

Legal Indemnities and Rights to Light Solutions for Developers and Property Owners

Legal indemnity insurance is used to reduce the risk in property transactions by offering protection to owners, occupiers, developers, and lenders against known title defects identified during the property due diligence process, as well as those which cannot be identified.

Legal indemnity insurance can also be used to provide cover where no title warranty is being provided, or it is limited. Common risks for which we can provide solutions include:

- Rights to light if your development is likely to infringe neighbouring property owners' rights to light, we can insure your strategy to manage this risk.
- Judicial review the risk that your planning permission is challenged.
- Restrictive covenants if a third party enforces covenants which restrict the way your property can be used or developed.

- Title to property if limited or no title guarantee is being provided or there is limited due diligence being carried out.
- **Title to share** if limited or no title guarantee is being provided.
- Lack of easements if your property lacks sufficient legal rights of access or services.
- Mines and minerals the risk that a third party enforces their rights to the mines and minerals underneath your property.
- Third-party rights if a third party claims rights over your property which adversely affect the way you use your property.
- Missing deeds if there is a deed or document containing rights or easements burdening your property, but these are unknown.
- Adverse possession if legal title to the property cannot be evidenced and there is a risk that a third party could claim better title.

- Search indemnity if searches have not been carried out or the results will not be back in time for exchange of contracts
- Planning documents if the relevant planning documents cannot be evidenced or conditions within them have not been complied with.
- Planning indemnity if your planning application fails, then you can recover your wasted project costs.

Through our dedicated legal indemnity specialists and their deep industry knowledge of the real estate sector, Marsh JLT Specialty is able to provide clients with broad legal indemnity solutions and full insurance services.





CONTACTS

OLIVER JACKSON +44 (0)20 7558 3467 +44 (0)7392 123670 oliver.jackson@marsh.com

JOE VAN DER MOLEN +44 (0)20 7357 3265 +44 (0)7392 122163 joseph.vandermolen@marsh.com BISMA HALLING +44 (0)20 7357 3585 +44 (0)7392 123034 bisma.halling@marsh.com

MARK WELLING +44 (0)1202 446498 +44 (0)7479 993699 mark.welling@marsh.com PETER GILL +44 (0)20 7173 2684 +44 (0)7384 804093 peter.gill01@marsh.com

TOBY GIBBONS +44 (0)20 7173 2632 +44 (0)7539 369625 toby.gibbons@marsh.com

Marsh JLT Specialty is a trading name of Marsh Limited and JLT Specialty Limited. The content of this document reflects the combined capabilities of Marsh Limited and JLT Specialty Limited. Services provided in the United Kingdom by either Marsh Limited or JLT Specialty Limited; your Client Executive will make it clear at the beginning of the relationship which entity is providing services to you. Marsh Ltd and JLT Specialty Ltd are authorised and regulated by the Financial Conduct Authority for General Insurance Distribution and Credit Broking. If you are interested in utilising our services you may be required by/under your local regulatory regime to utilise the services of a local insurance intermediary in your territory to export (re)insurance to us unless you have an exemption and should take advice in this regard

This is a marketing communication. The information contained herein is based on sources we believe reliable and should be understood to be general risk management and insurance information only. The information is not intended to be taken as advice with respect to any individual situation and cannot be relied upon as such. Statements concerning legal, tax or accounting matters should be understood to be general observations based solely on our experience as insurance brokers and risk consultants and should not be relied upon as legal, tax or accounting advice, which we are not authorised to provide.