



**IMPORTANT NOTICE – UNAUTHORISED FOREIGN INSURER (UFI) NOTICE**

**INSURED:** \_\_\_\_\_

**PERIOD OF INSURANCE** \_\_\_\_\_

**POLICY NUMBER** \_\_\_\_\_

The insurance contract for the abovementioned policy is proposed to be arranged (wholly or partly) with **Swiss Re International SE, UK Branch – 100%**, classified as a foreign insurer, not authorised under the Insurance Act 1973 to conduct insurance business in Australia. Such insurers are not subject to the provisions of the Act, which establishes a system of financial supervision of general insurers in Australia, monitored by the Australian Prudential Regulation Authority (APRA). Swiss Re International SE, UK Branch, is however subject to a scheme of financial supervision of insurers that prevails in the UK.

The Insurance Act 1973 provides for an exemption that recognises that there are some circumstances where insurance risk cannot be appropriately placed with an APRA approved general insurer, and thus needs to be insured with an unauthorised foreign insurer (UFI). The types of insurance business that can be provided by a UFI, and that brokers are allowed to place, include insurance contracts for:

- Atypical risks – by definition bloodstock falls into this category;
- High-value Insureds – again bloodstock applies; and
- Other risks that cannot reasonably be placed in Australia – the bloodstock insurance underwriting market in Australia is minimal, and all high value horses and large schedules have to be placed with overseas insurers.

Enclosed is a copy of the proposed policy wording which identifies that your insurer Swiss Re International SE, UK Branch, is subject to Australian law and jurisdiction. For purposes of service of suit, Swiss Re’s representative Australian address is shown on the policy document. Notwithstanding the insurer’s stated acceptance of Australian law and jurisdiction, we do not warrant or guarantee that the insurer will meet its obligations and it could eventuate that you may need to enforce your rights against the insurer in a foreign jurisdiction.

You should consider whether to obtain further information on the insurer in order to make your decision, including its country of incorporation, what scheme of financial supervision applies (if any), its paid up capital, its rating by credit rating agencies and its financial reports. Please contact us should you require our assistance with this process.

We do not warrant or guarantee the current or ongoing solvency or financial viability of any insurer when you buy insurance, because we have no control over the insurer’s performance and this can be affected by many complex commercial and economic factors. The solvency of an insurer can change significantly between the time an insurance contract is entered into and the time a claim may be made. If you have concerns about the insurer’s solvency you should review the insurer’s credit rating from time to time, by accessing the following Rating Agency websites:

Standard & Poor’s at [www.standardandpoors.com](http://www.standardandpoors.com) | Moody’s at [www.moodys.com](http://www.moodys.com) | A.M. Best at [www.ambest.com](http://www.ambest.com).

In the event the insurer becomes insolvent, you, or any party entitled to benefit by this policy, will not be afforded protection provided by the Australian Government under the Financial Claims Scheme (FCS) according to the Financial System Legislation Amendment (Financial Claims Scheme and Other Measures) Act 2008.

Your insurer Swiss Re International SE, UK Branch, is a branch of Swiss Re International SE, one of the largest global insurers, which is currently rated as follows: AA- with Standard & Poor’s; A1 with Moody’s; A+ with A.M. Best.

Swiss Re International SE’s Directors’ Report for the year ended 31<sup>st</sup> December 2014, under Capital & Reserves, reads “Swiss Re International SE’s capitalisation policy ensures that it is appropriately capitalised for the risk that it incurs. The capital structure and the level of capitalisation are determined by regulatory capital requirements, management’s assessment of the risks and opportunities arising from business operations and by financial management considerations. Throughout 2014 the Company’s capital level was maintained in accordance with the capitalisation policy”. A copy of the 2014 Annual Report is available from us upon request.

This notice applies to all variations and renewals of your insurance arranged by us with the insurer should you elect to proceed with cover.

If you have been told anything which is inconsistent with the above by our representatives, please tell us. What is outlined above is our Company policy and no exceptions apply.

**CLIENT ACKNOWLEDGEMENT**

I/We, \_\_\_\_\_, of \_\_\_\_\_

confirm I/We have read, understood and agree to the terms of the above notice, and if there is more than one insured and any have not signed this form, I/We are signing it with authority of and on behalf of the insured(s) that have not signed.

\_\_\_\_\_

Dated: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

(Signature)

\_\_\_\_\_

(Print Name)