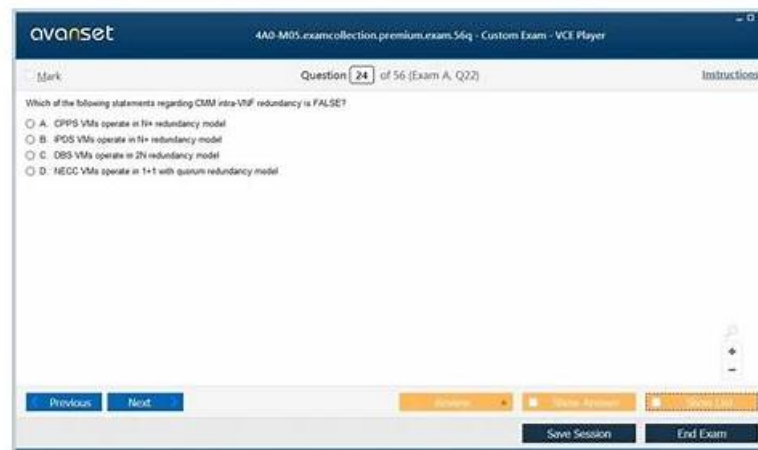


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CII Insurance law (IL) Exam Sample Questions (Q15-Q20):

NEW QUESTION # 15

Dan made a financial arrangement on behalf of Liz. However, Liz had the arrangement set aside by the court on the basis that she had been unduly influenced by Dan. To establish undue influence, the court must have specifically identified Dan as

- A. Liz's independent financial adviser.
- **B. a person holding a dominant position over Liz.**
- C. Liz's husband.
- D. a person holding a senior position at Liz's bank.

Answer: B

NEW QUESTION # 16

The principle of subrogation prevents a policyholder from profiting from

- A. assigning abandonment rights to the insurer.

- B. retaining salvaged property.
- C. submitting a full claim recovery under more than one insurance policy.
- D. claiming under both his insurance policy and against any negligent third party.

Answer: D

NEW QUESTION # 17

A nurse working shifts is regularly disturbed by her neighbour giving brass instrument lessons in the evenings. She is tired and losing concentration at work but is NOT at risk of losing her job. What remedy can be provided by equity as an alternative source of law to common law?

- A. Punitive damages.
- B. Specific performance
- C. General damages.
- D. An injunction.

Answer: D

Explanation:

In this case, the nurse is facing a disturbance from her neighbor, which is affecting her concentration and well-being. An injunction is an equitable remedy that could be used to stop the neighbor from causing the disturbance, either temporarily (a temporary injunction) or permanently (a permanent injunction). This is often used to prevent ongoing nuisance or harm, like in this situation where the noise is impacting the nurse's ability to work.

Specific performance (A) would typically apply to compelling someone to fulfill a contractual obligation, not for stopping a nuisance. Punitive damages (B) and general damages (C) are not equitable remedies but are more common in common law for compensating harm or punishment.

NEW QUESTION # 18

In a chain of events, the proximate cause of a loss is always the

- A. dominant event leading to the loss.
- B. last event before the loss occurs.
- C. only event contributing towards the loss.
- D. only event which is not excluded by the terms of the policy.

Answer: A

NEW QUESTION # 19

In the context of insurance law, who is considered a third-party claimant?

- A. A family member of the policyholder
- B. An insurance broker acting on behalf of a client
- C. The policyholder who initiates a claim
- D. A person who suffers a loss or injury caused by the policyholder's actions

Answer: C

Explanation:

A third-party claimant is someone who is not a party to the insurance contract but claims compensation from the policyholder's insurer for losses or injuries caused by the policyholder.

NEW QUESTION # 20

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