



Third Parties (Rights against Insurers) Act 2010

CHAPTER 10

THIRD PARTIES (RIGHTS AGAINST INSURERS) ACT 2010

Transfer of rights to third parties

- 1 Rights against insurer of insolvent person etc
- 2 Establishing liability in England and Wales and Northern Ireland
- 3 Establishing liability in Scotland

Relevant persons

- 4 Individuals
- 5 Individuals who die insolvent
- 6 Corporate bodies etc
- 6A Corporate bodies etc that are dissolved
- 7 Scottish trusts

Transferred rights: supplemental

- 8 Limit on rights transferred
- 9 Conditions affecting transferred rights
- 10 Insurer's right of set off

Provision of information etc

- 11 Information and disclosure for third parties

Enforcement of transferred rights

- 12 Limitation and prescription
- 13 Jurisdiction within the United Kingdom

Enforcement of insured's liability

- 14 Effect of transfer on insured's liability

Application of Act

- 15 Reinsurance
16 Voluntarily-incurred liabilities
17 Avoidance
18 Cases with a foreign element

Supplemental

- 19 Power to change the meaning of “relevant person”
19A Interpretation
20 Amendments, transitionals, repeals, etc
21 Short title, commencement and extent

SCHEDULES

SCHEDULE A1 — Administration under relevant sectoral legislation
List of Enactments

Aviation

Energy

Financial Services

Postal Services

Railways

Water and sewerage

SCHEDULE 1 — Information and disclosure for third parties

Notices requesting information

- 1 (1) If a person (A) reasonably believes that—

Provision of information where notice given under paragraph 1

- 2 (1) A person (R) who receives a notice under paragraph...

Notices requiring disclosure: bodies that have been dissolved

- 3 (1) If— (a) a person (P) has started proceedings under...

Disclosure and inspection where notice given under paragraph 3

- 4 (1) Subject to the provisions of this paragraph and to...

Avoidance

- 5 A contract of insurance is of no effect in so...

Other rights to information etc

- 6 Rights to information, or to inspection of documents, that a...

Interpretation

- 7 For the purposes of this Schedule— (a) a person is...

SCHEDULE 2 — Amendments

Road Traffic (Northern Ireland) Order 1981 (S.I. 1981/154 (N.I. 1))

- 1 In Article 100 of the Road Traffic (Northern Ireland) Order...

Road Traffic Act 1988 (c. 52)

- 2 In section 153 of the Road Traffic Act 1988 (bankruptcy...

Merchant Shipping Act 1995 (c. 21)

- 3 In section 165 of the Merchant Shipping Act 1995 (rights...

Cross-Border Insolvency Regulations 2006 (S.I. 2006/1030)

- 4 In paragraph 5 of Schedule 1 to the Cross-Border Insolvency...

Cross-Border Insolvency Regulations (Northern Ireland) 2007 (S.R. 2007/115)

- 5 In paragraph 5 of Schedule 1 to the Cross-Border Insolvency...

SCHEDULE 3 — Transitory, transitional and saving provisions

Application of this Act

- 1 (1) Section 1(1)(a) applies where the insured became a relevant...

Relevant persons

- 1A (1) An individual, company or limited liability partnership not within...

Bankruptcy and Diligence etc (Scotland) Act 2007

- 2 Until the coming into force of section 47(1) of the...

Application of 1930 Acts

- 3 Despite its repeal by this Act, the Third Parties (Rights...
4 Despite its repeal by this Act, the Third Parties (Rights...

Interpretation

- 5 In this Schedule “commencement day” means the day on which...

SCHEDULE 4 — Repeals and revocations

Changes to legislation:

There are currently no known outstanding effects for the Third Parties (Rights against Insurers) Act 2010.