




Liberty is here for you.
**Today. Tomorrow.
Together.**

For more information, please visit:
libertyinternational.com/au

 [Find a Statutory Liability team member in Australia](#)

 [Office locations](#)

 [Connect with Liberty](#)

A complete solution, from notifiable incident to challenging a penalty

Business Practices Policy insurance

Technical specifications

In the current regulatory and employment landscape, organisations face significant exposure to claims arising from breaches of statutory obligations and employment laws. Liberty's Business Practices Policy (BPP) provides a market leading solution to help manage such exposures effectively, and to assist to preserve organisational continuity and protect corporate reputation.

The updated Liberty AUS BPP (07-25) policy has two parts. Part A consolidates Inquiry Costs coverage within the Statutory Liability coverage, streamlining the policy structure and expanding the scope and extensions of inquiry-related costs.

Part B Employment Practices Liability is the previous Part C in the previous (09-18) wording; it includes restructured coverage and exclusions.

We are pleased to release our updated wording into the market. It has refined claims conditions with clear affirmative association language and includes new extensions, including enhanced public relations coverage tied to negative publicity events connected to a wrongful breach.

New areas to highlight in this cover

- **Advancement of Costs and Expenses** – allows Liberty to pay Defence Costs and other costs as incurred with repayment obligations if the Defence Costs and other costs are found not to be insured (Part A and B).
- **Defence Costs** – removal of the requirement of Reasonable Ground for Defence and clearer coverage triggers for Defence Costs.
- **Transport Costs and Expenses** – this feature included in Liberty's BPP cover and it includes reasonable transport costs for injured or disabled insured persons to attend their usual place of employment for up to 12 weeks, with a sub-limit.
- **New Subsidiaries** – longer automatic cover periods for new subsidiaries.
- **New Notifiable Incident** coverage including:
 - **Costs and Expenses** – providing cover for the reasonable costs and expenses incurred by the Insured in notifying a Work Health and Safety Authority of a Notifiable Incident.
 - **Counselling Costs and Expenses** – this feature includes treatment by counsellors/psychologists for employees suffering emotional distress due to a Notifiable Incident, with a sub-limit.
 - **Internal Inquiry Costs and Expenses** – provides cover for the reasonable costs and expenses incurred by the Insured arising out of an Internal Inquiry resulting from a Notifiable Incident at the request of a Work Health and Safety Authority (Part A only).

What is covered under Part A Statutory Liability and Part B Employment Practices Liability in this new wording?

- **Enforceable Undertaking Costs** – are more explicitly defined, allowing costs associated with negotiating or complying with enforceable undertakings to be covered (Part A only).
- **Joint Venture Extension** – provides cover for the Loss the Insured incurs (however, limited to the Insured's own liability only) in respect of a claim the Insured incurs in their capacity as a joint venture partner (Part A and B).
- **Inquiry Costs and Expenses** – provides cover for reasonable costs and expenses incurred by the Insured in respect of an Inquiry. This includes any official investigation, examination, inquiry, coronial inquest, royal commission or hearing by any Regulatory Authority in connection with the Business.
- **Fines and Penalties** – are covered and pecuniary penalties imposed by any Regulatory Authority, which the Insured is required to pay, provided that the fines and penalties are insurable under applicable laws (Part A only).
- **Public Relations (PR) Costs and Expenses** – help the Insured manage reputational risk by providing financial support for professional PR assistance following employment-related allegations or claims that attract negative public or media attention (Part A and B).
- **Backdated Continuous Cover (optional extension)** – allows cover for facts not notified under previous policies, subject to specific conditions about continuity and denial by prior insurers (Part A and B).

Our capacity

- Limits of liability up to AU\$10 million.

Other extensions include:

- Extradition Costs
- Outside Directorships (Part A only)
- Spouses, Estates and Representatives

Other conditions and extensions

- **Continuous Cover** – this extension allows the Insured to late notify facts under a previous policy issued by Liberty, if such facts could have been notified under the previous Liberty policy, however, the Insured failed to make such notification.
- **Additional Insurance** – this policy is excess to other relevant insurance; Insured must inform Liberty about other insurance. This avoids double coverage and clarifies responsibility, reducing coverage gaps or overlaps.
- **Allocation** – specifies the process for allocating claims partially covered by the policy using Senior Counsel as expert if needed, with costs paid by Liberty and not reducing limits. Ensures fair and unbiased division of costs, protecting insured's interests.
- **Challenging a Penalty** – new condition encourages responsible and reasonable challenges to Penalties where there is realistic chance of success and where it makes financial sense. It provides a clear dispute resolution mechanism through Senior Counsel to prevent disagreements over whether to challenge. It limits Liberty's exposure to unnecessary Defence Costs if a challenge is undertaken against advice and fails.
- **Severability, Non Avoidance and Non Imputation** – this general condition offers protection to innocent insureds, in the event of another insured's misrepresentation or non-disclosure.
- **Extended Reporting Period** – provides 90 days free or 12 months paid extension to report claims post-policy expiry. Protects insured from claims discovered after policy end.

Responsive and integrated claims management

Liberty's claims team takes a pragmatic, commercial approach to claims resolution.

Our claims team acts decisively and looks for ways to pay claims fairly and dependably. We work together as one team to build long-term relationships with our brokers and clients, making excellent customer service a priority.

The Liberty Advantage

- Liberty's new BPP Policy is a modernised, more comprehensive, and better structured update of the previous 2018 version
- Local underwriting and claims authority – we are empowered to make decisions locally.
- Claims experience – we have significant experience with large complex claims where we have delivered positive claims results. Local authority enables proactive and efficient claims handling. We adopt an 'association' claims handling approach that guides our insureds through complex challenges with confidence and efficiency.
- Backed by our parent company, Liberty Mutual Group – a Fortune 100 company, Liberty has the financial strength, experience and proven history of stability throughout volatile underwriting and economic conditions.

Global reach. Financial strength. Local authority.

Distinct, complex and constantly evolving – every business is as unique as their insurance needs. To confidently progress in the face of risk and uncertainty requires a level of security you can only achieve through working with specialists.

Liberty offers a breadth of world-class insurance and reinsurance services to brokers and insured clients. We bring value and solutions to business and government organisations across Australia – helping protect what they earn, build and own.