

#CLC 23



PROFESSIONAL INDEMNITY INSURANCE IN LITIGIOUS TIMES

CONTROLLING LEGAL COSTS
EXCLUSIONS &
EMERGING ISSUES IN THE COMMONWEALTH

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RISK MANAGEMENT

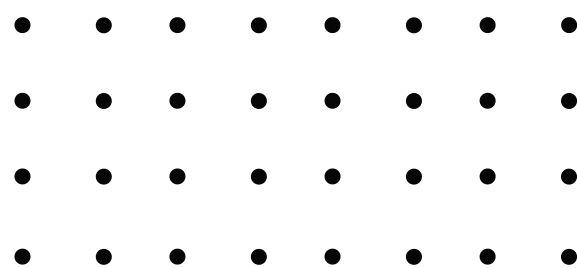
Proactive risk management practices.

- client screening,
- clear and comprehensive engagement letters
- Effective communication with clients,
- Ongoing legal education and training.

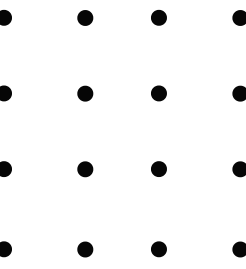
CONTROLLING COSTS OF PII

To control legal costs of professional indemnity insurance lawyers can employ the following strategies:

- Risk Management
- Selection of Insurers
- Negotiation of Policy terms
- Alternative Dispute Resolution



SELECTION OF INSURERS



- The right insurer can also help to control legal costs.
- Lawyers should look for insurers that offer competitive premiums and deductibles, as well as comprehensive coverage that is tailored to their specific needs.
- Choose an insurer with a strong reputation for responsive claims handling and a proven track record of defending claims.

NEGOTIATION OF POLICY TERMS

Negotiate for favorable policy terms.

E.g. Lower premiums or higher deductibles,

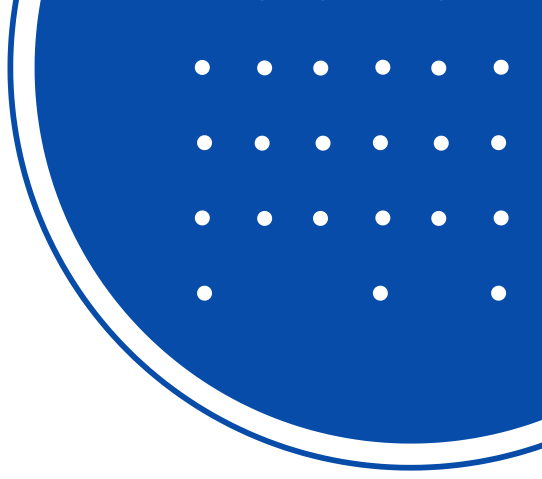
Negotiating for a broader coverage or specific exclusions.

ALTERNATIVE DISPUTE RESOLUTION

Mediation or arbitration, as a way to control legal costs associated with professional indemnity insurance.

Can be less expensive and time-consuming than traditional litigation, and may also help to preserve relationships with clients.

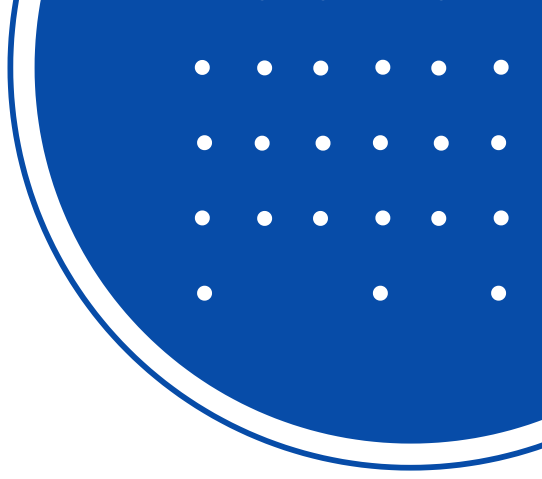
EMERGING AREAS PII



- 1. Cybersecurity risks
- 2. Globalization and cross-border practice
- 3. Claims against Non Lawyer Professionals
- 4. Regulatory Changes
- 5. Reputational Risks

Exclusions in PII

1. Intentional or criminal acts
2. Fines and penalties
3. Prior knowledge
4. Contractual Obligations
5. Insolvency or Bankruptcy
6. Claims by Other Lawyers



Thank You

