

## Nightclubs Statement of Fact

For the purposes of this Statement of Fact, you, the Broker are acting at all times as the agent of the Client and not of Robertson Low, and you have no authority to act on behalf of Robertson Low. When completing this form, you are confirming on behalf of the Proposer/your Client, that the statements are true and if this quote is converted to an insurance policy, it will form the basis of any contract of insurance affected thereon. To that end, by completing this Statement of Fact, you the Broker warrant that a) you are aware of and understand, and b) you have ensured the Proposer/your Client is aware of and understands, the following:

<p>1. When taking out insurance wholly or mainly for purposes related to their trade, business or profession, the proposer/client have a duty to make a fair presentation of the risk. This means that they must disclose every material circumstance which they and/or their senior management and/or anyone responsible for arranging their insurance know or ought to know. Alternatively, they must disclose sufficient information which would put the insurer on notice that it needs to make further enquiries for the purpose of revealing those material circumstances. They and You are expected to carry out a reasonable search in order to make a fair representation of the risk and will be deemed to know what should reasonably have been revealed by the search. Their duty of fair representation applies at the start of the policy, at renewal and when any variation of the policy is arranged. If they or you fail to make a fair representation, the insurer may refuse to pay their claim or reduce the settlement amount, depending on the circumstances.</p>	
<p>2. You are solely responsible for identifying your Clients demands and needs</p>	
<p>3. You are solely responsible for providing your Clients professional insurance or risk management advice</p>	
<p>4. You are solely responsible for checking all documentation to ensure it is correct in line with your Clients requirements.</p>	
<p>5. You will promptly pass any Material Information to us and ensure that any changes in the facts or circumstances are also advised to us promptly. In the event of you being aware of any non-disclosure of materially important information, you will either inform us or decline to act on behalf of the Client. For the purpose of this clause You remain the Client's Broker and notification by the Client to You will not constitute as notification to Us.</p>	
<p>6. You shall ensure that Data Subjects, including potential Policyholders, are provided with sufficient fair processing notices and that it has obtained all appropriate consents required to allow it to transfer the Personal Data to Robertson Low and to enable Robertson Low (and any third parties to whom Personal Data may be transferred including Insurers) to process the Personal Data in connection with this Agreement.</p>	
<b>Risk information - Nightclubs</b>	
<b>Client details</b>	
Business category (Nightclub, late night bar, live music venue or gentleman's club)	
Proposers name and trading name in full	
Business status (Sole Trader, Partnership, Limited Company, etc):	
Is there a third party interest to be noted? – If yes, please advise third party	
Risk address	
Eircode	
Number of years trading at this address?	
Number of years trading at a previous address?	



Sums insured & limits of liability	
Buildings (including subsidence, landlords fixtures & fittings)	
Tenant's improvements (including external signs, canopies, awnings, etc. for which the Insured is held legally responsible for)	
Loss of rent receivable	
Indemnity period	
Trade fixtures & fittings, machinery, plant and all other contents (including property held in trust)	
Electronic equipment & computers	
Sound lighting & entertainment	
Stock (including materials in trade, the property of the Insured or held in trustor in commission for which the Insured is held legally responsible)	
Wines & spirits	
Tobacco	
Deterioration of stock	
Goods in transit	
Glass	Unlimited
Book debts (Outstanding debit balances)	
Equipment breakdown	Included
Business interruption period	
Business interruption amount required	
Business interruption from breakdown	Included
Loss of licence (Is cover required? And amount to be covered)	
Fire brigade charges	€20,000
Money: (i) During working hours and in transit (ii) In locked safe outside working hours (iii) In gaming machines (total in all machines) (iv) In gaming machines (total in any one machine)	

No director or partner in the business have ever:		
Had an insurance contract declared void by an insurer	Yes	No
Had an insurance contract cancelled by an insurer	Yes	No
Had different terms applied to an insurance contract by an insurer due to misrepresentation by: <ul style="list-style-type: none"> <li>- Providing misleading or incorrect information,</li> <li>- Deliberately or recklessly withholding information,</li> <li>- Providing false documents</li> </ul>	Yes	No
Had insurance cover restricted or cancelled due to non-compliance with risk improvement requirements	Yes	No
Been convicted of or charged with but not yet tried for a criminal offence other than motoring offences. (NOTE: Spent convictions (as defined under the Criminal Justice (Spent Convictions and Certain Disclosures) Act 2016 or any similar or subsequent legislation) do not need to be declared.)	Yes	No
No director or partner in the business either personally or in connection with the business or in any other business capacity have ever been:		
Convicted of (or charged but not yet tried with) a breach of any health and safety legislation by any official body regulatory authority or enforcing authority	Yes	No
Served with a prohibition notice or improvement notice in connection with any health and safety legislation by any official body regulatory authority or enforcing authority	Yes	No
Served with a clean-up notice in connection with any health and safety legislation by any official body regulatory authority or enforcing authority	Yes	No
Can you please confirm that the client complies with the following:		
All lifting plant and pressure vessels/boilers which are subject to statutory regulations are regularly inspected by qualified engineers as required by the legislation	Yes	No
To the best of our knowledge we comply with our legal obligations under health and safety legislation	Yes	No
No director or partner in the business or in the name of any other business which any of them had an interest have:		
Been declared bankrupt or insolvent either as private individuals or in connection with any business within the last ten years	Yes	No
Been disqualified from holding a directorship	Yes	No
Been the subject of a Court Judgement in respect of debt as private individuals or in connection with any business within the last six years	Yes	No
Been a director or partner in a business that has been the subject of a Court Judgement in respect of debt within the last six years	Yes	No
Been officers of a company that has been declared insolvent, or had a receiver or liquidator appointed, or entered into arrangements with creditors in accordance with the Insolvency legislation within the last ten years	Yes	No



Premises	
The premises/buildings of the business being proposed	
<p>Have walls built of brick, stone or concrete?            – If no, please provide full details            Please note if there are any composite or insulation panels on the premises, this question must be 'No' and full details must be given</p>	
<p>Have a roof of slate, tile, metal or concrete, excluding any flat roof area?            – If no, please provide full details</p>	
<p>Has a flat roof percentage of?            – If there is a flat roof, can you please advise the construction details?            – If there is felt involved in the construction of the flat roof, can you please confirm the felt has been professionally inspected within the last 2 years?</p>	
<p>Are in a good state of repair and kept in a like manner?</p>	
<p>Have a listed status?</p>	
<p>Were built in what year?</p>	
<p>Have how many storeys?</p>	
<p>Located in a shopping centre, arcade or mill complex?            – If yes, please provide full details (type of building, how many floors, etc.)</p>	
<p>Are situated in what type of area? (Nature of neighbouring properties and their occupations etc.)</p>	
<p>Trade all year round?            – If no, please provide full details (period of closure, does owner/employee live on whilst the premises are closed, etc)</p>	
<p>Are entirely self-contained? (With a separate lockable entrance and exit)            – If no, please provide full details</p>	
<p>Are occupied solely by the business?            – If no, please advise what is the nature of the other business?</p>	
<p>Have residential accommodation at the premises other than that which acts as the private dwelling of the proposer or their employees?            – If yes, is accommodation provided let to students, asylum seekers, refugees or persons who receive housing benefits directly or indirectly?</p>	
<p>Occupied by the proposer, or their employees, overnight?</p>	
<p>Are free from storm exposure and/or are in an area which is free from flooding and at least 400 metres away from the nearest river, canal, lake or tidal waterway?            – If no, please provide full details</p>	
<p>Are free from, and in an area (within 400m of the premises) which is free from any signs of subsidence, heave and/or landslip?            – If no, please provide full details</p>	



Had the electrical installation tested by a certified REC or any other accredited organisation approved by the National Standards Authority of Ireland (NSAI) within the last 5 years and all reported defects remedied?	
Are protected by a sprinkler system? – If yes, please provide details (Type, edition, where they are located, etc.)	
Distance from nearest police station?	KM's
Distance from the nearest fire station?	KM's
Has an open fire, wood-burning or multi-fuel stove?	
<b>Risk information</b>	
Turnover:	
Annual wage roll:	
Managerial & clerical wages:	
Bar staff, glass collectors & cleaners etc. wages:	
Own doormen & security staff:	
Agency doormen & security staff:	
Number of employees	
Has a Health & Safety risk assessment of the premises been carried out?	
Is there a Health & Safety policy in place?	
Is frying undertaken at the premises, other than shallow frying?	
Is there a full frying range located and used at the premises? No. of baskets?	
Are the kitchen and/or canopy hood, range extraction systems and ducting annually maintained and cleaned by professional contractor?	
Is the range maintained and cleaned at least once a year by an independent contractor?	
Number of covers (seating capacity at any one time):	
Do kitchen areas contain at least one 2kg CO2 or dry powder fire extinguisher, which is subject to annual maintenance and that staff are trained to use?	
Is a written record of all cleaning (including details of contractors employed and invoices for work) kept in a safe fire resistant place?	
Do kitchen areas have a working fire suppression system? – If yes, please provide full details	
How are the premises heated?	

How many fire exits are there?	
Are fire exits maintained clear, inside and out, at all times?	
What is the venue's authorised capacity?	
Please confirm the days the venue is open and until what time:	
Is there a membership system in place?	
What is the target age of customers?	
Any dress code operated?	
Is a charge made for entry? Please provide full details	
Does the venue offer live music such as DJ's, Solo artists, bands, karaoke, etc?	
Does the venue have a dance floor or an area set aside for customers to dance?	
Does the venue provide bouncy castles, foam nights, rodeo rides or other such entertainment that involves customer participation? – If yes, please provide full details	
Does the venue offer event hire? (Weddings, parties etc)	
Does the venue use door staff? – If yes, please provide full details (How often used, how many, etc)	
Are the door staff licensed and hired from an approved PSA third party agency?	
Is there an ATM on the premises? – If yes, please provide full details (Proposer's responsibility, limit ATM can hold at any one time, is it bolted down, emptied every night, CCTV covering machine, etc)	
Does the proposer have a Health and Safety Policy in place with all appropriate and necessary Risk Assessments carried out? <b>Note:</b> The following regulations should be complied with: – Management of Health and Safety at Work Regulations 1999 – Workplace (Health, Safety and Welfare) Regulations 1999 – Personal Protective Equipment at Work Regulations 1992 – Manual Handling Operations 1992 – Health and Safety (First Aid) Regulations 1981 – The Health and Safety Information for Employees Regulations 1989 – The Control of Noise at Work Regulations 2005	
Does the proposer employ a Health and Safety firm to ensure compliance with HSE requirements?	
Please provide full details of the Health and Safety company which the proposer employs:	
What facilities are provided for smoking?	



Security	
Does the proposed premises comply with the minimum security requirements described below?	
1. The final exit door of the premises is fitted with either a mortice deadlock/hook lock, which has 5 or more levers with matching boxed striking plate and conforms to BS3621 standard, or a cylinder operated deadlock or a deadlocking multi-point locking system. Timber doors frames to be at least 45mm thick. All aluminium framed doors are to be fitted with a swing bolt type mortice deadlock.	
2. All other external doors and all internal doors giving access to any part of the building not occupied by the insured for the purposes of the business, are fitted with either, the security detailed in 1), or two key operated security bolts of doors, fitted approximately 30cm from both the top and bottom of the door	
3. All cellar flaps are fitted with the security as detailed in 1), or 5 lever close-shackle padlocks, together with substantial locking bars	
4. All ground floor and basement opening windows and skylights and all other opening windows and skylights, accessible from roofs, balconies, decks, canopies, down pipes or canopies must be fitted with key operated window locks or permanently fixed shut	
Any door or window officially designated to be a Fire Exit by the Fire Authority is excluded from these requirements	
Are all accessible windows protected by either solid steel bars or grilles? (Front, back or both?)	
Are all accessible external doors protected solid steel shutters? (Front, back or both?)	
Are the premises thoroughly protected by an intruder alarm system, under the sole control of the insured?	
What type of alarm is installed? (Bells only, Centrally monitored single path without GSM, Centrally monitored double path with GSM) Accreditation NSAI ISO BS etc...	
Who is the alarm monitoring company?	
Does the alarm have police response? - If yes, please advise level of response	
Who is the alarm maintained by?	
Are the premises protected by an automatic fire detection and warning system that runs from the mains electricity (with battery back-up)?	
Is the kitchen range within the premises protected by Ansul Fire Suppression that is annually maintained?	
Are the premises protected by a fire alarm? - If yes, what type of fire alarm? (Bells Only fire alarm, Centrally Monitored fire alarm (CMS))	



Have you carried out a fire risk assessment?	
Is there CCTV on the premises? (Internal, external or both?)	
Is the CCTV recordable?	
How many days are the CCTV recordings stored for?	
Are CCTV recordings kept off-site?	

**Claims**

Has the Proposer(s), Partner(s) or Directors(s) suffered a loss, claim or incident (which may give rise to a claim) at these premises, or any other premises, whether insured or not within the last 5 years?

- If yes, can you please provide details of the 3 biggest claims below

Dates	Type of claim	Details	Paid	Reserve	Measures taken





Please provide a copy of the verified claims experience for the past five years along with this submission.

Additional information:

Empty box for providing verified claims experience for the past five years.

Current insurer:	
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Target premium:	
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Renewal date:	
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When answering the above questions, you are confirming on behalf of the Proposer that the statements above are true and if this quote is converted to an insurance policy, it will form the basis of any contract of insurance affected thereon. Please provide all details relevant to the quotation.

Signed:		Dated:	
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