

# **Land Owners Liability**

Please ensure that all information you provide is correct and that you answer all questions accurately. These details will form the basis of the insurance policy and any incorrect information could invalidate all or part of the insurance contract.

### **Data Protection Statement**

You should understand that any information you have provided will be processed by the insurer in compliance with the provisions of the Data Protection Act 1998, for the purposes of providing insurance and handling claims or complaints, if

Broker Details					
AGENT		TELEPHONE			
TOWN		EMAIL			
RENEWAL DATE		CURRENT INSURER			
EXPIRING PREMIUM		TARGET PREMIUM			

Client Details				
OWNER / COMPANY NAME				
TRADING AS (If different from above)				
COMPANY ENTITY (Type of Ltd, LLP, PLC)				
NUMBER OF YEARS TRADING	PREVIOUS EXPERI- ENCE IF UNDER 5 YEARS TRADING			
TRADING ADDRESS				

Land Details				
Property Owners Liability Limit of indemnity required?				
What is the size of the land in acres?				
Is the land occupied? If YES, please provide details				
Has the land suffered problems with vagrants, squatters, trespassers or vandals? If YES, please provide full details				
Are there any public rights of way, footpaths, bridle paths, quarries, mineshafts, wells, ponds, lakes, rivers or other water sources within the boundaries of the land?  If YES, please provide details				
Are there any buildings on the land? If YES, please state construction, condition and use				
Are there any plans to undertake any significant alterations, renovations, refurbishments or re-development of the land? If YES, please provide full details				
Is the land open to the general public or without parameter fencing or boundary walls? If YES, please provide full details				
Are there any other interested parties in the land? If YES, please provide full details				
When did you purchase the land?				
What is the address/location of the land?				

Clients History				
Have you ever been declared bankrupt or disqualified from being a company director If YES, please provide details				
Have you ever had any paid or outstanding County Court Judgement(s) or Sheriff Court Decree(s) If YES, please provide details				
Have you or any other person to which this proposal relates, have never been officers of a company that has been declared insolvent, or had a receiver or liquidator appointed, or entered into arrangements with creditors in accordance with the Insolvency Act 1986 either in a personal capacity or as a business?  If YES please provide full details				
Have you ever been the subject of criminal offence (other than minor motoring convictions) or been given an official police caution, professional disciplinary proceedings or enquiries?  If YES please provide full details				
Have you ever had any prosecution, prohibition notice or improvement order placed on them under any Heath & Safety Legislation within the last five years.  If YES, please provide details				
Have you ever had any insurance proposal declined, renewal refused, had any special or increased terms applied or had insurance cancelled or avoided by Underwriters?  If YES please provide full details				
During the last five years, have you or any director, partner or officer ever had a claim or loss or had any claim made against you, whether insured or not, in respect of any of the covers required under this policy or at any other premises, past or present? If Yes, please povide full claims details including paid amounts and outstanding amounts				

### **Assumptions**

I confirm that I have read and agree all the below and confirm that all the information given in respect of this request for insurance is accurate and complete and represents a fair presentation of the risks

### Usage of Information

The information you provide will be used by the insurer to establish if it wants to take the risk and, if so, at what terms.

#### Fair Presentation of the Risks

You are required to disclose to the insurer information including material circumstances that fairly present the risks that would be insured should the insurer decide to take those risks.

A fair presentation of the risks means that, in addition to answering any questions asked of you, you must:

- disclose to the insurer every material circumstance which you know or ought to know or, failing that, sufficient information to alert the insurer of the need to make further enquiries, and
- make such disclosure in a reasonably clear and accessible manner, and
- ensure that, in such disclosure, any material representation as to a matter of:
- fact is substantially correct, and
- expectation or belief is made in good faith.

A circumstance or representation is material if it would influence the insurer's judgement (as a prudent underwriter) in determining whether to take the risk and, if so, on what terms. If you are in any doubt as to whether a circumstance or representation is material, then you should disclose it.

#### **Change in Risk Information**

The legal obligation of fair presentation applies if there is a change or variation in the risks that would be insured should the insurer decide to insure those risks and, if applicable, after you have accepted the insurer's offer of insurance including the period those risks are insured under the policy.

# **Disclosure & Accuracy of Information and Fair Presentation**

You must take care to give accurate and complete information and make a fair presentation of the risks when applying for insurance and, if you purchase the insurance offered, when making changes to it. If the information you have given proves to be inaccurate or incomplete and/or is not a fair presentation of the risks:

Before you accept an offer of insurance, the insurer may:

- Amend the terms of the offer, or
- Withdraw the offer.

After you have accepted an offer of insurance, the insurer may:

- ♦ Amend the terms of the insurance contract (policy) which, if applicable, may be applied as if they were in place prior to any claim where that claim was impacted by the inaccurate or incomplete information, or
- If applicable, reduce the amount the insurer pays on a claim in proportion that the premium charged bears to the premium that the insurer would have charged you had the information not been inaccurate or incomplete, or
- ♦ Treat the policy if it had never existed, which means no claims will be paid under it and the premium paid will be returned to you. This will only be done if this insurance would not have been provided if the information given had not been inaccurate or incomplete.

If the insurer establishes that you deliberately or recklessly provided false or misleading information in relation to this insurance:

- Before you accept an offer of insurance, the insurer will treat the offer as if it never existed.
- After you have accepted the offer, the insurer shall treat the policy as if it never existed, which means no claims will be paid under it and the insurer will not return any premium paid.

## **Declaration**

I/We declare and warrant that after enquiry all statements and particulars contained in this Proposal, and supplementary attachments/ addenda, are true and that no information whatsoever has been withheld which might increase the risk of the Underwriters or influence the acceptance of this Proposal and should the above particulars alter in any way I/We will advise the Underwriters as soon as possible. I/We understand that failure to disclose any material facts which would be likely to influence the acceptance and assessment of this Proposal may result in Underwriters refusing to provide Indemnity voiding the Policy in every acceptance and assessment of this Proposal may result in the Underwriters refusing to provide Indemnity voiding the Policy in every respect. I/We hereby agree and accept that this Declaration shall be the basis of the contract between both parties in entered into.

Client signature or name of Broker working as agent of client				
Is there any other information we should take into account when assessing this proposal or any other information you need to declare as a material fact which may prejudice the Underwriter's decision to quote?				
Please provide details below				