

AIDA REINSURANCE WORKING PARTY
MINUTES OF THE MEETING AT THE PARIS WORLD CONGRESS
19 MAY 2010

1 Introduction

The chairman of the Reinsurance Working Party, Colin Croly, welcomed those attending and informed of the history and the work of the Working Party. The main goal of the Working Party since its establishment after the Sydney World Congress in 1994 was an exercise in comparative reinsurance law in different jurisdictions. Various reports had been established and it was the intention of the Working Party to continue with the questionnaires and subsequent reports on different subjects relating to reinsurance law and updating past reports. Colin Croly also introduced the Secretary of the Working Party, Professor Rob Merkin.

Colin Croly informed that after the World Congress he would be looking at the composition of the working party. He will take into account geographical spread and interest of past members and future potential members. Chapters will be also invited to recommend members. It was made clear, however, that all meetings are open to any delegates not just members of the Working Party.

2 Brokers

Presentations were made by Rob Merkin (England), Kyriaki Noussia (Germany and Greece), Mark Radford (Australia) and Thomas Lortscher (Switzerland). The discussion focused on the role of brokers, conflicts of interest faced by brokers, and the role of producing and placing brokers.

3 Developments in Brazil

A presentation was made by Felipe Pellon on legal and regulatory changes to reinsurance law in Brazil

4 Reinsurance Snakes and Ladders

Presentations were made by Christian Bouckaert (France), Reinhard Dallmayr (Germany), Andy Douglass (USA) and Michael Mendelowitz (England). Issues discussed included: loss notification clause mismatches; the communication to the reinsurers by the reinsured of information provided by the original policyholder; claims co-operation clauses; the formation and content of reinsurance contracts; and the use of arbitration to resolve reinsurance disputes in the US and Germany.

5 Next meeting

The next meeting of the Reinsurance Working Party will be in Lisbon, in November 2010.