



## Department of Sustainability and Environment

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Lenny Jenner  
Chief Executive Officer  
Borough of Queenscliffe  
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5th October 2009

Dear Lenny

It was good to get out and visit the Borough and have a look at the various projects that you are currently working on.

I have been requested by Peter Watkinson and the Borough's Mayor Bob Merriman to clarify the council position on insurance when it is acting as a Committee of Management (CoM) on behalf of Department of Sustainability and Environment (DSE).

The CoM are appointed under the Crown Land (Reserves) Act and effectively operate as the Minister's delegated land manager.

As such DSE Public and Products liability policy that is held with VMIA covers public and product liability claims on behalf of COM's.

There is a large deductible on the policy and DSE agrees to indemnify properly appointed COM's for liability claims that fall below the deductible.

The indemnity arrangement requires a COM to notify DSE as soon as they become aware of a claim or an incident likely to result in a claim.

The claim is then managed by DSE and the indemnity arrangement includes the cost of legal representation which is also arranged by DSE.

Yours sincerely

**Rodney Warren**  
**Acting Director Public Land Management and Use**

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