



Design/Build Situations

Members who involve themselves in design/build situations should carefully note the following.

- In circumstances whereby the practice or any partner, principal or director has a beneficial interest, other than fees as an independent consultant, the NZACS Professional Indemnity Insurance Policy in common with most forms of Professional Indemnity Insurances, does not cover liability arising from the design, tendering and supervision of such construction or the actual construction processes. This includes exclusions relative to any failure to effect insurance, the provision of financial advice, insolvency or any party involved, or any other loss or damage which would normally be the responsibility of a building contractor
- If members require coverage for design/build situations in which they have an interest, then separate insurance outside of the members' programme should be considered to cater for the construction risks, third party liabilities and professional liabilities in the name of the entity involved in both the design and construction activities.

The NZACS Insurance Consultants are able to assist members with such arrangements on a "one off" basis as may be necessary should members require these forms of coverage.

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