

## 苏黎世中国董事、高级管理人员和公司责任险2009版附加索赔定义修正条款

双方理解并同意，本保单第二部分“定义”，2.4 索赔，被完全删除，并用如下内容替代：

### 2.4 索赔是指：

- 2.4.1 由指称存在任何事实上的或指称的**不当行为**的**第三方**送达或提出的，要求获得补偿、经济赔偿或非经济救济手段的书面请求；
- 2.4.2 以送达索赔函或类似诉状的形式（其中指称存在任何事实上的或指称的**不当行为**）提起的民事法律程序、诉讼或反诉；
- 2.4.3 指称存在任何事实上的或指称的**不当行为**的正式刑事诉讼通知书；
- 2.4.4 指称存在任何事实上的或指称的**不当行为**的正式仲裁或调解程序通知书；
- 2.4.5 以向**被保险人**发出指控通知书或类似文件（其中指称存在任何事实上的或指称的**不当行为**）的形式对**被保险人**提起的，与**证券**的买卖或买卖要约的监管有关的正式行政或监管程序；
- 2.4.6 要求延长或放弃某项**索赔**（该项**索赔**在本保险单承保范围之内）的诉讼时效或合同时效的书面请求；

“**索赔**”一词既包括**证券类索赔**，也包括**雇佣行为索赔**。

本附加条款与主险条款相抵触之处，以本附加条款为准，所有其他条款、条件和限制保持不变。

### Definition of Claims Amended (Investigations Excluded)

It is hereby understood and agreed that **Section 2 Definition, 2.4 Claim** is deleted in their entirety and replaced by the following:

### 2.4 Claim shall mean:

- 2.4.1 a written demand for compensation, monetary damages or non-monetary relief served or brought by a **Third Party** alleging any actual or alleged **Wrongful Act**; or
- 2.4.2 a civil proceeding, suit or counter-claim commenced by the service of a claim form or similar pleading alleging any actual or alleged **Wrongful Act**; or
- 2.4.3 a formal notice of a criminal proceeding alleging any actual or alleged **Wrongful Act**; or
- 2.4.4 a formal notice of an arbitration or mediation proceeding alleging any actual or alleged **Wrongful Act**; or
- 2.4.5 a formal administrative or regulatory proceeding that regulates the purchase or sale or offer to purchase or sell **Securities** commenced by the service on any **Insured** of a notice of charges or similar document against any **Insured** alleging any actual or alleged **Wrongful Act**; or
- 2.4.6 a written request to extend the operation of or waive any statute of limitations or contractual time-bar, in respect of a **Claim** that, if made, would be covered hereunder.

The term “**Claim**” shall include a **Securities Claim** and an **Employment Claim**.

All other terms, conditions and limitations remain unchanged.