

**IN THE HIGH COURT OF JUSTICE
BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES
COMPANIES COURT (ChD)**

IN THE MATTER OF AGF INSURANCE LIMITED

- and -

IN THE MATTER OF CATALINA LONDON LIMITED

- and -

IN THE MATTER OF CATALINA WORTHING INSURANCE LIMITED

- and -

**IN THE MATTER OF
PART VII OF THE FINANCIAL SERVICES AND MARKETS ACT 2000**

Notice is hereby given that on 13 July 2022 an Application was made under section 107 of the Financial Services and Markets Act 2000 (the **Act**) in the High Court of Justice, Business and Property Courts of England and Wales, Companies Court (ChD) in London by AGF Insurance Limited (**AGF**) and Catalina London Limited (**CLL**) (together the **Transferors**) and Catalina Worthing Insurance Limited (**CWIL**), for orders:

- (1) under section 111 of the Act sanctioning a scheme (the **Scheme**) providing for the transfer to CWIL of the entire general insurance and reinsurance business written and/or assumed by each Transferor; and
- (2) making ancillary provisions in connection with the Scheme pursuant to sections 112 and 112A of the Act.

Each of AGF, CLL and CWIL are UK-authorized insurers in run-off. AGF was formerly known as the Employers' Mutual Insurance Association Limited, N.E.M. Insurance Company Limited and NEM Insurance Company Limited and acquired the business of the National Employers Mutual in 1989. CLL was formerly known as American Re-Insurance Company (UK) Limited, Aetna Re-Insurance Company (UK) Limited, The Imperial Fire & Marine Re-Insurance Company Limited and Alea London Limited. CLL also acquired the business of KX Reinsurance Company Limited and OX Reinsurance Company Limited. CWIL was formerly known as Hartford Financial Products International Limited and in 2015 acquired the business of Excess Insurance Company Limited, a portfolio originally written by London & Edinburgh Insurance Company from Aviva Insurance UK Limited and the business written by the London branch of Hartford Fire Insurance Company.

A copy of the report on the terms of the Scheme prepared in accordance with section 109 of the Act by an Independent Expert (the **Scheme Report**), a statement setting out the terms of the Scheme and a summary of the Scheme Report, and the Scheme document may be obtained free of charge by contacting the Transferors and CWIL using the telephone number or addresses set out below. These documents and other related documents, including sample copies of the communications to policyholders, are also available at www.catalinaworthing.co.uk/PartVII.html. This website will be updated for any key changes to the proposed transfer.

Any questions or concerns relating to the proposed Scheme should be referred to the Transferors and CWIL by email to PartVIITransfer@catalinare.com, by telephone at +44 1903 836804, or in writing at Part VII Enquiries, Catalina Services UK Limited, 1st Floor, 1 Alie Street, London E1 8DE. When calling the helpline number, please leave a short message stating the nature of your query and your contact details and we will endeavour to return your call within 48 hours (excluding Saturdays, Sundays and public holidays).

If you are in any doubt as to whether your insurance policy is included in the proposed transfer please contact the parties at the contact details set out above.

The Application is due to be heard at the **High Court of Justice of England and Wales, 7 Rolls Buildings, Fetter Lane, London, EC4A 1NL, United Kingdom** on **18 November 2022**. Any person who thinks that he or she would be adversely affected by the carrying out of the Scheme, or objects to the Scheme, may attend the hearing and express their views, either in person or by a representative. It is requested that anyone intending to do so informs the Transferors and CWIL (using the contact details set out above) as soon as possible and preferably before **11 November 2022** to set out the nature of their objection. This will enable the Transferors and CWIL to provide notification of any changes to the hearing and, where possible, to address any concerns raised in advance of the hearing.

Any person who objects to, or considers they may be adversely affected by, the Scheme but does not intend to attend the hearing may make representations about the Scheme by giving written notice of such representations to the Transferors and CWIL at the address provided above or by calling the telephone number provided above, in each case as soon as possible and preferably before **11 November 2022**.

The Transferors and CWIL will inform the UK's Financial Conduct Authority and Prudential Regulation Authority of any objections raised in advance of the hearing, regardless of whether the person making the objection intends to attend the hearing.

If the Scheme is sanctioned by the Court, it will result in the transfer of all the contracts, property, assets and liabilities of the Transferors to CWIL save where otherwise specified in the Scheme, notwithstanding that a person would otherwise be entitled to terminate, modify, acquire or claim an interest or right or to treat an interest or right as terminated or modified as a result of the transfer of business effected by the Scheme. Any such right will only be enforceable to the extent the order of the Court makes provision to that effect. Subject to the sanction of the Court, the Scheme is currently anticipated to be effective at **23:59 GMT on 30 November 2022**.

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Solicitors acting for AGF Insurance Limited, Catalina London Limited and Catalina Worthing Insurance Limited
Ref: RAXH/1001168254