



# Insurance Act 2015

## 2015 CHAPTER 4

### PART 5

#### GOOD FAITH AND CONTRACTING OUT

##### *Good faith*

#### **14 Good faith**

- (1) Any rule of law permitting a party to a contract of insurance to avoid the contract on the ground that the utmost good faith has not been observed by the other party is abolished.
- (2) Any rule of law to the effect that a contract of insurance is a contract based on the utmost good faith is modified to the extent required by the provisions of this Act and the Consumer Insurance (Disclosure and Representations) Act 2012.
- (3) Accordingly—
  - (a) in section 17 of the Marine Insurance Act 1906 (marine insurance contracts are contracts of the utmost good faith), the words from “, and” to the end are omitted, and
  - (b) the application of that section (as so amended) is subject to the provisions of this Act and the Consumer Insurance (Disclosure and Representations) Act 2012.
- (4) In section 2 of the Consumer Insurance (Disclosure and Representations) Act 2012 (disclosure and representations before contract or variation), subsection (5) is omitted.

**Status:**

Point in time view as at 12/08/2016.

**Changes to legislation:**

There are currently no known outstanding effects for the Insurance Act 2015, Section 14.