

HDFC ERGO General Insurance Company limited



PRODUCT LIABILITY- PROPOSAL FORM

LIABILITY OF THE COMPANY DOES NOT COMMENCE UNTIL THE PROPOSAL HAS BEEN ACCEPTED AND THE PREMIUM HAS BEEN RECEIVED IN ACCORDANCE WITH THE PROVISIONS OF SECTION 64VB OF THE INSURANCE ACT, 1938

Name of the Proposer (in full): _____

Names of the Subsidiaries & Associate Cos. (in full): _____

Registered Address of the Proposer: _____

Location from where distribution is effected _____

How long have you been in the business? _____

Do you manufacture the complete product? If not, what components/parts are purchased by you? _____

Can the date of manufacture of each product be identified by the factory number stamped on it? _____

Do you have any assets and/or representation and/or any domiciled operation and/or activities and/or association (Financial, Technical or otherwise) in USA/Canada and other foreign countries? If so, please furnish details of association.

Are you affiliated in any manner with any of your suppliers and distributors? _____

Please give full description of the following for the last three years

Year	20__	20__	20__
Goods manufactured -actual turnover			
Goods sold/supplied-actual turnover			
Goods repaired, serviced, tested and processed-actual turnover			

For the above, please give the projected turnover for the proposed period of insurance as under:	
Goods manufactured	
Goods sold or supplied	
Goods repaired, serviced, tested and processed	

(Please attach leaflets, brochures and/or any other literature)

Please furnish details of products to be considered for insurance which are manufactured and/or designed

Name of the product: _____

Principal component: _____

Annual Units produced: _____

Annual turnover: _____

How long has it been in the market? _____

Expected life of use: _____

Intended customer/ultimate user: _____

Warranties as to use: _____

Technical know-how/collaboration: _____

Do you have a Research & Development Dept.? _____

Please specify any products which are inflammable/explosive, dangerous, radioactive and harmful to health, poisonous by themselves or any combination with others. If so, please give full details and state what precautions are taken.

Please state whether goods sold or supplied are subject to a disclaimer notice, and if so, please give full text, particulars of such disclaimer notice.

Please furnish particulars of new products to be marketed during the next 12 months

Please furnish details and list of products discontinued or recalled or withdrawn during the last five years.

Please elaborate complaints, incident/accident reporting system in your organization.

Please give details of checks or examinations or controls including batch control and testing carried out or effected to discover possible defects or errors in products

Do your products comply with standards like ISI or any other Standards?

Have your products ever been subject to any enquiry or investigation by any Government agency, concerning the efficiency/adequacy or labeling, hazardous contents or safety? If so, please give full details.

What is the failure rate of each product after hand over?

Do you issue guarantees and/or warranties to purchasers? If so, for what period do you guarantee and/or warrant your product?

Particulars regarding directions for use:

Is it by printing on container or product? _____

Is it by separate leaflet or brochure? _____

Is the hazard warning clearly shown? _____

Year	20__	20__	20__
No. of claims:			
Total amount paid:			
Bodily injury:			
Property Damage:			
Cost of defence action:			
Total amount of pending claims:			
Bodily injury:			
Property Damage:			
Cost of defence action:			

Are you aware of any incidents, conditions, defects, circumstances or suspected defects which may result in claim?

Have your proposal or renewal been declined or premium increased, special terms imposed by any Insurer? If so, please give particulars:

Please indicate the Insurance Limit required

Any one accident: _____

Aggregate during the policy period _____

Please indicate the Voluntary
Excess for each claim you are willing to bear
(in addition to Compulsory Excess)

U.S.A./ Canada Countries

All other countries incl. India

Please quantify sales turnover product wise for the last 3 years as under:

Domestic (to list) _____
USA/Canada (to list) _____
OECD countries (to list) _____
Other countries (to list) _____

Do you wish to insure :

Domestic sales only

OR

Domestic sales and exports. _____ If yes, specify the countries to be covered

i. USA and Canada _____
ii. OECD countries _____
iii. Other countries _____

(Cover for exports will be granted only if domestic sales are also covered).

How long have you been exporting to these countries?

USA/Canada _____
OECD countries _____
Other countries _____

Do you require "Limited Vendor's Endorsement"?

(Please enclose a copy of the contract with the Vendor/s and give the names to each product of export to such countries)

Do you comply with USA/Canadian State/Federal Laws/Standards applicable to each product of export to such countries?

Please give details of any power of attorney on Assets in USA/Canada.

Policy period: From 12.00 midnight of _____ to 12.00 midnight of _____

DECLARATION BY INSURED

I/we desire to insure with HDFC ERGO General Insurance Company Limited in respect of the property described above and benefits opted and agree that that the statements contained in this application are to my/our belief complete, true and accurate representations. I/we agree that this application shall be promissory and shall be the basis of the contract between me/us and HDFC ERGO General Insurance Company Limited and agree to accept the Company's policy for insurance along with the terms and conditions prescribed by the Company. I/ We understand that any misrepresentation, omission, concealment or incorrect statement of a material fact in this Proposal may render the policy void.

I/we also agree that if any additions/alterations are carried out after the submission of this application to the Company, then the same will be communicated to the Company immediately in writing.

I/we understand the terms of cover of this insurance and agree that the insurance would be effective only on acceptance of this application by the Company and the payment of the premium by me/us in advance.

Place

Date

Signature of Proposer

Notice

The rebate of premiums shall be allowed only in accordance with the details given in the prospectus or table of premium rates [or, as the case may be, the relevant document]. An offer or acceptance of any other rebate shall be an offence under section 41 of the Act.

Section 41 of the Insurance Act 1938 : Prohibition of Rebates

(1) No person shall allow or offer to allow, either directly or indirectly, as an inducement to any person to take out or renew or continue an insurance in respect of any kind of risk relating to lives or property in India, any rebate of the whole or part of the commission payable or any rebate of the premium shown on the policy, nor shall any person taking out or renewing or continuing a policy accept any rebate, except such rebate as may be allowed in accordance with the published prospectuses or tables of the Insurer.

(2) Any person making default in complying with the provisions of this section shall be punishable with fine which may extend to ₹10 Lakhs.