



**Private and confidential**

12 January 2026

**THIS LETTER CONTAINS INFORMATION THAT AFFECTS THE LEGAL RIGHTS OF POLICYHOLDERS AND REQUIRES YOUR IMMEDIATE ATTENTION.**

**IF YOU ARE AN INTERMEDIARY WHO WROTE POLICIES FOR ELITE, WE REQUEST THAT YOU NOTIFY RELEVANT POLICYHOLDERS OF THIS LETTER.**

Dear Sir or Madam

**Elite Insurance Company Limited (in Administration) (“Elite” or “the Company”) - Practice Statement Letter**

Elite was placed into Administration by the Supreme Court of Gibraltar (“**the Court**”) on 11 December 2019 and we, Edgar Lavarello and Dan Schwarzmman, were appointed as Joint Administrators on the same date. The Administration is governed by the law of Gibraltar.

We are required to manage the Company for the benefit of actual and contingent creditors as a whole. Elite is insolvent and we are taking the steps set out below because the Joint Administrators believe that they represent the best mechanism to provide the most efficient and effective process to bring the Company’s estate to a conclusion in the interests of all creditors, by:

- allowing for an earlier distribution to creditors than if the steps were not taken as proposed; and
- providing for the assessment, valuation and payment of claims against Elite in a way that is efficient and fair to all creditors and avoiding additional costs that would be incurred in keeping Elite’s insolvency process open.

We are writing to you because Elite’s records indicate that you may have been a policyholder or beneficiary of an Elite contract of direct insurance covering construction defects in France, which was disclaimed. Elite provided such policies:

- to homeowners for Dommages-ouvrage (DO) insurance; and
- to contractors for Responsabilité Civile Décennale (RCD) insurance.

Elite also provided cover under the following policy types:

- Responsabilité Civile Professionnelle (RCP);
- Constructeur non réalisateur (CNR), which is a type of RCD insurance;

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- Tout Risque Chantier (TRC);
- Constructeur De Maison Individuelle (CMI); and
- Garantie Financière d'Achèvement (GFA).

All French construction insurance policies provided by Elite were disclaimed, in other words terminated, with effect from (and including) 15 September 2020. Under Gibraltar's Insolvency Act, policyholders and any other person whose rights are affected by the disclaimer, can submit a claim in Elite's Administration for any loss or damage they suffered as a result of the disclaimer.

Policyholders, and any other person whose rights are affected by the disclaimer, should try to minimise any loss they might suffer as a result. For example, you may wish to seek alternative cover for your policy from another insurer who may be able to respond to and pay any future claims in a way that Elite is unable to as a result of its insolvency.

A copy of the Notice of Disclaimer is available at [pwc.co.uk/elite-insurance](http://pwc.co.uk/elite-insurance) ("**Website**").

In accordance with the Gibraltar Insolvency Act, the Joint Administrators have disclaimed all of Elite's insurance policies, except for any UK policy where the policyholder is eligible for protection by the UK's Financial Services Compensation Scheme ("FSCS").

The Joint Administrators have agreed with the Fonds de Garantie des Victimes ("**FGAO**") that eligible claims which arose prior to the French Construction Disclaimer and are submitted into the Scheme with the appropriate expert reports will be submitted to the FGAO for consideration and, if considered eligible, payment. After payment, the FGAO is subrogated to the rights of the insured up to the limit of the amount compensated. In this respect, the FGAO may exercise the rights held by the insured against any third-party.

## **Scheme of Arrangement**

Elite is proposing a scheme of arrangement ("**Scheme**") to assess, value, and pay as much as possible in claims to creditors with valid direct insurance claims (including damages claims arising as a result of the disclaimer) against Elite. As mentioned above, the Scheme is being proposed for the purposes of bringing closure to Elite's affairs. A letter titled "Practice Statement Letter" ("**PSL**") is available on the Website and is addressed to all known parties affected by the Scheme.

The Scheme would affect the legal rights of two groups of creditors ("**Scheme Creditors**") differently. These two groups are:

- "**FSCS Protected Creditors**", who may have an insurance claim against Elite that is eligible for protection by the FSCS; and
- "**Other Direct Insurance Creditors**", who have an insurance claim against Elite or a claim under a policy which has been disclaimed and are not eligible for FSCS protection.

In a small number of circumstances, it may be possible that some Scheme Creditors have or may have a claim in both classes.

All Scheme Creditors are entitled to vote on the Scheme. If the Scheme becomes effective it is binding on all Scheme Creditors, including those who voted against the Scheme and those who did not vote.

**Further information on what a scheme is and how it may affect you is set out in the PSL. The PSL is an important document and you are advised to read it carefully.**

A hard copy of the PSL can be made available on request from the Joint Administrators using the contact details provided at the end of this letter.

### **What will happen if the Scheme goes ahead?**

Other Direct Insurance Creditors will be required to submit a Claim Form in respect of any Scheme claims (“**Scheme Claim**”) they have by a deadline. The deadline is 5pm (Central European Time) on the first day falling 180 calendar days after (and not including) the date on which the Scheme becomes effective. This is known as the Claims Submission Deadline. The Claims Submission Deadline will be notified to Other Direct Insurance Creditors if the Scheme becomes effective.

If an Other Direct Insurance Creditor fails to submit a Scheme Claim before the Claims Submission Deadline they will not be entitled to receive any payment from (or have any further rights against) Elite.

All Other Direct Insurance Creditors with valid Scheme Claims will be paid the same percentage of their accepted claim against Elite. Payments will be made as soon as practicable after all Scheme Claims have been assessed.

### **What will happen if the Scheme does not go ahead?**

If the Scheme does not go ahead, Elite will be liquidated.

For Other Direct Insurance Creditors, the costs and inefficiencies of a liquidation relative to the Scheme are likely to lead to a lower and later return for all creditors.

### **What should I do now?**

You should:

- consider the PSL carefully because it provides more information on the Scheme process, the proposed purpose and effect of the Scheme as well as an explanation of the two groups of Scheme Creditors and their rights;
- register your details for further communication by completing the Registration Form at [reg.ips-docs.com/Registration](https://reg.ips-docs.com/Registration). Please enter code [EliteScheme25](#) when prompted;
- this will be the easiest way to keep up with information on the Scheme. If you do not have access to the internet, you can still register by contacting us using the details at the end of this letter; and
- follow the updates about the Scheme on the Website at [pwc.co.uk/elite-insurance](https://pwc.co.uk/elite-insurance) including where you can find a list of Frequently Asked Questions (“**FAQs**”).

If you have any further questions which we have not been able to answer on the FAQs or in the PSL, you can contact us using the details at the end of this letter.

### **What happens next?**

The Court will consider, during the first hearing (“**Convening Hearing**”), whether it agrees that FSCS Protected Creditors and Other Direct Insurance Creditors can consider and vote on the Scheme in two separate meetings (“**Scheme Meetings**”). If you have a legal objection to the Scheme or you do not agree that Scheme Creditors should consider, and vote on, the Scheme in the two classes described above, please send details of your objection to us using the details provided below.

If the Court agrees with the two classes, Elite will ask it to convene the Scheme Meetings for the Scheme Creditors to vote on the Scheme. Scheme Creditors will then be told about the Scheme Meetings and also receive instructions about how to vote.

## **Key dates**

The key dates for the Scheme are as follows:

- Convening Hearing is expected to take place in Gibraltar in February 2026;
- Scheme Meetings are currently expected to take place in Q2 2026;
- Second Court hearing is currently expected to take place in Q2 2026; and
- If the Scheme is implemented, the Claims Submission Deadline is expected to be in Q4 2026.

## **What should I do if I have any questions?**

In the first instance please read the PSL carefully and look at the FAQs on the Website at [pwc.co.uk/elite-insurance](http://pwc.co.uk/elite-insurance). If your question remains unanswered, you can contact us using the details below:

**Email:** [elite-insurance.scheme@quest-group.co.uk](mailto:elite-insurance.scheme@quest-group.co.uk)

### **Telephone Enquiries:**

- From the UK (Freephone): 0800 327 7278
- **From France (Freephone): +33 805 98 54 71**
- From the rest of the EU: +33 805 98 54 71 (Standard call charges apply)

If you are concerned about the authenticity of any correspondence or you suspect that you have received unauthorised or fraudulent correspondence which claims to be from us, please do not hesitate to contact us using the details immediately above.

Yours faithfully



Edgar Lavarello and Dan Schwarzmann  
Joint Administrators of Elite Insurance Company Limited (in Administration)  
Acting as agents of Elite and without personal liability

*Edgar Lavarello and Dan Schwarzmann have been appointed as Joint Administrators of Elite Insurance Company Limited (in Administration) to manage its affairs, business and property as agents and act without personal liability. Edgar Lavarello is authorised to act as an insolvency practitioner by the GFSC in Gibraltar (IP Licence Number FSC0892FSA) Dan Schwarzmann is authorised to act as an insolvency practitioner by the Institute of Chartered Accountants in England and Wales in England (IP Licence number 8912). The Joint Administrators are bound by the Insolvency Code of Ethics which can be found at: <https://www.gov.uk/government/publications/insolvency-practitioner-code-of-ethics>*

*Elite is authorised and regulated by the GFSC. Registered office: c/o PricewaterhouseCoopers Limited, 327 Main Street, GX11 1AA, Gibraltar. The Joint Administrators may act as Data Controllers of personal data as defined by the General Data Protection Regulation 2016/679 and any applicable English and Gibraltar data protection laws (as applicable), depending upon the specific processing activities undertaken. PwC may act as a data processor on the instructions of the Joint Administrators. Personal data will be kept secure and processed only for matters relating to the Joint Administrators' appointment. Further details are available in the privacy statement on the [www.pwc.co.uk](http://www.pwc.co.uk) website or by contacting the Joint Administrators.*