Entity.
- Continuous Cover where Policy maintained with Chubb.
- Legal Representation at Investigations Cover with nil Excess (flexible sub-limits).
- Emergency Defence Costs and Legal Representation Expenses Cover (to 10% of the Policy limit).
- Advancement of covered Defence Costs and Legal Representation Expenses (within 30 days of receipt and approval).
- Discovery Period (45 day period at nil additional premium).
- Fraud & Dishonesty Cover for innocent parties.
- Competition & Consumer Act 2010 – Civil Liability Cover.
- Cyber and Privacy Infringement Liability Cover (to full Policy limit).
- Full Proposal Form severability for Natural Person Insureds.

**Insurer:** Chubb Insurance Ltd



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## **Claims Procedures**

Should an incident arise, the Affiliated Club should complete an Incident Report Form and submit this to FWDV together with all relevant supporting documentation. FWDV will provide this documentation to Affinity Insurance Brokers who will process the claim. If required, Affinity will contact the relevant Club via FWDV to obtain further information.

It is important that this be done immediately that you become aware of an incident.

Four Wheel Drive Victoria	Phone (03) 9874 7222
	Fax (03) 9874 7233
Affinity Insurance Brokers	Phone (03) 8587 7777
	Fax (03) 8587 7700

## **Certificate of Currency**

### **Example:**

A Club is looking to host a FWDV/Club approved event in local parkland and the local Council wishes to be included as a Named Party on the Affiliated Club's Public Liability Insurance Policy. What is a Named Party and how is it arranged?

A Certificate of Currency is confirmation of the insurance cover in place. It is generally requested by a third party such as a Property Owner, Council, Land Owner or Government Department (i.e. Parks Victoria) who requires proof of the Affiliated Club's insurance. Often the third party requests to be noted as a named party on the Certificate of Currency.

It is important to note that a "Named Party" (or Interested Party as it is sometimes referred to) is not the same as an "Insured" party as this would provide such person or entity full cover as defined which is not the intention of the Policy.

The intention of noting person(s) or entities on a Certificate of Currency is to provide them with limited protection if a claim is made against them purely as a result of the Affiliated Club's negligence.

## **Notification of Special Events**

It is important that FWDV be notified of all events that are outside the normal four wheel driving, camping, training and social activities of the Affiliated Club. If these unusual activities are not notified to FWDV, the club may run the risk of holding an event that has not been approved by FWDV, and therefore Affinity Insurance Brokers. In this case insurance cover may not be provided.

**Notification of special events is critical to providing the insurance cover necessary for the Club's full protection.**



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## **Risk Management**

What Risk Management procedures should Affiliated Clubs undertake and follow before hosting an approved Club event/training day?

In conjunction with FWDV, Affinity Insurance Brokers can assist Affiliated Clubs to develop an events checklist that covers or provides prompts for all areas that need to be addressed in preparing for and running an event. A risk assessment of all activities should be undertaken prior to any event. FWDV, in conjunction with Affinity Insurance Brokers, can assist with any issues that might arise. Our OH&S booklet, which is available through FWDV, also contains information which may assist.

In all instances the desired outcome is that the Affiliated Club runs a safe and well-managed event or training day, and to minimise the potential for injury to a third party or a fellow club member.

For further assistance please contact:

## **Public Liability or Personal Accident**

Paul Davenport or Mary Spanos  
Affinity Insurance Brokers  
Telephone: (03) 8587 7777  
Email: [pdavenport@affinityib.com.au](mailto:pdavenport@affinityib.com.au)  
Web: [www.affinityib.com.au](http://www.affinityib.com.au)

## **Motor Vehicle, House & Contents**

Walter Poon  
Affinity Insurance Brokers  
Telephone: (03) 8587 7721  
Email: [wpoon@affinityib.com.au](mailto:wpoon@affinityib.com.au)  
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## **Four Wheel Drive Victoria**

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