

1st January 2015

State Claims Agency
Treasury Building
Grand Canal Street
Dublin 2



To whom it concerns,

Re - State Indemnity

The State Indemnity Confirmation Statement provided confirms that Community and Comprehensive Schools, their servants and/or agents, will be indemnified by the State in respect of claims for personal injury and third party property damage, arising from the negligence of the schools, their servants and/or agents.

A conventional insurance policy is typically issued to the insured containing all the details of cover, exceptions, conditions and other relevant information. State indemnity is not conventional insurance, it is enshrined in legislation, and as this school is State indemnified this State Indemnity Confirmation Statement is provided in lieu of an insurance policy. The statement shall not be subject to change or renewal unless there is a change in legislation. In that respect, it is worth noting, that this State Indemnity Confirmation Statement does not have or require a policy number or stipulate a period of cover. The State Indemnity Confirmation Statement provided is effective from the date indicated. The limit of indemnity is unlimited in amount (in relation to personal injury and third party property damage liabilities, arising from the negligence of the school, its servants and/or agents).

When an insured enters into an agreement with a third party they often request confirmation that the insured's policy extends to cover this agreement, referred to as indemnity to principals in insurance. Again as State Indemnity is enshrined in legislation there is no requirement to name indemnified parties. When such an indemnity is requested a third party is referred to this State Indemnity Confirmation Statement, where it specifically states that the indemnity applies in all cases where Community and Comprehensive Schools, their servants or agents are negligent (in relation to personal injury and third party property damage liabilities).

In addition we have been informed that this school has a conventional personal accident insurance policy in place for its students for accidental personal injuries sustained regardless of whether it was the result of negligence on the part of the Department/School/Host Employer.

I trust this is in order.

Kind regards,



Gemma D'Arcy
Lead Risk Manager
State Claims Agency

**State Indemnity
Confirmation Statement
(Work Experience)
Community and Comprehensive Schools**



The State Claims Agency confirms that Community and Comprehensive Schools (indemnified schools noted overleaf) will be indemnified by the State¹ in respect of all claims for personal injury and third party property damage, arising from the negligence of the schools, their servants and/or agents.

This indemnity is in respect of personal/bodily injury and or third party property damage which was as a result of the students and/or schools negligence. This indemnity also extends to school staff (special needs assistants), who may from time to time be required to attend work experience with a student from a Community and Comprehensive school.

The indemnity provided is unlimited in amount. A claim for damages can include all associated costs and expenses for which the indemnified are legally liable or incurred by the indemnified. There is no jurisdiction or territorial limits in respect of students/staff participating in a work placement abroad as part of your schools work experience programme.

There are no exceptions to the above statement. The school and host employer shall determine the appropriate duties for the student while on work experience and shall formally risk assess these activities. High risk activities such as the list below should be avoided or prior approval sought from the State Claims Agency:

1. Work in Atomic or nuclear energy installations or plants
2. Aviation work or airport risks but not in respect of ground operational duties which do not involve work airside
3. Work in mines, collieries or quarries
4. Work in Ship breaking or ship repairing yards
5. Tunneling or work in sewers
6. Stevedoring or dock side risks
7. Any work in connection with explosives
8. Work in Gas works or filling of any gas into cylinder
9. Tree felling or lopping
10. Excavations below 3 metres in depth; Height work in excess of 5 metres
11. Work in reservoirs
12. Work on boats or trawlers
13. Work in equestrian centres and/or participation in show jumping/horse riding activities but not excluding grooming horses under supervision, cleaning out empty stables once horses have been removed, cleaning tack and clerical duties in connection with the stables.

As State indemnity is enshrined in legislation, this document operates in lieu of a certificate of insurance and shall not be subject to change or require renewal unless there is a change in legislation. This State Indemnity Confirmation Statement does not have or require a policy number or stipulate a period of cover. The State Indemnity Confirmation Statement provided is effective from the date indicated and the limit of indemnity is unlimited in amount (in relation to personal injury and third party property damage liabilities, arising from the negligence of the school, its servants and/or agents). Issuance of this State Indemnity Confirmation Statement in circumstances not covered by State indemnity would not act in lieu of insurance cover.

The host employer must have insurance cover in place in respect to their legal liabilities e.g. the condition of the workplace.

Ciarán Breen, Director

¹ Under the National Treasury Management Agency (Amendment) Act, 2000 and subsequent orders the management of personal injury and third party property damage claims was delegated to the State Claims Agency (SCA).

The following are State Indemnified Community and Comprehensive Schools:

An Scoil Chuimsitheach, Cork	Kilrush Community School, Clare	St. Tiernan's Community School, Dublin 16
Ardee Community School, Louth	Kinsale Community School, Cork	St. Brendan's Community School, Offaly
Ashbourne Community School, Meath	Loreto Community School, Donegal	Tallaght Community School, Dublin 24
Ashton Comprehensive School, Cork	Mayfield Community School, Cork	Tarbert Comprehensive School, Kerry
Athboy Community School, Meath	Millstreet Community School, Cork	The Royal and Prior Comprehensive School, Donegal
Bailieborough Community School, Cavan	Moate Community School (Moate Business College), Westmeath	Trinity Comprehensive School, Dublin 9
Ballinamore Community School, Leitrim	Mount Temple Comprehensive School, Dublin 3	Tullow Community School, Carlow
Ballincollig Community School, Cork	Mountmellick Community School, Laois	
Ballinrobe Community School, Mayo	Mountrath Community School, Laois	
Ballinteer Community School, Dublin 16	Moyne Community School, Longford	
Ballyhaunis Community School, Mayo	Newpark Comprehensive School, Dublin	
Ballymakenny College, Drogheda	Old Bawn Community School, Dublin 24	
Beara Community School, Cork	Phobailscoil Iosolde, Dublin 20	
Bishopstown Community School, Cork	Pobalscoil Chiarain, Meath	
Blackwater Community School, Waterford	Pobalscoil Chloich Cheannfhaola, Donegal	
Blakestown Community School, Dublin 15	Pobalscoil Chorca Dhuibhne, Chiarraí	
Boyne Community School, Meath	Pobalscoil Ghaoth Dobhair, Donegal	
Cabinteely Community School, Dublin 18	Pobalscoil Inbhear Sceine, Kerry	
Carndonagh Community School, Donegal	Pobalscoil Iosa, Dublin	
Carrick-on-Shannon Community School, Leitrim	Pobalscoil na Rosann, Donegal	
Carrigaline Community School, Cork	Pobalscoil na Tríonóide, Cork	
Cashel Community School, Tipperary	Pobalscoil Neasain, Dublin 13	
Castlecomer Community School, Kilkenny	Pobalscoil Rosmini, Dublin 9	
Castlerea Community School, Roscommon	Portmarnock Community School, Dublin	
Choláiste Cholmcille, Donegal	Portumna Community School, Galway	
Clifden Community School, Galway	Ramsgrange Community School, Wexford	
Colaiste Chiarain, Kildare	Scoil Chuimsitheach Chiaráin, Galway	
Coolmine Community School, Dublin 15	Scoil Mhuire Community School, Kildare	
Crescent College Comprehensive School, Limerick	Scoil Phobail Mhic Dara, Galway	
Donahies Community School, Dublin 13	Scoil Phobail Sliabh Luachra, Kerry	
Douglas Community School, Cork	St. Aidan's Community School, Dublin 24	
Dunmore Community School, Galway	St. Aidan's Comprehensive School, Cavan	
East Glendalough School, Wicklow	St. Attracta's Community School, Sligo	
Gallen Community School, Offaly	St. Caimin's Community School, Clare	
Glenamaddy Community School, Galway	St. Columba's Comprehensive School, Donegal	
Gorey Community School, Wexford	St. Enda's Community School, Limerick	
Gort Community School, Galway	St. Louis Community School, Mayo	
Hartstown Community School, Dublin 15	St. Mark's Community School, Dublin 24	
Heywood Community School, Laois	St. Patrick's Comprehensive School, Clare	
Holy Child Community School, Sallynoggin, Dublin	St. Peter's Community School, Passage West	
Holy Family Community School, Rathcoole, Dublin	St. Wolstan's Community School, Kildare	
John The Baptist Community School, Limerick	St. Clare's Comprehensive, Leitrim	
Kildare Town Community School	St. Colmcille's Community School, Dublin 16	
Killinarden Community School, Dublin 24	St. Kilian's Community School, Wicklow	