



I M A L I A

PERSONAL DIRECTORS COVER

Portable insurance that covers all board positions declared to the insurer.

Personal Directors & Officers Insurance at a Glance

The **Personal D&O Policy** delivers a comprehensive solution that can be transported to each Board Position that **YOU** currently hold on any Private or Unlisted Public Company or Not-for-Profit organisation. The policy only covers **YOU** – Not the company.

The **Policy** will be activated when the insurer of a Company (where you hold a Board Position) refuses to pay or is unable to pay under the Company's Directors' & Officers' or Management Liability Policy (for instance, due to an applicable exclusion such as an Insolvency or Major Shareholder exclusion) or the Company refuses or is financially unable to indemnify **YOU**, thus providing **YOU** with a layer of **PERSONAL** protection.

Personal D&O provides **YOU** the peace of mind that **YOUR** personal assets are protected in the event of a claim against **YOU** and that you have consistent cover over all your Board Positions as well as additional cover following your retirement from any Board Position. Please note all board positions must be Approved.

What does this policy protect me from?

- Creditors and customers taking action against Directors for insolvent trading.
- Directors being sued/prosecuted for breaches by the Company of WH&S legislation.
- Directors being sued for alleged misuse of confidential or copyrighted information.
- Breach of a Director's duties under Chapter 2D of the Corporations Act resulting in fines and penalties of up to AUD\$200,000 and the requirement to pay compensation.
- Directors being prosecuted for breaches of the Corporations Law.
- Employees bringing claims for wrongful termination of employment, demotion or refusal to promote.
- Directors being sued by an employee for discrimination or harassment.
- Retired Directors being sued for Wrongful Acts committed whilst a Director of a Company. (Policy must be current).
- Costs and expenses incurred by a Director in preparing for attendance at an Inquiry.
- Directors being sued by shareholders or creditors over allegedly misleading statements as to the financial position of the Company.
- Regulatory authorities investigating and prosecuting Directors over allegedly misleading statements as to the financial position of the Company.



Exclusions to note

Other Exclusions do apply, for full particulars reference must be made to the current Policy wording.

- Claims brought in the jurisdiction and courts of the United States of America are excluded.
- Claims arising from the offering of securities of any Company where a Board Position is held are excluded.
- Board Positions held on any Exchange Traded Entity are excluded UNLESS SPECIFICALLY APPROVED BY UNDERWRITER.

What are some of the policy benefits?

The following is a guide only, for full particulars reference must be made to the current Policy wording.

- \$1m Aggregate Limit of Indemnity inclusive of Defence Costs. May be increased up to \$3m if approved.
- NO Excess applies.
- Personal Policy Covering ALL past, present and future Board Positions. Positions must be approved at inception of the policy and at each renewal.
- Acts as a 'Difference in Conditions'/'Difference in Limits' Policy & can potentially drop down to act as a Primary Policy.
- Inquiry Costs Extension for full Policy Limit of Indemnity – no Wrongful Act allegation is required.
- No Insolvency Exclusion applies.
- No Major Shareholder Exclusion applies.
- Fines & Penalties Coverage (to the extent permitted by law) for full Policy Limit of Indemnity.
- Pollution Defence Costs for full Policy Limit of Indemnity.
- WH&S Defence Costs for full Policy Limit of Indemnity.
- Defence Costs are advanced in the event of allegations of dishonesty – until such dishonest behaviour is established by admission or by final and non-appealable adjudication.
- Coverage for Employment Wrongful Acts.

I M A L I A

D&O Cover is fully underwritten by Certain Underwriters at Lloyd's of London, ensuring exceptional Security.

Please refer to www.lloyds.com for current ratings and information on Lloyd's unique Chain of Security.