

2021 MALPRACTICE INSURANCE FULL DETAILS

Your Malpractice Insurance policy wording has been updated. Please read your renewal policy carefully.

- In 2021, there are no changes to the per claim limits available in the plan. There is an annual aggregate limit of (3) times your per claim limit, subject to a maximum annual aggregate limit on an Individual Memorandum of Insurance of \$25M. In 2020 the aggregate limit was three (3) times your per claim limit.
- Definitions were added to the policy and are indicated throughout the policy with bolding.
- Aviva is now using “omission” instead of “mistake” throughout the policy.
- The 2021 plan contains an exclusion for Intoxicated Practitioners.
- In 2021 the exclusion related to criminal acts was revised from: “Injury arising out of the performance of any criminal act” to “Any criminal act committed by or at the direction of the Insured.
- The 2021 plan contains an exclusion for Contagious Diseases.
- The Contagious Diseases Exclusion in the policy provides an exception for claims related to Common Oral Disease. This exception provides a sublimit of \$1,000,000 per claim, and an aggregate limit of \$5,000,000.
- Conditions of Coverage in Section 13, previously Section 14, under subsection (f), has been revised to provide clarity as it relates to actions by one insured against another insured.
- How Legal Proceedings are to be conducted in Section 15, previously Section 16, has been revised under subsection (a) “Company’s duty to defend actions” and subsection (e) “Assumption of liability by Insured.”
- Cancellation of an Individual Memorandum of Insurance during the term by Aviva can occur for non-payment of premium only, by providing 15 days’ notice by registered mail or personal delivery. In 2020, cancellation of an Individual Memorandum of Insurance for underwriting reasons could occur by providing 90 days’ written notice.