

Commercial legal expenses insurance

Policy Summary

Sports Clubs Commercial

The purpose of this Policy Summary is to help you understand the insurance by setting out the significant features, benefits, limitations and exclusions. You should still read the full Policy Wording for a full description of the terms of the insurance, including definitions. This Policy Summary does not form part of the Terms and Conditions.

Insurance Provider

This insurance is underwritten by Markel International Insurance Company Limited, 20 Fenchurch Street, London EC3M 3AZ and administered by Abbey Legal Protection, a trading division of Abbey Protection Group Limited.

Duration of contract

The Period of Insurance is for 12 months or as otherwise stated in your Policy.

Premium

The premium payable is as stated in your Policy Schedule.

Insurance Cover

This is a claims made insurance which covers claims notified within the Period of Insurance. The Insurance indemnifies you for legal costs, professional costs and awards of compensation in situations shown in the tables below.

Significant Benefits

The following tables set out the significant features, benefits, limitations and exclusions of the Commercial Legal Expenses Insurance. The Insurance is split into Sections of Cover.

Significant Features

Indemnity Limits	<ul style="list-style-type: none"> – Section A2, £2,500 any one claim – Section C Schedule 36 pre disputes and Section H £1,000 any one claim – All other Sections £50,000 any one claim – All claims £500,000 in the aggregate 	Schedule
Territorial Limits	<ul style="list-style-type: none"> – The United Kingdom of Great Britain and Northern Ireland, Channel Islands and the Isle of Man 	Schedule
Excess	<ul style="list-style-type: none"> – Section C – Aspect Enquiry Claims - £1,000 any one claim – All other Sections – nil 	Schedule
Increased Excess (For use of own Appointed Representative)	<ul style="list-style-type: none"> – Sections A2, B, C and H – Not Applicable – All other Sections £1,000 any one claim 	Schedule

Policy Benefits	Section Exclusions
<p>Section A. Criminal Prosecution</p> <ul style="list-style-type: none"> - Defence of criminal prosecutions - Appeals against Improvement Notices under the Health and Safety at Work Act or the Food Safety Act - Representation at an interview under caution 	<ul style="list-style-type: none"> - Arising from HMRC Investigations - Allegations of offences against the person or dishonesty - Allegations of speeding or driving whilst under the influence of alcohol or drugs or allegations of non endorsable road traffic offences - Any arrest where you did not have the opportunity to attend and did not attend the Police station as a volunteer
<p>Section B. Employment Disputes</p> <p>Defence of disputes with prospective employees, employees or ex-employees in respect of their contract of employment, or any employment related legislation and indemnity for awards of compensation, all providing you have sought and followed the advice of the Abbey Legal Line and obtained their authorisation:</p> <ul style="list-style-type: none"> - Prior to carrying out a disciplinary procedure - Prior to dismissal of an employee - Prior to instituting a redundancy programme and prior to making an employee redundant - Prior to notifying an employee of their intended retirement date or retiring an employee - Upon notification of a grievance - Upon notification of a complaint of discrimination, victimisation or harassment - Prior to any adverse variation, or proposed adverse variation of the terms and conditions of employment (including hours, time, place of work, demotion or reduction in an employee's remuneration) - Immediately an employee walks out - Upon receipt of an appeal by an employee of a disciplinary or grievance decision <p>Pursuit of a former employee for possession of your property provided:</p> <ul style="list-style-type: none"> - The occupation of the property was conditional on the ex-employee's employment - The ex-employee brought proceedings against you which were also insured under this policy - The termination of the employees employment was not before the inception of this policy 	

<p>Section C. Tax Protection Representation for Your business in the event of either a full enquiry, an Employer Compliance dispute, an aspect enquiry, a Schedule 36 pre dispute request or a VAT Tribunal</p>	<ul style="list-style-type: none"> – Technical or routine treatment matters – Defence of a criminal prosecution – Taxation proceedings arising out of negligent misstatements or omissions by You or a lack of reasonable care in keeping Your business books and records – Investigations solely into earlier accounts or records – Where Corporation Tax and Income Tax Self Assessment Returns are submitted outside statutory time limits – Preparation or correction of a Self Assessment return – Investigations by the Special Civil Investigations or Criminal Investigations Office of HMRC – Disputes concerning Working Families Tax Credit, National Minimum Wage, IR35 legislation – Where the Anti-Avoidance Intelligence Unit of HMRC are involved
<p>Section D. Property Disputes Pursuit or defence of disputes over:</p> <ul style="list-style-type: none"> – Possession of your property – The terms of your tenancy agreement – Alleged negligence, damage or nuisance to your property <p>Provided that You will suffer a financial loss if you fail to make the claim</p>	<ul style="list-style-type: none"> – Payment of rent, tax or service charges – Planning or building regulations – Renewal of your tenancy agreement – A contract relating to your property (other than a tenancy agreement)
<p>Section E. Data Protection Defence of claims arising out of an application or appeal under the Data Protection Act and payment of compensation awards made against you under S.13 of the Act</p>	
<p>Section F. Personal Injury Pursuit of claims for compensation following a personal injury</p>	
<p>Section G. Wrongful Arrest Defence Defence of claims alleging wrongful arrest or malicious prosecution</p>	<ul style="list-style-type: none"> – Allegations made by prospective employees, employees, ex-employees or workers
<p>Section H. Jury Service Allowance To pay the amount you are liable to pay employees when they attend on jury service</p>	
<p>Section I. Pension Trustee Defence Defending claims against you in your capacity as a trustee of a pension fund for the benefit of your employees</p>	
	<p>General Exclusions</p> <ul style="list-style-type: none"> – Any claims where you do not have reasonable prospects of success in your legal/tax case. – Any costs incurred before we have consented to those costs being incurred – Defence of civil legal proceedings arising from injury, loss/destruction of property, breach of professional duty or tortious liability (other than where specified under sections D and I)

Advice

You will have free access to legal, tax and stress counselling telephone advice services by calling the Abbey Legal Line or the Stress Counselling Line.

Claims Handling and Claims Notification

All claims under Sections of Cover B and C will be handled by one of Abbey Legal Protection's choice of lawyer or other suitably qualified representative.

Under all other Sections of Cover where recourse is necessary to a lawyer and proceedings are issued you are free to choose your own lawyer or suitably qualified representative provided the proposed lawyer or suitably qualified representative is appropriate and their proposed charging rate is fair and reasonable with regard to the particular proceedings.

Initial notification of a claim must be made immediately by writing to:

The Claims Department
Abbey Legal Protection
20 Fenchurch Street
London
EC3M 3AZ

Email: claims@abbeylegal.com

Your right to cancel

If you are an individual acting for purposes outside your trade, business or profession, you have a right to change your mind and cancel your Policy within 14 days of insuring with us and receiving your policy documents, by writing to:

Perkins Slade
7th Floor
Tricorn House
Hagley Road
Birmingham
West Midlands
B16 8TP

No charge will be made and any premium you have already paid will be refunded.

Your right to complain

If you are not satisfied with any aspect of our service or the insurance provided, you should contact us by writing to:

The Customer Services Manager
Abbey Legal Protection
20 Fenchurch Street
London
EC3M 3AZ

Email: complaints@abbeylegal.com

We will do our best to resolve your complaint but, if you are still not satisfied, you can refer the matter to The Financial Ombudsman Service.

The Financial Ombudsman Service
Exchange Tower
Harbour Exchange Square
London
E14 9SR

Helpline: 0800 023 4567
Switchboard: 020 7964 1000
Website: www.financial-ombudsman.org.uk

If you were sold this product online or by other electronic means and within the European Union (EU) you may refer your complaint to the EU Online dispute Resolution (ODR) platform. Upon receipt of your complaint the ODR will escalate your complaint to your local dispute resolution service – this process is free and conducted entirely online. You can access the ODR platform on <http://ec.europa.eu/odr>.

This procedure will not prejudice the Insured's right to take legal proceedings.

Your right to compensation

The Insurer is covered by the Financial Services Compensation Scheme (FSCS). The Insured may be entitled to compensation up to 90% of the Claim in the unlikely event the Insurer cannot meet its obligations. Further information about compensation arrangements is available from the FSCS.

Applicable Law

If there is a dispute between you and the Insurer, you and the Insurer are free to agree the law applicable. Unless specifically agreed to the contrary this insurance shall be subject to the laws of England and Wales.

AbbeyLegal

Legal Protection Insurance

Abbey Legal Protection

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CLEI/POLSUMM: 2015/08

