



Professional and General Liability Application

Effected with certain Lloyd's Underwriters ("Insurers")

through Lloyd's approved Coverholder:

Holman Insurance Brokers Ltd.

3100 Steeles Ave. E Suite 101, Markham, Ontario L3R 8T3

(Defined herein as "THE COVERHOLDER")

Ontario Kinesiologist Professional And General Liability Insurance Application Form

NOTE: THIS APPLICATION IS AN IMPORTANT DOCUMENT AND IS BEING RELIED ON BY THE INSURER TO DETERMINE WHETHER IT WILL PROVIDE YOU WITH COVERAGE. PLEASE ENSURE THAT ALL RESPONSES ARE ACCURATE. THIS DOCUMENT WILL FORM PART OF YOUR POLICY.

"**Applicant**" means the individual practitioner detailed in question 1 overleaf below. This application form must be completed in ink, signed and dated by the **Applicant**. Please attach an updated and relevant resume/CV together with certificates proving all relevant qualifications in respect of this application. All questions must be answered and where appropriate "Not Applicable" or "N/A" specified. The completed application form along with additional information provided will form part of the contract of insurance with the Insurers. All facts material to the proposed insurance must be disclosed fully and truthfully and to the best of the **Applicant's** knowledge and belief whether or not they are the subject of a specific question herein. In addition to the information contained in the application form including all supporting documentation, if the **Applicant** is aware of any other information which it considers may alter, influence or prejudice the Insurers' appraisal of the risk being proposed, this information must be disclosed in conjunction with this application form. By signing this application form the **Applicant** is consenting to the use of information, including sensitive personal information. Where personal information relates to third parties, the **Applicant** confirms that it has been given the requisite consent to disclose such information to the Insurers for processing.

If there is insufficient space to complete an answer to any question in this application form, please continue on the continuation space (and additional page) provided, which should then be signed, dated, and attached to this application form.

COVERAGE PART A – PROFESSIONAL LIABILITY – "Claims Made"

This insurance under Part A, is underwritten on a "claims made" basis, which means that if a claim is made against the **Applicant** then the **Applicant** MUST have a current policy in force. Any claims brought against the **Applicant** after the expiry of the policy period (or any specific run-off extension or extended reporting period) will NOT be covered.

Insuring Clauses Available

Policy Limits up to \$5,000,000 per Claim, \$10,000,000 in the aggregate are available across the following covers:

- Professional Negligence
- Libel & Slander
- Infringement Of Copyright
- Breach Of Confidentiality
- General Liability To Third Parties
- Rescuers & Good Samaritan Acts
- 5 year run off extension included

In addition, the following are automatically included:

- \$250,000 Duty To Refer To Healthcare Service Providers
- \$250,000 Loss Of Documents
- \$100,000 Products Liability
- \$25,000 Personal Information Protections and Electronic Document Act Coverage (S.C.,2000, C.5)

COVERAGE PART B – OPTIONAL - COMMERCIAL GENERAL LIABILITY POLICY – "Occurrence Basis"

Commercial General Liability is available as an optional addition to coverage part A. Coverage under part A must be purchased for this additional Part B to apply. Insurance under Part B is on an "Occurrence Basis".

Approved Associations - Policy meets the requirements of the College of Kinesiologists of Ontario

This application applies only to the activities specifically detailed below by the **Applicant**, AND for which the **Applicant** has an approved relevant qualification from the **College of Kinesiologists of Ontario**. If the **Applicant** is in any doubt as to whether an individual activity or association is approved for cover under this policy, the **Applicant** must discuss this with the Coverholder prior to accepting cover hereunder.

Kinesiology is a regulated health profession in Ontario under the *Regulated Health Professions Act (1991)*.

Applicant Acknowledgement



Professional and General Liability Application

Effected with certain Lloyd's Underwriters ("Insurers")

through Lloyd's approved Coverholder:

Holman Insurance Brokers Ltd.

3100 Steeles Ave. E Suite 101, Markham, Ontario L3R 8T3

(Defined herein as "THE COVERHOLDER")

Signature

Date

WARNING

If the Applicant receives a claim or becomes aware of a circumstance that may give rise to a claim, the Applicant must contact Holman Insurance Brokers Ltd. immediately to ensure that the claim notification provisions under the policy are adhered to. Failure to do so could prejudice the Applicant's ability to claim under the Applicant's insurance policy.

If the Applicant is a new client to Holman Insurance Brokers Ltd. and the Applicant's previous liability policy was not on a "claims made" basis with the same "retro-active date" to that provided under this insurance application please call Holman Insurance Brokers Ltd. for advice as the Applicant may be exposed to a gap in cover. It is the responsibility of the Applicant to understand the type of insurance they are applying for.

Personal Information of The Applicant (You) - Please provide the following specific information:

Any **Applicant** who has qualified overseas shall also have to be individually approved prior to cover being authorized by Insurers.

1. Full Name of Applicant:	First Name	Initial	Last Name
----------------------------	------------	---------	-----------

2 a. Address	Street Address		
	City	Province	Postal Code

b.	Telephone #	Cell #
----	-------------	--------

c.	Email Address:	Fax #
----	----------------	-------

3. Date of Birth _____ mm//dd/yy Female or Male

4. Date Started Practice: _____ mm/dd/yy

5. College of Kinesiologists of Ontario Membership Number _____

6. Is any of your work supervised? Yes No

If **YES**, Please advise by whom and under what circumstances:

Name of Supervisor	Address	Tel #	Email
Please provide qualifications of supervisor			

- 7 a. Are you a student or a candidate for admission to a profession, or an intern or any such other occupation that includes elements of educational tutelage? Yes No

Where the **Applicant** is a student or candidate for admission to a profession, or an intern or any such other occupation that includes elements of educational tutelage, it is a condition precedent to the right to be indemnified under this policy that the **Applicant** be under the supervision of a practitioner/instructor qualified within the activities covered and is restricted to performing practice treatments or case work only, and that the **Applicant** advises the recipient of such treatments (or their parent or legal guardian, if the recipient has not attained the age of 16) that they are receiving treatment as part of a training program. The **Applicant** must not offer treatments outside of their capabilities which shall at all times be governed by the phase reached in their training program and their supervising instructor/practitioner's assessment.

If **YES**, Please advise name of qualified practitioner or instructor.

Name of qualified practitioner or instructor	Address	Tel #	Email

Please provide qualifications of qualified practitioner or instructor.

- b. Do you provide sports therapy / rehabilitation / massage therapy or personal fitness instruction to Professional Sports persons and/or dancers? Yes No

- c. Do you teach and/or certify or qualify another to teach others? Yes No

Where an applicant is a teacher, teaching is considered certifying and/or qualifying another to teach others. (This should not be confused with instruction of others in participation of an activity.)

Your policy does not extend coverage to the actions of your students. Examples of this would be:

- i) a student or graduate injuring another student during practical training;
- ii) a student or graduate causes harm to a patient and an allegation is made that the damages were in whole or in part as a result of insufficient or deficient training.

If **YES**, please indicate relationship to whom and how often.

Attach relevant qualifications.

To Whom?	How often?

- d.. Do you require liability coverage for any additional Insured(s)? Please indicate the relationship, state name and full address. If more space is required, please complete on a separate form. Yes No

NOTE: If the answers to item 7 a – d are **YES**, an additional premium loading will apply. Please refer to premium calculation page.

8. Do you keep records for at least 7 years for all patients/clients? Yes No

If **NO**, please advise why the answer is **NO**:

9. Do you obtain satisfactory consent in writing from each patient prior to starting treatment? Yes No
If **YES**, please attach sample copy of consent form, intake form or client waiver. IF **NO**, Please explain why **NO**.

-
10. Have any negligence claims ever been made against you whether successful or otherwise? Yes No
11. Have any claims for dishonesty ever been made against you whether successful or otherwise? Yes No
12. Have any complaints or investigations ever been made or undertaken against you? Yes No
13. Have you ever had a document relating to the **Applicant's** activities unintentionally destroyed, damaged, lost or mislaid? Yes No
14. Has the **Applicant** ever been convicted of a criminal offence, other than a motoring offence, or have any prosecution pending? Yes No
15. Have any libel or slander claims, infringement of copyright or breach of confidentiality ever been made against you? Yes No
16. Have any sexual harassment and/or abuse claims ever been made against you? Yes No
17. Are you aware of any circumstances which may give rise to a potential claim or request for indemnity under this professional liability insurance? Yes No

NOTE: If the answer to any of 10-17 above is **YES**, please provide full details:

18. Do you currently purchase Liability, Medical Malpractice and/or Professional Liability Insurance? If **YES**, please give full details: Yes No

LIMIT:	DEDUCTIBLE	EXPIRY DATE MM/DD/YY	TYPE OF INSURANCE	PREMIUM

If you had a "Claims Made" policy and require retro date coverage, please provide evidence of prior insurance policy.

- 19.. Have you ever had a claim made against you whether successful or otherwise in respect of bodily injury, property damage, premises (including tenant's liability), liability, personal injury, advertising liability or medical expenses? If **YES**, please give full details: Yes No
-

Kinesiologist Services

The policy being applied for covers Kinesiologist Services defined as: The assessment of human movement and performance and its rehabilitation and management to maintain, rehabilitate or enhance movement and performance, including Health Promotion, clinical/Rehabilitation, Ergonomics, Health and Safety and Disability Management/Case Coordination, as defined by the College of Kinesiologists of Ontario (CKO). The following is a list of well established modalities and services tht members are permitted to utilize in their practice, provided they are qualified to practice Electrical Therapy techniques including IFC, TENS, Therapeutic Ultrasound, Pulsed High Frequency, Low Intensity Laser Therapy, Therapeutic applicant of heat and cold, Athletic training, therapy and interventions, completion of insurance assessment forms, general nutritional counselling, Fitness & Health Evaluations and Exercise prescription.

CONTROLLED ACTS are specifically EXCLUDED from the Kinesiology Scope of Practice. Restriction of controlled acts is listed under Regulated Health Professions Act (RHPA) section 27(2).

PREMIUM CALCULATION

COVERAGE – A – “ Claims Made” Professional & General Liability

Please select and check off the required limit and category. Write the applicable premium in the column. ▼

LIMIT OF INDEMNITY	Annual Premium	PREMIUM
<input type="checkbox"/> \$1,000,000 Per Claim / \$3,000,000 Aggregate	\$240	\$
<input type="checkbox"/> \$2,000,000 Per Claim / \$4,000,000 Aggregate	\$275	
<input type="checkbox"/> \$3,000,000 Per Claim / \$6,000,000 Aggregate	\$305	
<input type="checkbox"/> \$5,000,000 Per Claim / \$10,000,000 Aggregate	\$360	
If the following activities are undertaken the above premiums will be increased with the following additional premium loading:		
▼ If you answered YES to questions 7.a, 7.b, or 7.c loading applies. Check off all that apply.		LOADING
<input type="checkbox"/> Student Status – Question 7.a	ADD	30% \$
<input type="checkbox"/> Working with Professional Athletes or Dancers - Question 7.b	ADD	100% \$
<input type="checkbox"/> Teaching - Question 7.c	ADD	30% \$

OPTIONAL COVERAGES

If the Insured has been approved by the College of Kinesiologists of Ontario to provide the following. (additional charge applies)

▼ Check if this applies and attach certification.

<input type="checkbox"/> Osteopathy – Osteopathic practitioners who register with the College must practice within the scope of practice for kinesiology. Despite any osteopathic training in the performance of Controlled Acts as listed under Regulated Health Professions Act (RHPA) section 27(2), osteopathic practitioners registered with the College are not permitted to perform any Controlled Acts without proper delegation, and the performance of any Controlled Act will be excluded under this insurance policy.	ADD	100%	\$	
TOTAL PART A				\$

COVERAGE – B – (OPTIONAL) – Commercial General Liability – “Occurrence Basis”

▼ Check off one. Please select and check off the required limit. Write the applicable premium in the column. ▼

Limit	Annual Premium	PREMIUM	
<input type="checkbox"/> \$1,000,000 per Claim / \$1,000,000 Aggregate	\$95	\$	
<input type="checkbox"/> \$2,000,000 per Claim / \$2,000,000 Aggregate	\$145		
<input type="checkbox"/> \$5,000,000 per Claim / \$5,000,000 Aggregate	\$350		
<input type="checkbox"/> Additional Insured – Question 7.e.	\$50 per additional insured	\$	
included above:			
<ul style="list-style-type: none"> • \$1,000,000 Personal & Advertising Injury Liability • \$5,000 per person/\$10,000 per claim Medical Expenses 	<ul style="list-style-type: none"> • \$500,000 Tenant’s Legal Liability 		
TOTAL PART B		\$	
TOTAL PART A & B		\$	
For residents of Manitoba add 8% Quebec add 9% Ontario add 8%		TAX	\$
TOTAL INCLUDING TAX		\$	

All premiums are annual and 100% retained. Policy is subject to a \$1,000 Deductible

Please advise the date insurance required is to be effective:	MM/DD/YYYY
---	------------

NOTE: COVERAGE CAN ONLY BE BOUND AND CONFIRMED BY HOLMAN INSURANCE BROKERS LTD.

Protection of the Applicant's Personal Information:

By completing this application and returning it to Holman Insurance Brokers Ltd., the **Applicant** agrees and consents to the collection, use and disclosure of such information, including any personal information, by Holman Insurance Brokers Ltd. For the following purposes:

- Communicating with the **Applicant**
- Assessing the **Applicant's** application for insurance
- Disclosing information to Insurance Companies
- Negotiating, maintaining or renewing insurance on the **Applicant's** behalf
- Providing claims assistance and service.
- Advising the **Applicant** of other products or services
- Complying with regulators and legal authorities

For more information about our privacy policies and practices or for a copy of our Privacy Policy please visit our web site www.holmanins.com or contact our Privacy Officer at Holman Insurance Brokers Ltd.

DECLARATION

I/we declare that the above statements are true in every respect. I/we hold qualification certificate(s) for the therapy(ies) stated on this application form. I/we have not withheld or misrepresented any material fact. I/we agree that this application will form the basis of the contract between me/us and Holman Insurance Brokers Ltd.

Applicant's Signature

Date

Ontario Kinesiologist Professional and General Liability Checklist

Application completed in full. All questions must be answered.

All pages #1 to #6 must be returned. (including page #1).

Membership Documentation (e.g. Certificate of Membership).

Copy of prior insurance policy if prior retro date is required.

Premium calculation including tax for options– page 5.

cheque attached online Bank confirmation # _____ if online Name of Bank _____

PAYMENT OPTIONS

Internet Banking

Each bank has designed a unique format for their web site. However, the necessary procedures are generally similar.

1. Under Bill Payment: Choose Add Payee/Bill.
2. Enter Holman. Choose All Categories and province Ontario and submit.
3. Under Bill company/Payee - Select Holman Insurance Brokers Ltd. and enter your account number which is THE FIRST FOUR LETTERS OF YOUR LAST NAME FOLLOWED BY XX1
4. Select the account you wish to withdraw the funds from. (i.e. credit card, savings, chequing, line of credit). Indicate the amount of payment and submit. A confirmation and reference number will be displayed to acknowledge your payment.

Telephone Banking

1. Request your bank set up a new Payee/Bill to do a Bill Payment.
2. Request the addition of a new Payee/Bill Company: Holman Insurance Brokers Ltd.
3. Your account number is THE FIRST FOUR LETTERS OF YOUR LAST NAME FOLLOWED BY XX1
4. Your banking institution will then take your payment over the telephone by your choice of payment method.

Debit Card Payments (NO CREDIT CARDS)

1. Contact your bank by telephone or visit bank in person. Request that they set up an option to allow you to make Bill Payments by Debit Card.
2. Request the addition of a new Payee/Bill Company: Holman Insurance Brokers Ltd.
3. Your account number is THE FIRST FOUR LETTERS OF YOUR LAST NAME FOLLOWED BY XX1
4. Once you have set up Holman Insurance Brokers Ltd., you are able to proceed with payments via your branch ATMs with your debit card.
5. Choose banking option: Bill Payment and follow your bank instructions.

In Person at the Bank

1. At your own bank, request they set up a new Payee/Bill to do a Bill Payment.
2. Request the addition of a new Payee/Bill Company: Holman Insurance Brokers Ltd.
3. Your account number is THE FIRST FOUR LETTERS OF YOUR LAST NAME FOLLOWED BY XX1
4. You can choose to pay via the different accounts you hold with that particular bank or by other financial institution credit cards.
5. When paying in person at different financial institutions, bring your invoice/statement and request to make a Bill Payment.
6. Advise the teller that the Payee is Holman Insurance Brokers Ltd. and follow the prompts from step #2.

Note: Do not ask for a wire transfer or funds transfer, the banks charge you extra for this service and charge us extra for which we do not reimburse. These additional fees can range as high as \$50 or more.

Please note: NSF Payments – there will be an additional \$25 service charge

By Mail

Cheque or money order payable to:
Holman Insurance Brokers Ltd.
3100 Steeles Ave. East Suite 101
Markham ON L3R 8T3