



# NautaDutilh Benelux Insurance Practice

August 2020



## About NautaDutilh

**NautaDutilh is an international law firm specialising in Luxembourg, Belgian and Dutch law. The firm was founded in 1724 and is one of the largest in the Benelux. We have over 400 lawyers, notaries and tax advisers, spread across 6 offices in Amsterdam, Brussels, London, Luxembourg, New York and Rotterdam.**



## Insurance practice

NautaDutilh's Insurance practice is rightfully the market expert in the field. With our unique combination of sector knowledge and expertise in insurance and corporate law, we are able to advise our clients on complex (re)insurance related matters. We have a thorough knowledge of how the national and international insurance market operates. The lawyers in Luxembourg, Belgium and the Netherlands work closely together to develop joint strategies for cross-border issues. The London based Benelux Insurance Desk further facilitates a coordinated approach, leading to a unique Benelux strength.

Our clients include national and international insurers, reinsurers, brokers, insurance agencies, large corporates, as well as international law firms. We assist them with knowledge and insights that are deeply rooted in the market, either with assertive legal proceedings or innovative advice.

Our services in the area of regulatory are wide-ranging and include: the setup and operation of (re)insurance and reinsurance undertakings and intermediaries, application for the European passports (branch

establishment and freedom to provide services) and operation in third countries, share and portfolio transfers, conduct supervision, relationships with the regulators in the context of national and European regulations and resolving cross-border regulatory issues.

Our insurance practice has a strong reputation for dealing with complex, high-value and high-profile claims. This includes both consumer-led claims such as those regarding unit-linked life insurance products, and large commercial risks such as D&O, property, professional liability and product liability. We are also very experienced in advising on insurance matters, such as distribution, policy wording, duty of care, data and privacy regulations, commission and mergers and acquisitions.



## What others say

*"Very responsive with pragmatic advice that is tailored to clients' company's industry"*

*Chambers Europe 2020 (LU)*

*"Strong insurance team with dedication and knowledge of the market."*

*Legal 500 2020 (NL)*

*"An excellent service. Responsive and highly efficient, providing well considered and practical advice."*

*IFLR 1000 2020 (BE)*



## Recognition

**LAW FIRM OF THE YEAR**  
IFLR EUROPE AWARDS 2020

**FT50: MOST INNOVATIVE LAW FIRMS (10TH POSITION)**  
FT INNOVATIVE LAWYERS 2019



## Selection of representative matters

*Liberty Mutual Insurance Europe SE (BENELUX)*, assistance and advice on cross-border credit and suretyship insurance portfolio transfer, EEA branch establishment, operation of reinsurance activities by a Luxembourg insurer and cross-border insurance mediation activities.

*Several insurance companies (BENELUX)*, advising board members of major insurance companies on the exposure under their business interruption portfolio as a consequence of COVID-19.

*SI (Insurance) Europe, SA (BENELUX)*, in connection with the setup of non-life insurance company, the establishment of 5 EEA branches, freedom of services notifications, review of reinsurance arrangements, internal policies, advice on insurance contracts, outsourcing, and AML and ongoing assistance with (re)insurance regulatory matters.

*Tokio Marine Europe SA (BENELUX)*, regarding advice on Pool Re membership and AML requirements applicable to Belgian and Dutch branches.

*iptiQ Life S.A.(BE-NL)*, in connection with the acquisition of the Dutch term life insurance and savings-linked mortgage insurance portfolio of Argenta Assurantie NV (a Belgian insurance undertaking).

*Luxembourg life insurer (LU)*, in connection with the review of life insurance policies under Luxembourg and French law, assistance with AML requirements and insurance litigation.

*Luxembourg non-life insurer (LU)*, in relation to advice on insurance intermediation.

*AIG (NL)*, in multiple complex high value cross-border coverage disputes.

*AEGON (NL)*, in relation to complex unit-linked life insurances litigation that has industry-wide relevance and requires thorough knowledge of and insight into the working of life insurances.

*UK P&I Club (NL)*, with its license application in the Netherlands, the incorporation and governance structure of the new entity and advice on the Dutch insurance regulations.

*Allianz (NL)*, in a joint venture between Deutsche Bank and Allianz (non-life insurance).

*ASR Nederland (NL)*, as trusted board room advisor, company counsel and transactional advisor, including on its IPO, governance, anti-takeover protection, transactions and litigation.

*DSM (NL)*, regarding the development of a new type of non-life insurance product which aims to provide cross-border balance sheet coverage.

*QBE (BE)*, in the connection with the set up of a new (re)insurance subsidiary in Belgium and the subsequent cross-border merger with the English subsidiary as part of the group's post-Brexit plan.

*MS Amlin (BE)*, in a variety of Belgian insurance regulatory and governance issues following the transfer of their registered seat from the UK to Belgium as part of their post-Brexit plan.

*Willis Towers Watson (BE)* in a variety of Belgian insurance mediation issues following the group's decision to conduct its continental European activities from the Belgium's subsidiary as part of their post-Brexit plan.



## Key contacts

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