

## BINGO QUESTIONS & ANSWERS

1. What word would you use to describe information, which would influence the mind of a prudent insurer in determining whether to accept a risk and, if so, on what terms?

### **MATERIAL**

2. At common law, what is the remedy for non-disclosure?

### **AVOIDANCE**

3. How can an insurance application limit an applicant's overriding duty of disclosure?

### **BY ASKING SPECIFIC QUESTIONS**

4. What is the fundamental principle of insurance law which underpins the duty of disclosure?

### **UTMOST GOOD FAITH**

5. Please answer true or false: At common law, an insurer cannot retrospectively cancel a policy for non-disclosure.

### **TRUE**

6. In 2004, which country won the Bledisloe Cup?

### **NEW ZEALAND**

7. If someone fails to disclose material information what duty has s/he breached?

### **DUTY OF DISCLOSURE**

8. Please answer yes or no: If an insurer avoids from inception, is it entitled to recover monies paid for previous claims?

### **YES**



9. In New Zealand, what is the leading legal case about non-disclosure, which involved gang members?

***STATE INSURANCE GENERAL MANAGER v McHALE* [1992] 2 NZLR 399 (CA)**

10. What New Zealand statutory provision provides that an insurer shall be deemed to have notice of all material information relevant to a contract, known to an agent of the insurer?

**SECTION 10(2) INSURANCE LAW REFORM ACT 1977**

11. Please answer A, B or C: What is one of the fundamental characteristics of the ISO Scheme?

- A) ADVERSARIAL
- B) INDEPENDENT**
- C) PROFIT-MAKING

12. What is the phrase used when information clearly indicates to an insurer that there is further information to be obtained?

**ON NOTICE**

13. Please answer true or false: At common law, an insurer can avoid a policy mid-term for non-disclosure.

**FALSE**

14. Please answer yes or no: Does innocent non-disclosure entitle an insurer to rely on its legal right to avoid a policy?

**YES**

15. In 2004, which country won the Tri-Nations?

**SOUTH AFRICA**



16. Please answer A, B or C: If an insurer requires “immediate notice” of any change in circumstance after inception, it should:

- A) **CLEARLY STATE THIS IN ITS POLICY**
- B) DO NOTHING
- C) HOPE THE INSURED KNOWS

17. Please answer A, B or C: If, at inception, an applicant discloses his criminal convictions, what must he disclose at renewal (assuming that nothing has changed)?

- A) HIS CRIMINAL CONVICTIONS
- B) HIS LIBRARY FINES
- C) **NOTHING**

18. Please answer yes or no: Does the current law distinguish between innocent and blameworthy non- disclosure?

**NO**

19. Who is the ISO?

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20. What does the ISO issue when she reconsiders an Assessment?

**RECOMMENDATION**

21. At common law, for annually renewable policies, when is disclosure required other than at inception?

**RENEWAL**

