

HAD AN ACCIDENT THAT WAS NOT YOUR FAULT

KNOW YOUR RIGHTS

When you have an accident that is not your fault, you have the right to claim your losses back from the at fault party.

This is covered under tort law. When you have a tort made against you, it means that you are the injured party. This does not necessarily mean you have personal injuries, it means you have suffered a financial loss as a result of the at fault party's negligence.

Can I claim for loss of use of my vehicle?

- When you have an accident that is not your fault, you have the entitlement to be put back into the same situation you were in prior to your loss.
- Because you have now been deprived of the use of your vehicle, you have the lawful entitlement to arrange for another vehicle or alternative transport to use while being deprived of yours.
- This area of claim, is covered under uninsured losses. These are areas of a claim that are not covered under a contract of insurance that you may have in place. This means you can claim for any legitimate loss you have sustained as a result of the accident.
- You are entitled to hire a vehicle and claim this back from the at fault insurer. The cost of hire must be 'reasonable' though, so in line with the market place. Most people cannot afford to hire a vehicle out of their own pocket and this is where credit hire makes an appearance.
- Credit hire is where a company will provide a vehicle of the same level (engine size, number of doors, status) as the one you have. They will provide this vehicle 'on credit' to you. This does not mean there is no charge and this does not mean they will get the cost of hire provided to you from the at fault party. Instead, this is like you hiring a car and paying for it on your credit card. You are wholly 100 percent liable for the cost of the vehicle.

What is the ABI GTA?

- Some credit hire companies work with insurance companies on a pre-agreed terms (e.g. working within ABI GTA guidelines).
- The ABI GTA is the Association of British Insurers General Terms of Agreement. This is an agreement between insurers that credit hire companies can join on a tier two agreement. Insurers are tier one, claims management and credit hire companies are tier two. Insurers agreed to pay these credit hire companies at pre-agreed rates dependent on the class of vehicle and pay them within 60 days.

Changes to this Policy

This advice is subject to change and we advise you to check every so often.