

## SCHEDULE 5

### OTHER CONTRACTUAL TERMS

#### PART 9

#### MISCELLANEOUS

##### **Insurance**

**112.**—(1) The contractor shall at all times hold adequate insurance against liability arising from negligent performance of clinical services under the contract.

(2) The contractor shall not sub-contract its obligations to provide clinical services under the contract unless it has satisfied itself that the sub-contractor holds adequate insurance against liability arising from negligent performance of such services.

(3) In this paragraph—

- (a) “insurance” means a contract of insurance or other arrangement made for the purpose of indemnifying the contractor; and
- (b) a contractor shall be regarded as holding insurance if the insurance is held by an employee of the contractor in connection with clinical services which that employee provides under the contract or, as the case may be, sub-contract.