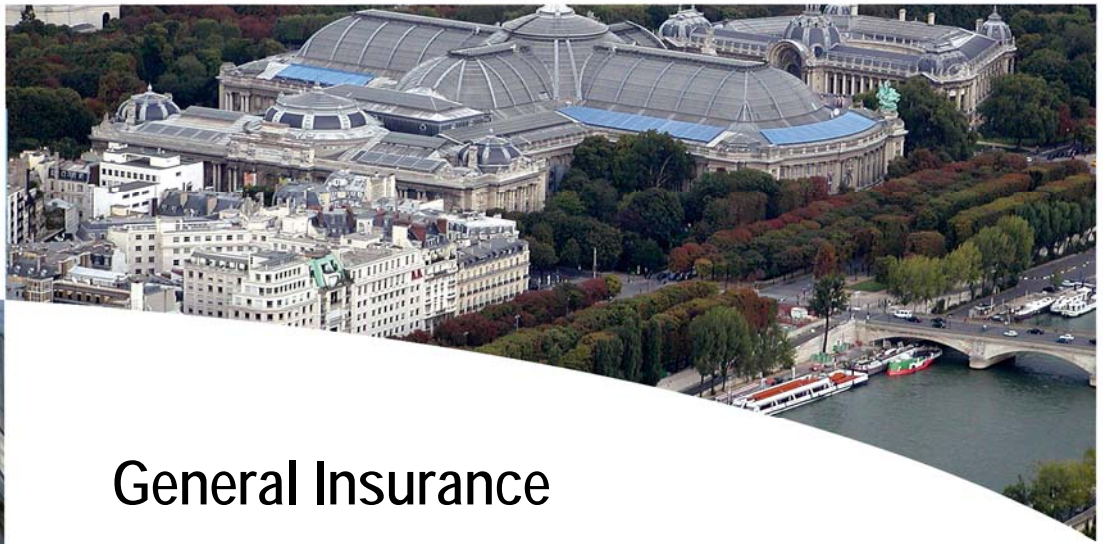




Gide Loyrette Nouel
International Law Firm



2011

General Insurance FRANCE

Algiers
Beijing
Brussels
Bucharest
Budapest
Casablanca
Hanoi
Ho Chi Minh City
Hong Kong
Istanbul
Kyiv
London
Moscow
New York
Paris
Saint Petersburg
Shanghai
Tunis
Warsaw

General Insurance

The Insurance department at Gide Loyrette Nouel assists companies from all business sectors in general insurance, providing both advice and litigation services.

Contract Due Diligence

- Due diligence and assistance in setting up "civil liability" and "damage" insurance policies/programmes:
 - Analysing corporate **general liability** risks:
 - analysing, from a legal point of view, whether insurance may be obtained for such risks,
 - analysing the validity of programmes/policies with regard to French and European insurance legislation,
 - analysing the legal coherence of an insurance programme at corporate group level (line of insurance, coinsurance, reinsurance, etc.).
 - Due diligence and assistance in setting up property **damage and business interruption** insurance policies/programmes:
 - analysing company "damage" insurance coverage: identifying insured sites and assets, scope of coverage, exclusions, etc.
- Due diligence of notified claims;
- Due diligence and assistance in setting up construction insurance policies / programmes;
- Due diligence and assistance in setting up reinsurance treaties (proportional and non-proportional).

Risk Management - Risk Mapping - Alternative Risk Transfer

- Due diligence of existing insurance coverage/programmes or those to be taken out;
- Review of corporate duties with respect of insurance coverage;
- Recommendations and assistance in securing appropriate risk coverage (risk mapping);
- Analysing the legal coherence of an insurance programme at corporate group level (line of insurance, coinsurance, reinsurance, etc.);
- Assistance in setting up major risk underwriting pools;
- Reviewing the law applicable to insurance / assistance and reinsurance contracts;
- Reviewing insurance contracts compliance with the French Insurance Code or other statutory requirements;
- Advice and assistance in drafting various types of insurance contracts (general liability, professional indemnity, directors and officers' liability, property damage and business interruption insurance, credit insurance, assistance);
- Drafting and reviewing various types of insurance documents: general and specific terms and conditions, underwriting application forms, prospectuses, commercial brochures, etc.;
- Setting up alternative risk transfer mechanisms (securitisation, derivatives, IFT, etc.).



Insurance - "Gide is the leading firm for legal advice."

La Tribune de l'Assurance (November 2009)

"Comprehensive expertise, client list and the size of its team set Gide Loyrette Nouel A.A.R.P.I. apart."

EMEA Legal 500 2010

"'Reliable, available and technically skilled' is how market sources describe this 16-lawyer team. It offers a full service in both insurance and reinsurance matters, dividing its time equally between litigious and regulatory work. The group acts mostly on behalf of large, international insurers and financial institutions keen to make use of the firm's strong global network. The team continues to advise insurance giant AIG on the restructuring of its life insurance activities. Richard Ghuedre concentrates largely on regulatory matters and remains a notable presence on the market. Sources laud him as 'client-oriented, reactive and adept at offering creative solutions'."

Chambers Europe 2011

Gide Loyrette Nouel

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Gide Loyrette Nouel

A.A.R.P.I.

Claims Management - Insurance Litigation and Pre-litigation Assistance

- Assisting with claims notification, termination of the prescriptive period and appointment of loss adjusters;
- Urgent legal actions (summary) and representation of clients in out-of-court and court-ordered appraisals;
- Assisting and representing clients in legal proceedings including arbitration;
- ADR insurance disputes;
- Management of serial losses involving multiple claims.

Insurance Contract Distribution

- Setting up and implementation of insurance product distribution by banks or other companies (automotive constructors, IT equipment manufacturers, etc.);
- Setting up insurance brokerage companies;
- Implementing insurance distribution, management, co-brokerage and introduction agreements;
- Advising on the methods of distribution of insurance products in the Member States of the European Union (freedom of establishment and freedom to provide services);
- Online distribution of insurance contracts.

M&A - Restructuring - Run-Off - Liquidation

- Advising and assisting in corporate restructuring transactions involving mergers (with or without portfolio assignments), acquisitions and changes in corporate control;
- Due diligence on target companies insurance and reinsurance contracts;
- Assisting with the acquisition and management of run-off portfolios (life and non-life) and monitoring the procedure for running off insurance company portfolios;
- Assisting with optimisation of loss settlements;
- Advising on the proceedings involved in winding up insurance and reinsurance companies and assisting with procedures (notifying claims) involving the liquidator.

Regulation of Insurance and Reinsurance Firms and Intermediaries

- Advising on regulations applicable to insurance and reinsurance companies;
- Assisting with procedures for obtaining official authorisation from, and liaising with, the *Autorité de Contrôle Prudentiel* (ACP), the French Insurance and Banking Supervisory Authority;
- Assisting with the setting up of insurance subsidiaries and branch offices in France and advising on insurance companies' investments;
- Advising on the insurance *modus operandi* in the various Member States of the European Union (freedom of establishment and freedom to provide services);
- Assisting with implementing the rules for the prevention of money laundering.