

DESIGN BUILD E&O LIABILITY APPLICATION



PART 1 GENERAL INFORMATION

Broker: _____ Broker Phone: _____

Broker Contact: _____ Broker Email: _____

Insured Name: _____

Mailing Address: _____ Postal Code: _____

Telephone No.: _____ Email: _____

Website: _____

- Additional Documentation to be included with your application:**
- Resumes of Directors, Officers, Partners, and Key Personal
 - Standard Contract/ Terms of Engagement
 - Company Brochure

PART 2 COMPANY DETAILS

Date Company Established (DD/ MM/ YY): _____

Company Structure: Sole Proprietor Corporation Partnership Joint Venture Other

Number of Employees: _____ Principles/ Directors: _____ Professionally Qualified Architects/ Engineers: _____

Construction Personnel: _____ Administrative/ Clerical/ Other: _____ Other Technical or Qualified Staff: _____

Details of Directors, Officers, or Partners:

Name	Years in Position	Years Experience	Qualifications

Is coverage required for predecessors to the Firm? Yes No

If yes, please provide full details: _____

Is the applicant controlled, owned, or associated with any other company, firm, or corporation? Yes No

PART 3 COMPANY OPERATIONS

Description of Operations: _____

Financial Year End Date (DD/MM/YYYY)	PAST 12 MONTHS (DD/MM/YYYY) TO (DD/MM/YYYY)		ESTIMATED FOR NEXT 12 MONTHS (DD/MM/YYYY) TO (DD/MM/YYYY)	
	Construction Revenue	Professional Fees	Construction Revenue	Professional Fees
DESIGN WORK				
In-house design work only	\$	\$	\$	\$
In-house Design work with Construction responsibility	\$	\$	\$	\$
Sub-contracted Design work with Construction responsibility	\$	\$	\$	\$
Fees for stand-alone Professional services provided to third parties	\$	\$	\$	\$
CONSTRUCTION MANAGEMENT				
Construction Management with Construction responsibility	\$	\$	\$	\$
Construction Management with NO Construction responsibility	\$	\$	\$	\$
Construction Only	\$	\$	\$	\$
Other: (Please describe)	\$	\$	\$	\$
TOTAL	\$	\$	\$	\$

What percentage of your revenue is derived from: (% must equal 100)

New Construction: % Tenant Improvements & Betterments: % Renovations: %

What percentage of your revenue is derived from projects in: (% must equal 100)

Canada: % USA: % Other: %

Please provide a breakdown of Professional Fees performed by the applicant or by **others under the subcontract** in the past year:

Architectural:	%	Forensic Engineering:	%	Marine Engineering:	%
Building Envelope Engineering:	%	Geotechnical Engineering:	%	Mining Engineering:	%
Chemical Engineering:	%	HVAC Engineering:	%	Nuclear:	%
Civil Engineering:	%	Interior Designer:	%	Process Engineering:	%
Drafting Engineer:	%	Laboratory Testing:	%	Project/ Construction Management:	%
Electrical Engineering:	%	Landscape Architect:	%	Structural Engineering:	%
Environmental Remediation:	%	Land Surveyor:	%	Other:	%

Please indicate the breakdown of total construction values for the past 12 months by project type:

Airports:	%	Mass Transit:	%	Schools/ Colleges:	%
Bridges:	%	Material Handling Systems:	%	Sewer Projects:	%
Dams:	%	Multi-Unit Residential:	%	Shopping Centers/ Retail:	%
Harbors/ Piers/ Ports:	%	Nuclear/ Atomic:	%	Single Family Residential:	%
Hazardous/ Toxic Waste:	%	Office Buildings:	%	Sports/ Convention Centers:	%
Hotels/ Motels:	%	Pipelines:	%	Utilities:	%
Jails/ Justice:	%	Refineries/ Petrochemical:	%	Warehouses:	%
Landfills:	%	Religious:	%	Wastewater Systems/ Plants:	%
Manufacturing/ Industrial:	%	Roads/ Highways:	%	Other:	%

Please provide details of any substantial changes in your activities and major new projects being undertaken during the next 12 months:

Please provide details of the 5 largest contracts undertaken, where construction has recommenced during the last 5 years:

	Start Date (MM/DD/YYYY)	Completion Date (MM/DD/YYYY)	Revenue Derived from Contract	Total Contract/ Project Value	Description of Services:
1			\$	\$	
2			\$	\$	
3			\$	\$	
4			\$	\$	
5			\$	\$	

Average Contract Value: \$

Largest Contract Value: \$

How many clients does the applicant have?

Do more than 25% of the applicant's fees emanate from a single client? Yes No

What percentage of work is subcontracted to a third party? %

If work is subcontracted, is proof of insurance required? Yes No

Please provide details of what work is subcontracted:

Are the subcontractors/ subconsultants hired under a written, standard subcontractor agreement? Yes No

Is all surveying and measuring equipment maintained and calibrated to manufacturers specifications? Yes No

Does the applicant/ company utilize drones/ UAVs in conjunction with any of the operations? Yes No

PART 4 RISK MANAGEMENT

Does the applicant have a written Quality Assurance/ Quality Control Program? Yes No

Do client deliveries undergo an internal peer review? Yes No

Does the applicant perform project file audits on a routine basis? Yes No

What percentage of the applicants' professional services are performed under the following contract types:

Client drafted agreement:	%	Purchase order:	%
Firm's letter agreement:	%	Professional Association contract:	%
Firm's standard agreement:	%	Verbal agreement:	%

Are all non-standard agreements reviewed by applicant's legal counsel or insurance broker before they are executed: Yes No

What percentage of the applicant's contracts use a limitation of liability provisions, where the firm's liability is limited to?

A specific dollar amount which is less than the applicant's insurance limit:	%
A specific dollar amount equal to the applicant's insurance limit:	%
A specific dollar amount that limits the applicant's liability to the amount of fees paid by the client for their services:	%

Does the applicant have:

An in-house continuing education program for professional employees? Yes No

Procedures to elevate and screen potential new clients? Yes No

Procedures for monitoring and collecting outstanding fees? Yes No

PART 5 CYBER PRE-QUALIFICATION

Insured regularly backs up critical data to a "cold" or "offline" location that would be unaffected by an issue with their live environment, and they test to ensure those backups are recoverable? Yes No

Insured uses multi-factor authentication (MFA) for cloud-based services (such as cloud-based email accounts) and for all remote access to their network: Yes No

Insured does not allow remote access into their environment without a virtual private network (VPN): Yes No

Insured regularly (at least annually) provides cyber security awareness training, including anti-phishing, to all individuals who have access to their organization's network or confidential/personal data? Yes No

PART 6 INSURANCE HISTORY & REQUIREMENTS

Please provide details of your current **Errors & Omissions** insurance policy:

Effective Date: (MM/DD/YYYY)	Retro Date: (MM/DD/YYYY)	Limit:	Deductible:	Premium:	Insurer:
		\$	\$	\$	

Please provide details of your required **Errors & Omissions** insurance policy:

Effective Date: (MM/DD/YYYY)	Retro Date: (MM/DD/YYYY)	Limit:	Deductible:	Premium:	Insurer:
		\$	\$	\$	

Please provide details of your required **Commercial General Liability** insurance policy:

Effective Date: (MM/DD/YYYY)	Limit:	Deductible:	Premium:	Insurer:
	\$	\$	\$	

PART 7 CLAIMS HISTORY

- a) Are you aware of any loss or damage, whether insured or not, that has occurred to any of the Companies to be insured (or to any existing or previous business of the partners or directors of any Companies to be insured) within the last 5 (five) years, or: Yes No

- b) Are you aware of any circumstances which may give rise to a claim against any of the Companies to be insured or any partners or directors thereof, or: Yes No

- c) Have any claims or cease and desist orders been made against any of the Companies to be insured, or any partners or directors thereof, or: Yes No

- d) Have any partners or directors of the Companies to be insured been found guilty of any criminal, dishonest or fraudulent activity or been investigated by any regulatory body? Yes No

If the answer to the above is "Yes", then please attach full details including an explanation of the background of events, the maximum amount involved/claims, the status of the claim(s) or circumstance(s) and any reserve(s) or payment(s) made by Insurers, and the dates of all developments and payments.

TYPE OF LOSS	DATE OF LOSS	DESCRIPTION OF LOSS	\$ RESERVE OR LOSS AMOUNT PAID BY INSURER	\$ RETAINED LOSS OR DEDUCTIBLE PAID BY YOU

*Please attach any available insurance company loss reports with this application

NOTICE TO APPLICANT:

I/we declare that the best of my/our knowledge and believe the answers given on this application whether by me/us or on my/our behalf are complete and true and that I/we have not withheld any material information.

If this application has been completed on my/our behalf, I/we agree the person is deemed to be my/our agent and not an agent for the Insurer and I/we have read the information provided before signing the form.

This application must be signed by a principal, director, or partner of the proposed First Named Insured.

Consumer and previous insurer reports containing personal, credit, factual or investigative information about the applicant may be sought in connection with this Applicant for Insurance or any renewal, extension, or variation thereof. All provisions contained in the various forms issued under this contract shall be deemed to be contained in the present Application of Insurance. The policy may be deemed to be void and claims may be denied where:

- 1) An applicant for a contract:
 - a) Gives false or erroneous information to the prejudice of the insurer, or
 - b) Knowingly misrepresents or fails to disclose in the Application any fact required to be stated therein; or
- 2) The Insured contravenes a term of the Contract or commits a fraud; or
- 3) The Insured willfully makes a false statement in respect of a claim under the contract.

I CERTIFY THAT ALL STATEMENTS MADE IN THIS APPLICATION ARE COMPLETE AND ACCURATE, I AM AUTHORIZED TO CONTRACT ON BEHALF OF THE INSURED, AND I APPLY FOR A CONTRACT OF INSURANCE BASED UPON THE TRUTH OF THESE STATEMENTS.

I AM IN AGREEMENT THAT THIS DECLARATION SHALL HEREBY FORM PART OF THE INSURANCE CONTRACT.

Signature of Applicant:

Position:

Please print name here:

Date:

BROKER DECLARATION

How long have you known this applicant?

Is this account new or renewal to you?

Broker's Signature:

Position:

Please print name:

Date: