

# Commercial T&Cs review and amend advice.

## Insured's prior confirmation

To: QBE Insurance (Europe) Limited ("QBE")

Trade Credit policy number ("the Policy")

.....  
Name of Insured under the trade credit policy ("the Insured")

.....  
**In consideration of** QBE making available to the Insured a copy of the legal advice that QBE has received from its legal advisers, Simmons & Simmons LLP, on the professional review of the Insured's existing terms of business with its customers (the "Review & Amend Advice")

### The Insured hereby agrees as follows

- 1** The Review & Amend Advice will comprise advice to QBE on both  
(a) the strength and weaknesses of the Insured's terms of business with its customers and (if appropriate) (b) recommendations to improve them.  
The Review & Amend Advice will be made available by QBE to the Insured for reference purposes to assist the Insured in assessing its terms of business with its customers.
- 2** The Insured will not seek disclosure from QBE or from any company affiliated with QBE (by any means whatsoever and in any jurisdiction whatsoever) of any of QBE's/QBE's affiliates' other legal advice or privileged information relating in any way whatsoever to the Review & Amend Advice.

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- 3 In sharing its Review & Amend Advice with the Insured, QBE is not, and is not to be taken as, thereby waiving its privilege over the Review & Amend Advice and the Insured accordingly recognises that QBE is entitled to assert privilege over any such legal advice referred to in paragraph 2 of this Insured's Prior Confirmation Form in any forum whatsoever.
- 4 The Insured shall keep the Review & Amend Advice strictly confidential at all times, and shall not send it (by any means whatsoever), or share it or its contents with, any third party (save for the Insured's own legal advisers).
- 5 The Insured acknowledges and agrees that the Review & Amend Advice is provided by QBE's legal advisers, Simmons & Simmons LLP, solely to QBE. Neither QBE nor Simmons & Simmons LLP in any way assume any duty of care or liability (on any basis whatsoever) to the Insured in relation to or arising out of the Review & Amend Advice.

### Signed for and on behalf of the Insured

Name (please print)

Position

Date

Authorised signatory

.....

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Made possible



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