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Director & Officer Insurance Generic Questions & Answers

1. What is D&O insurance?

Directors and Officers Liability Insurance (D&O) is comprehensive insurance protection designed for board members and members of the management team from legal action brought against them as individuals due to an actual or an alleged wrongful act in managing the day to day business activities.

D&O does not intend to cover the entity itself, rather the natural persons who manage the company.

The allegation of wrongful act must be brought against a natural person in order to trigger the policy. If the allegation of wrongful act was brought against the company, the policy would not be triggered with few exceptions.

2. Who is covered and to what extend?

D&O policy is structured as an unnamed policy. Where the names of the Insured persons are not mentioned explicitly in the policy.

Insured Persons include any natural person who was, is or during the policy period a Director of Company. Commissioners are also included as Insured Persons as well as other managers and employees while acting as a manager or in a supervisory capacity.

3. What is and what is not covered?

The policy provides cover mainly for Defense and Investigation costs which could be vast and posed several scenarios. What is not covered are those amounts prohibited by law and taxes.

The policy does not cover those coverages already provided in other policies such as: (bodily injury and property damage other than defense costs; Professional services which are covered under Professional Indemnity Policies; Initial Public Offering which are covered under Public Offering Securities Insurance) or criminal, dishonest or fraudulent acts.

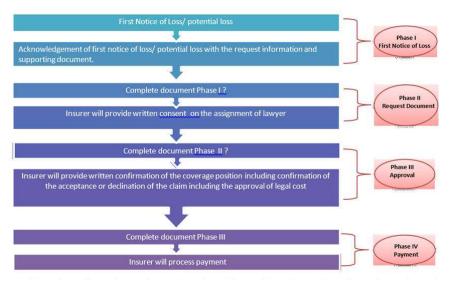
The policy also does not cover those claims which has been reported/ should have been reported under the previous policy or those pending litigation prior to Continuity Date under the policy. Cover is not provided for wrongful acts conducted prior to the retroactive date.



4. What is the retroactive date and continuity date and how does it work?

Retroactive date is a date where the wrongful act were not covered by the policy prior to that date. Whilst Continuity date is a date where the pending litigation were not covered by the policy prior to that date.

5. How to make a claim under a D&O policy?



6. Why you might consider having D&O cover?

Legal expenses can run to billions of rupiah and legal actions towards Directors and Officers are on the rise. The policy provides a company with a consistent and efficient cost to ensure Directors and Officers of the company are protected against litigation in undertaking their roles for the company.

Further information, please contact: <u>AIGIndonesiaD&O@aig.com</u>