

INSURANCE, REINSURANCE, PENSION PLANS AND SUPPLEMENTARY HEALTH Newsletter

No. 2
JULY 2020 TO AUGUST 2020

This is the second edition of the Insurance, Reinsurance, Pension Plans and Supplementary Health Newsletter, with a compilation of the main news and innovations in the insurance market.

In this issue, we present the following sections:

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Read now this second issue, produced by our team with great effort.

[INSURANCE AND REINSURANCE PRACTICE](#)

INSURANCE AND REINSURANCE TEAM

[Marcia Cicarelli](#), [André Alarcon](#), [Luciana Prado](#), [Camila Prado](#), [Laura Pelegrini](#), [Valéria Santos](#), [Juliana Piolla](#),
[Raquel Valente](#), [André Perez](#), [Thais Muchiuti](#), [Ludimilla Rodrigues](#) e [Lucas Nascimento](#).

DEMAREST

IN THE MEDIA

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ON THE AGENDA - SECURITY MARKET NEWS

UPCOMING EVENTS

On July 2, 2020, **Marcia Cicarelli**, partner from the Insurance and Reinsurance team at Demarest, was involved in a Webinar on “Comparative D&O Webinar – How to Deal with Insolvency and Bankruptcy”, hosted by Legalign Global, in partnership with Wotton & Kearney, BLD, DAC Beachcroft and Wilson Elser lawfirms. [See in full](#)

On July 8, 2020, **Marcia Cicarelli**, partner from the Insurance and Reinsurance team at Demarest, participated in a Webinar regarding the legal insurance guarantee promoted by Lockton, Demarest and “Junto Seguros”. [See in full](#)

On July 10, 2020, **Marcia Cicarelli** and **Luciana Prado**, partners from the Insurance and Reinsurance team at Demarest, was involved in a Webinar with the theme “Supplementary health after Covid-19: M&As until new forms of payment”, promoted by Demarest. [See in full](#)

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On July 14, 2020, **Luciana Prado**, partner from the Insurance and Reinsurance team at Demarest, was involved in a Webinar with the theme “Securitization and Credit Insurance - Alternatives and Opportunities in a Post-Pandemic World”, promoted by Euler Hermes and Demarest. [See in full](#)

On July 22, 2020, **Luciana Prado**, partner from the Insurance and Reinsurance team at Demarest, published an article at “Estadão” journal entitled “What will the new post-covid-19 supplementary health be like”. [Read in full](#)

On July 28, 2020, **Luciana Prado**, partner from the Insurance and Reinsurance team at Demarest, gave an interview for “Valor Econômico” journal, for the article entitled “Insurance must go up with the sanitation law”. [Read in full](#)

On July 2020, **Marcia Cicarelli**, partner from the Insurance and Reinsurance team at Demarest, **Laura Pelegrini** and **Camila Prado**, senior lawyers of the Insurance and Reinsurance team at Demarest Advogados, published an article for the 3rd edition of “The Professional Negligence Law Review”, issued by The Law Reviews, regarding the main topics of Professional Civil Liability in Brazil and the impacts on E&O insurance caused by Covid-19. [Read in full](#)

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On August 4, 2020, **André Alarcon**, **Luciana Prado** and **Marcia Cicarelli**, partners from the Insurance and Reinsurance team at Demarest, published the fourth notebook of the series about Insurance, Supplementary Health and Private Pension, promoted by Demarest, regarding the Resumption Post-Pandemic Economy. [Read in full](#). Such publication was covered by “Revista Seguro Total”. ([Read in full](#)), and by “Segs”. ([Read in full](#)).

On August 2020, **André Alarcon**, **Luciana Prado** and **Marcia Cicarelli**, partners from the Insurance and Reinsurance team at Demarest, **Laura Pelegrini** and **Camila Prado**, senior lawyers of the Insurance and Reinsurance team at Demarest Advogados, published an infogram entitled the “Insurance and Reinsurance Market Landscape” regarding main legal and regulatory updates on the first semester of 2020. [Read in full](#)

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SUSEP PUBLIC CONSULTATION No. 14/2020 - ILS (Insurance Linked Securities)

The Superintendence of Private Insurance (SUSEP) decided to put in public consultation a draft Resolution of the national Council of Private Insurance – CNSP, that provides for the local reinsurer whose exclusive purpose is the acceptance of risks, through reinsurance or retrocession operations, and its financing via issuance of debt linked to (re) insurance risks. The deadline for sending suggestion was August 11, 2020. The new Resolution will come into force on October 1, 2020.

SUSEP PUBLIC CONSULTATION No. 15/2020 – Financial Reports

The Superintendence of Private Insurance (SUSEP) decided to put in public consultation a draft of SUSEP Circular that amends the SUSEP Circular No. 517, of July 30, 2015, a rule that aims to insert a new section in the aforementioned Circular, dealing about the auditor's report independent opinion on the financial statements of the supervised companies. The new Resolution will come into force on January 4, 2021.

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SUSEP PUBLIC CONSULTATION No. 16/2020 - Damage Insurance Coverage

The Superintendence of Private Insurance (SUSEP) placed in public consultation a draft of SUSEP Circular that provides for the rules of operation and criteria for the operation of damage insurance coverage. Interested parties can send their suggestion to SUSEP until September 9, 2020.

SUSEP PUBLIC CONSULTATION No. 17/2020 – Subordinated Debt Issuance

The Superintendence of Private Insurance (SUSEP) placed in public consultation a draft Resolution of the national Council of Private Insurance – CNSP, that establishes the rules for subordinated debt issuance by insurance companies, capitalization companies, open private pension entities constituted in the form of joint stock company and local reinsurers, and gives other measures. Interested parties can send their suggestion to SUSEP until September 12, 2020. The new Resolution will come into force on October 1, 2020.

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SUSEP PUBLIC CONSULTATION No. 18/2020 - Large Risks Cover Clause

The Superintendence of Private Insurance (SUSEP) decided to put in public consultation a draft Resolution of the national Council of Private Insurance – CNSP, which provides on the general principles and characteristics for the preparation and marketing of insurance contracts for damage to cover large risks. Interested parties can send their suggestion to SUSEP until October 8, 2020.

PREVIC NORMATIVE INSTRUCTION No. 29/2020 - Autonomous Certifying Entity

Establishes procedures for the recognition of autonomous certifying entity and respective certificates.

PREVIC ORDINANCE No. 523/2020 - Revised and Consolidated Standards

Provides on the deadlines for publication of revised and consolidated standards.

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ANS PUBLIC CONSULTATION No. 78/2020 - SUS

A Public Consultation is open for criticism and suggestions regarding the (i) Normative Resolution that amends NR 358, of November 27, 2014, which provides on the physical and hybrid procedures for reimbursement to SUS, as well as on (ii) Technical Note 6/2020 that carries out an analysis of the regulatory impact on the problem of the lack of servers in the reimbursement to SUS and the alternatives for reducing the liability of proceedings. Suggestions and comments must be sent by the interested parties to SUSEP until October 1, 2020.

TURNAROUND: LPGD come into force

Provisional Measure No. 959/2020 (MP 959/2020), which had been approved with modification by the Plenary of the Chamber of Deputies on August 25, 2020, postponed the entry into force of the LGPD (nº 13.709 / 2018) to December 31, 2020, had a new change during the examination by the Federal Senate.

The entry into force of the LGPD may take place before 10/31/2020, as soon as the presidential sanction or veto of the rest of the Conversion Bill that has been approved in the Senate occurs.

However, the beginning of the term for the application of administrative sanctions provided for in the LGPD will only be on 08/01/2021.

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CONJUNCTURE LETTER OF THE INSURANCE INDUSTRY

The optimism that had already been building up in the insurance industry in the month of June was reinforced in July, when the confidence indicators reached an average of 115 points, as shown in the July's Conjuncture Letter of the Insurance Industry, published by Sindseg SP together with Sincor SP.

[**Read in full**](#)

INSURANCE TRIGGERS HAS SOARED WITH THE "CYCLONE PUMP" PASSAGE

The passage of a cyclone through the South Region of Brazil, on June 30, caused much destruction and damage with the registration of images of buildings and houses being unroofed, trees fallen on cars, fall of entire roofs of commercial establishments and various other damages.

The Coordinator of the Internal Commission of General Insurance of the Insurers Union (Sindseg - PR/MS), Luiz Borba, said that in the first two days there were more than 2,300 claims notices throughout Paraná, with concentration in Curitiba and metropolitan region.

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SUSEP ANNOUNCES ACCREDITED REGISTRIES TO OPERATE THE TRANSACTION REGISTRATION SYSTEM

The Superintendence of Private Insurance (Susep) announces that three recording agencies, B3, CERC and CSD are already accredited to operate the Operations Registry System, constituted for the insurance market with the objective of increasing transparency, efficiency and security in the registration of insurance operations, open supplementary pension, reinsurance and capitalization.

[Read in full](#)

SUSEP WANTS TO CREATE INSURANCE BOND MARKET

Valor Econômico reports that the Superintendence of Private Insurance (Susep) intends to make the investment market related to insurance in Brazil viable, the so-called ILS (acronym for insurance linked securities).

The objective is for the instrument to be an alternative to the traditional insurance and reinsurance risk transfer model.

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GUARANTEE INSURANCE IS THE SOLUTION FOR COMPANIES TO MAINTAIN CASH FLOW

In a scenario where there is an increase in layoffs and labor lawsuits due to the coronavirus pandemic, the contracting of the Judicial Guarantee Insurance has become a frequent alternative to maintain the financial health of companies.

[**Read in full**](#)

LLOYD'S OF LONDON LAUNCHES INSURANCE TO ENSURE COVID-19 VACCINE DISTRIBUTION

Lloyd's of London, the world's largest insurance market, plans to begin offering coverage for coronavirus vaccine deliveries.

The Parsyl Inc., company of insurance technology of USA, has partnered with Lloyd's to provide policies covering the storage and shipment of COVID-19 vaccines and other medications, Lloyd's said in a statement.

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MAPA RELEASES R\$ 50 MILLION GRANT FOR RURAL INSURANCE IN THE NORTH AND NORTHEAST REGIONS OF BRAZIL

Grain producers in the North and Northeast regions of Brazil will be able to access, until October, the exclusive budget of R\$ 50 million in the Rural Insurance Premium Subsidy Program.

This measure aims to promote the supply of insurance and increase the number of policies contracted in these regions," explains the Secretary of Agricultural Policy of the Ministry of Agriculture, Livestock and Supply (Mapa), César Halum.

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September 9, 2020 and September 30, 2020 – Marcia Cicarelli will apply classes at Legalign Global Universty America (Nova Iorque)

On 09/09/20, **Marcia Cicarelli** will apply a virtual class on the Brazilian judicial system in partnership with the American law firm Wilson Elser and with the English partner law firm DAC Beachcroft.

On 09/30/2020, **Marcia Cicarelli** will apply a virtual class on civil liability – products.

September 17, 2020 – ICDS COURSE – CLASSES REGARDING CYBER RISCS INSURANCE

Marcia Cicarelli will apply a virtual class on cyber risks insurance at “Instituto Connect de Direito Social” (ICDS).

Subscription Link

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