

Insurance Contracts Act 1984 - A Users Guide

BRISBANE—WEDNESDAY 15 JULY

Time: 1:00pm–5:00pm

Venue: Barry & Nilsson Boardroom
Level 21, 215 Adelaide Street

RSVP: By 1 July 2009

SYDNEY—WEDNESDAY 8 JULY

Time: 1:00pm–5:00pm

Venue: Macquarie Graduate
School of Management
Level 6, 51-57 Pitt Street

RSVP: By 1 July 2009

[Download registration form here >](#)

PROGRAM AT A GLANCE

12.45pm–1.00pm

Registration & Sandwiches

1.00pm–1.15pm

Introduction

- Australia—leading the world in contract regulation.
- Why the Insurance Contracts Act works for both insurer and insured.

1.15pm–2.00pm

The Contract

- What is an Insurance Contract?
- Why are they different?
- The duty of utmost good faith—guiding corporate and consumer behaviour.
- Complying with the Insurance Code of Practice—is that enough?
- Who does the policy cover?—named insureds and other beneficiaries.
- “Noting an interest” on the policy – what exactly does that mean?

2.00pm–2.45pm

Pre Contract Negotiations

- The proposal.
- Disclosure—how much is enough?
- What need not be disclosed?
- When will a statement be a misrepresentation?
- What are the consequences of non-disclosure and misrepresentation?

3.15pm–4.15pm

The Claim

- What to do if things don't add up?—rejecting a fraudulent claim.
- Section 54—when will an insured's breach be excused?
- Proposals for change.

4.15pm–4.30pm

Information & Notices

- Giving information to the insured.
- Adapting a pre-internet Act to the electronic age.

4.30pm–4.45pm

Liability of Directors and Employees

- Penalties under the Act.
- Representative actions by ASIC.

4.45pm–5.00pm

Conclusion

