



### Management Liability Portfolio

Examples of how our Management Liability Portfolio and sections of our Professional Insurance Portfolio insurance can protect your clients:



### Directors and Officers and Corporate Legal Liability

Claims under these sections have been grouped together as cases are mostly brought involving the company (where in existence) thus cover potentially operates over both sections.

#### Regulation

- The Food Safety Authority brought an action against a meat processing company alleging incorrect & deliberately misleading labelling.
- The Health & Safety Authority brought an action against a building contractors and its managing director following the death of an employee.
- The Department of Public Prosecutions brought an action against a heating oil suppliers and its directors alleging they had colluded with other companies to fix the price of gas oil and kerosene
- The Environment Protection Agency brought an action against the managing director of an adhesive's manufacturers alleging false or misleading emissions records.
- The Office of the Director of Corporate Enforcement brought an action against the director of a computer peripherals supplier alleging he had knowingly or recklessly provided false information in his company's annual report and accounts.

**Hiscox could cover costs of defence of the company and any director, officer or employee.**

### Shareholders/Investors

- A family run rubber goods manufacturers faced a claim brought by a former director who alleged they had an entitlement to shares within the company.
- An investor successfully brought an action for breach of warranty, misrepresentation and negligent mis-statement against a recruitment company and its managing director for return of their investment. They alleged the financial position of the company proved to be substantially differed to that presented to them by the directors.
- A minority shareholder brought an action against the former directors of a motor dealers for breach of agency in relation to failing to comply with their articles of association to obtain a fair valuation for the company.

**Hiscox could cover costs of defence and any awards made against the directors or the company.**

### Liquidation

- The Office of the Director of Corporate Enforcement brought a disqualification action against two directors of a failed aluminium group for continuing to trade whilst insolvent.
- The former directors of a failed vehicle part distributors successfully defended an action brought against them by the liquidator alleging a breach of duty. They alleged the directors should not have permitted loans to former directors totalling more than €150,000.
- A creditor brought a claim against the former director of an insolvent agricultural supply company for return of moneys owed alleging they had relied upon misleading statements made by the director in agreeing a supply contract.

**Hiscox could cover costs of defence and any awards made against any director, officer or employee.**

### Other Claims

- A property development company faced an allegation of discrimination alleging they had replaced a sub contractor solely because of his race.
- A retail group faced an action brought by the new owners of a previous subsidiary alleging they had been misled as to its true value.
- A restaurant group faced an action from a member of the public alleging their failure to make all of their premises accessible to disabled persons breached discrimination legislation.

**Hiscox could cover costs of defence and any awards made against the directors or the company.**

### Employment Practices Liability

- A former senior sales executive of a technology services company brought an action against her former employer claiming constructive dismissal after being demoted. She alleged this was as a result of her being pregnant and not down to the reason given of poor performance.
- A former employee of a haulage company brought an action for unfair dismissal after being forced to leave employment after a row with his manager over hours being worked.
- An employee brought an action against their former employer, an estate agents, alleging discrimination on the grounds of religion.
- A labourer brought an action against a construction company alleging he had been unfairly dismissed for fighting.

**Hiscox could cover the legal costs of defence of action and any awards made against the company or its employees.**

These are only illustrative examples. Claims are dealt with on a case by case basis and are subject to the terms and conditions of the policy wording. For full details please read the policy wording or contact your insurance broker.