

Professional Risks ICT Liability Insurance

Insurance information



Information and Communication Technology Liability (CGU ICT 09-11)

The growth and development of information and communication technology (ICT) continues at an ever increasing rate. The application of this technology is widespread throughout all sectors of the economy and in many aspects of our personal lives.

This almost complete dependency on technology brings with it a significant liability to ICT service and product providers when issues arise with the technology or the technology fails to meet client expectations.

Due to the character of the activities of ICT providers (is a service or a product being provided?) there can be potential uncertainty in the handling of ICT claims.

To remove this uncertainty CGU Professional Risks has for almost a decade provided a packaged liability product and a centralised claims management process. Both PI and Liability claims are managed by the experienced Professional Risks Claims team.

The Insured therefore receives the double benefit of our Civil Liability Professional Indemnity and our Broadform Liability Insurance policies, in one Liability Package.

We have significantly improved our ICT policy reflecting the continual change in technology and the liabilities our policyholders need cover for. In one complete packaged policy we cover our policyholders for the ICT services (Professional Indemnity) and the ICT products (Broadform – Public, Products and Advertising Liability) they provide.

Special features of our policy...

Policy 1 Professional Indemnity

- The Policy covers the Insured in the performance or provision of 'Information Technology'.
- **'Information Technology'** means:
 - In respect of hardware, firmware or software any of the following services, advice, specification or work performed or provided by the Insured in the course of the Insured's business:
 - i. analysis
 - ii. design
 - iii. integration
 - iv. maintenance
 - v. programming
 - vi. data processing
 - vii. data warehousing
 - viii. computer facilities management
 - ix. repair
 - x. technical support
 - xi. telecommunication and data communication services
 - xii. as specified in the **Policy** Schedule; and
 - any **Computer Equipment** manufactured, installed, assembled, repaired, serviced, treated, sold, supplied, distributed, licensed or shared in relation to, or in connection with the activities specified above.

- **'Computer Equipment'** means:
 - any combination or part of computer: data, hardware, operating system, application, software, chip including microprocessor chip, or embedded control logic.
- Cover for Loss of Documents extended to include electronic data and 'the reasonable costs, charges and expenses incurred in replacing or restoring such Documents/Data'.
- Intellectual Property cover not only extends to cover infringement of any copyright, design, patent, trade mark or moral right to the full policy limit it also includes 'unintentional infringement of circuit layout rights'.

Other policy features

- Contractual Liability Defence Costs sub-limited to \$100,000.
- Loss Mitigation and Rectification sub-limited to \$50,000.
- Advancement of Claims Investigation Costs.
- Breach of warranty of authority.
- Enquiries cover sub-limited to \$250,000.
- Court Attendance Costs.
- Compensatory Civil Penalties sub-limited to \$250,000.
- Public Relations Cover sub-limited to \$25,000.

Policy 2 Broadform Liability

- Covers personal injury, property damage or advertising liability caused by an event in connection with the Insured's Business.
- Covers personal injury or property damage caused by an unknown defect in the Insured's Products.
- Electronic Data and Loss (or contamination or destruction) of computer data exclusions removed.

These covers are automatically provided under the policy and do not require any additional premium to be included.

CGU Professional Risks Who are we?

- **Security** – CGU Professional Risks:
 - has over the past 20 years underwritten over \$1.2b in premium
 - in this time managed over 32,000 claims for our policy holders
 - insures each year over 35,000 Australian businesses or individuals.
- **Capacity** – Professional Indemnity: \$30 million
– Broadform Liability: \$20 million
- **Service** – CGU Professional Risks prides itself on its excellent service and claims reputation and proudly supports the General Insurance Code of Practice. The purpose of the Code is to raise standards of practice and service in the general insurance industry.
- **Expertise** – Over 20 years of experience in providing professional risks insurance to the Australian market.
- **Product range** – In addition CGU Professional Risks offers the following products:
 - Professional Indemnity Insurance
 - Directors' & Officers' Insurance
 - Corporate Advantage Management Liability Insurance
 - Employment Practices Liability Insurance
 - Superannuation Trustees Liability
 - Defamation Insurance
 - Office Bearers Liability
 - Associations Liability for Not-For-Profit Organisations
 - Medical Malpractice Insurance.

The information in this flyer is a brief summary only and does not detail all the wording. For full details please refer to the policy wording located on our website at www.cgu.com.au/professionallrisks

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