

The University of Hong Kong Faculty of Law

Intensive Course

Insurance Law

Organisers

Asian Institute of International Financial Law

www.AIIFL.com

and

LLM (Corporate and Financial Law) Programme

This course covers the most important aspects of insurance law, with particular emphasis on the international practice of insurance law. Topics to be covered include:

- The Insurance Market: forms of cover; underwriters; brokers; underwriting agents; formation of insurance contracts: the London Market procedure; other market arrangements; insurable interest
- Utmost Good Faith I: scope; misrepresentation and non-disclosure; materiality and inducement; remedies
- Utmost Good Faith II: post-contractual duty of assured; duty of underwriters
- Terms of Insurance Contracts: principles of construction; conditions; warranties
- Losses and Claims: proximate cause; public policy; meaning of loss; amount recoverable; aggregations
- Rights of Insurers: subrogation; contribution; suing and labouring
- Brokers: rights; duties; financial aspects
- Property Insurance: coverage; exclusions; war risks
- Marine Insurance
- Reinsurance
- Liability Insurance: forms of policy; claims made insurance; defence costs

Course Teachers

Professor Robert Merkin, QC, *Lloyd's Professor of Commercial Law, University of Exeter; Special Counsel to DLA Piper*

Rob's academic interests are in all areas of insurance and reinsurance law, and arbitration law, and his works include Colinvaux and Merkin's Insurance Contract Law, Reinsurance Law, Motor Insurance Law, Compendium of Insurance Law, Arnould's Law of Marine Insurance, Law of Insurance in Hong Kong, Arbitration Law, Annotated Arbitration Act 1996, Marine Insurance Legislation and Singapore Arbitration Law.

Rob is the Editor of the Journal of Business Law, the British Insurance Law Journal, the Lloyd's Law Reports, Arbitration Law Monthly and Insurance Law Monthly. From 2005 to 2011 he served as co-editor of Legal Studies, the journal of the Society of Legal Scholars.

Rob is Honorary Professor of Law at the University of Auckland and a visiting Professor at the Universities of Hong Kong and Queensland. He is past president of the British Insurance Law Association, vice-president of the International Association of Insurance Law (AIDA) and a consultant to the English and Scottish Law Commissions for their project on the reform of insurance law. In 2009 he was Distinguished Visitor for the Singapore Academy of Law, in 2010 he was awarded a prize by the Australian Insurance Law Association for his contribution to insurance law and in 2012 he was appointed to the Hotung Fellowship by the University of Canterbury, Christchurch, to deliver a series of lectures on earthquake insurance. He gives regular seminars for insurance companies, brokers, insurance regulators and law firms in the UK and internationally.

Rob has been appointed as Queen's Counsel honoris causa in England and Wales.

Gary Meggitt, Associate Professor and Director, Asian Institute of International Financial Law, Faculty of Law, The University of Hong Kong

Gary was admitted as a solicitor in England & Wales in 1993 and spent 12 years with several leading UK law firms, specializing in professional liabilities and insurance litigation. He is also Called to the Bar in England & Wales. He first taught on the Legal Practice Course (LPC) at BPP Law School in London in 2000. Gary was subsequently a Director of BPP Professional Development, with responsibility for its Professional Skills Course (PSC), and the Course Director of BPP Law School's Full-Time Bar Vocational Course (BVC).

Gary joined the Faculty of Law at the University in 2007 and teaches civil litigation, commercial dispute resolution and professional practice & management, for which he is a course co-ordinator, on its PCLL programme. He also teaches insurance law on the Faculty's LLM and JD programmes. Gary has written and spoken extensively on civil litigation and insurance-related subjects. He is a contributing author to *A Guide to Civil Procedure in Hong Kong* (Fifth Edition, LexisNexis, 2015) and was the general editor of *Civil Justice Reform – What has it achieved?* (Sweet & Maxwell, 2010). He is also a member of the editorial board of the Hong Kong Law Journal.

Gary is a member of the Hong Kong Law Society's Insurance Law Committee and Working Party on Litigation Funding. He is also a member of the Examining Panel under the Higher Rights of Audience Rules. He is a former director of the Hong Kong Insurance Law Association (HILA).

Venue & Teaching Hours: 11 lecture-type seminars of 3 hours from 26 May to 21 June 2016. The seminars will take place at the main HKU campus during Tuesday and Thursday evenings and Saturday mornings: **Tuesday and Thursday: 6:30 pm - 9:30 pm; and Saturday: 10:00 am – 1:00 pm.**

Award: Certificates will be issued to participants with two options: (1) a Certificate of Attendance (requires at least 70% class attendance without taking any formal assessments); OR (2) a Certificate of Completion (requires at least 70% class attendance and successful completion of the formal course assessment).

Course fee: HK\$6,500 for participants who would like to obtain a Certificate of Attendance and do not need CPD points; OR HK\$13,000 for participants who will complete the assessment to obtain a Certificate of Completion and/or who would like to apply for CPD points.

Form of Assessment: 7,500 words essay that shall be completed by the students in their own time to be handed in by mid-July.

Law Society CPD Points: Practitioners may claim up to 15 Law Society CPD points.

Please complete the application form and arrange for a cheque with an appropriate amount to be made payable to "The University of Hong Kong" and send to Flora Leung, Faculty of Law, The University of Hong Kong, 10/F Cheng Yu Tung Tower, Centennial Campus, Pokfulam Road, Hong Kong. Please kindly write down your name, contact number and the course title at the back of the cheque for verification.

****Please note that current HKU students should register the course via the Faculty of Law office.****

Faculty of Law, The University of Hong Kong

Insurance Law – May/June 2016

Please email the application form to Flora Leung at fkleung@hku.hk

Application Form

Surname: _____ First Name: _____

Company: _____ Email: _____

Address: _____

Phone: _____

Cheque Amount: _____ Cheque Number: _____ Bank: _____

Please tick: _____ Certificate of Attendance / _____ Certificate of Completion

Do you wish to apply for CPD points from the Law Society of Hong Kong? Yes ____ / No ____

For enquiries, please contact Flora Leung: Phone: 3917 2941 Fax: 2549 8495 Email: fkleung@hku.hk