



HIGHLIGHT SHEET

FIDUCIARY LIABILITY INSURANCE POLICY FORM TFLE.001 (09/15)

Coverage Highlights

- Comprehensive coverage for sponsored and insured benefit plans
- Broad definition of claim includes:
 - demands for monetary damages or non-monetary or injunctive relief
 - civil, criminal, administrative, regulatory, mediation or arbitration proceedings
 - any request to toll or waive the statute of limitations
- Definition of loss includes coverage for:
 - compensatory, moral, punitive, exemplary or multiplied damages
 - civil fines, civil penalties or administrative monetary penalties levied against an insured person
 - pre-judgment and post-judgment interest
- Administrative monetary penalties (AMPs) are included in the definition of loss when levied against an insured person. AMPs can be levied against individuals for non-compliance / contravention of legislation and regulations such as the Canadian Anti-Spam Legislation (CASL)
- Advanced defence costs on **all** personal conduct exclusions until final non-appealable adjudication of the claim
- Narrow “for” language used in our BI / PD exclusion
- BI / PD exclusion contains an exception for mental anguish and emotional distress
- Insured has the “duty to defend”
- Policy is written on a “pay on behalf of” basis and not on a “reimbursement” basis
- Contains a “soft hammer” clause
 - insurer continues to pay 75% of defence costs and loss, if the insured declines a proposed settlement
- Spousal and domestic partner liability extension is included
- Non-cancellable by the insurer / 20 days in the event of non-payment of premium
- Insurer must give 60 days’ notice of non-renewal
- Bi-Lateral Discovery Period Extension
- No coinsurance clause
- Affirmative worldwide coverage
- No pollution exclusion
- No nuclear liability exclusion

About Trisura

Trisura Guarantee Insurance Company is a Canadian specialty lines insurance and surety company. Through a select network of national and regional brokerage firms, Trisura Guarantee provides innovative solutions and expertise in Contract, Developer and Commercial Surety, Directors’ and Officers’ Liability, Fidelity, Professional Liability including Media, Technology and Cyber Liability, Property, Casualty and Warranty products. Trisura Guarantee is rated A- (Excellent) by A.M. Best Company.

Refer to your policy for complete details. In case of inconsistency between this document and your policy, the policy terms, conditions and limitations will apply.