LDA

The Land Development Agency

APPENDIX 6

SERVICES INSURANCE QUESTIONNAIRE

Provision of Technical and Construction Quality Assurance and Quality Control Services (QAQC)

To be completed by the insurance company or broker of the successful Tenderer(s) prior to appointment to the Framework Agreement. The insurance requirements are stated authoritatively in the Schedule of Insurances at Schedule 4 of the Framework Agreement (Appendix 3), reproduced at Section 3 below.

1. Service Provider's Information (to be completed by the LDA)

Name of Service Provider (the Tenderer)	
Description of Services	Technical and Construction Quality Assurance and Quality Control (QAQC) monitoring services
Framework / Contract reference	

2. Insurer / Broker Confirmation (to be completed by the insurance company or broker)

We confirm, on behalf of the Service Provider named above, that the following policies are in place, that the territorial limits and jurisdiction of the policies include the Republic of Ireland, and that we are not aware of any exclusions, restrictions, conditions or warranties or, in the case of policies with an aggregate limit of indemnity, any outstanding claims, which could have a material adverse impact on the level of coverage specified below.

Question	Requirement	Confirmation / Details
Employer's Liability — limit of indemnity	Not less than €13,000,000 for any one claim (or series of claims arising out of the one event)	
Employer's Liability — insurer, policy number, expiry date	—	
Public Liability — limit of indemnity	Not less than €6,500,000 for any one claim (or series of claims arising out of the one event)	
Public Liability — insurer, policy number, expiry date	—	
Professional Indemnity — limit of indemnity	Not less than €6,500,000 in the aggregate of claims on an annual basis (see Section 3 for the project-specific each-and-every-claim basis, where notified)	
Professional Indemnity — insurer, policy number, expiry date, basis of cover (aggregate / each and every claim)	—	
Retroactive date / continuity of PI cover	—	
Any exclusions, restrictions, conditions, warranties or outstanding claims materially affecting the above cover	State ‘None’ or give details	

Signed (insurer / broker): ..... Company: .....
Date: .....

3. Schedule of Insurances (extract — Schedule 4 of the Framework Agreement)

In this Schedule, “the relevant Building Contract” means the building or development contract for the monitored project identified in the applicable Call-Off Order, and “Practical Completion” bears the meaning given in that contract.

Insurance Type	Required Value €
Employer's Liability	For not less than €13,000,000 (thirteen million euro) for any one claim (or series of claims arising out of the one event) from the date hereof until the expiry of the defects liability period under the relevant Building Contract. The Framework Member shall produce evidence of such cover when requested to do so by the LDA.
Public Liability	With a limit of indemnity not less than €6,500,000 (six million five hundred thousand euro) for any one claim (or series of claims arising out of the one event) from the date hereof until the expiry of the defects liability period under the relevant Building Contract. The Framework Member shall produce evidence of such cover when requested to do so by the LDA.
Professional Indemnity	With a minimum limit of indemnity of not less than €6,500,000 (six million five hundred thousand euro) based on the aggregate of claims on an annual basis for the duration of the provision of the Services, maintained for a period of twelve years after the date of Practical Completion of the Works, provided such insurance is generally available in the European Union at commercially reasonable rates and terms, excluding any increased or additional premia required by insurers by reason of the Framework Member's own claims record or other acts, omissions or matters, which will be deemed to be within the Framework Member's obligations. The Framework Member shall immediately inform the LDA if such insurance ceases to be generally available. Note: for certain projects, or where the increased level of cover is available in the market, the LDA may require a higher basis of cover of not less than €6,500,000 for each and every claim (or series of claims arising from the same originating cause), covering all of the Framework Member's obligations, for a period of twelve years after the date of Practical Completion of the Works. This limit is not an annual aggregation and the requirement for this level of cover will be assessed reflective of the particulars of the project and notified in the relevant Call-Off Order or Mini-Competition Request.