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South China Insurance Hull War, Strikes, Terrorism and Related Perils Notice of Cancellation Administration Clause JW2005/001B

100.09.23(100)華產企字第 705 號函備查

Where Underwriters wish to give notice of cancellation (herein "Notice") in accordance with the terms of the insurance (to which this clause is attached) for the purpose of amending the terms conditions warranties and/or rates, it is agreed as follows:

- 1 The Notice shall be given by the Leading Underwriter only (on behalf of all Underwriters subscribing to this insurance).
- 2 The Notice shall identify the policy (by number / Unique Market Reference [UMR], principal Assured, and interest insured) to which the Notice applies.
- 3 Where the Notice is given through the broker, the Notice shall be deferred by three working days to enable the broker to transmit the Notice to the Assured(s), mortgagee(s) and other parties to whom the broker has an obligation to transmit the Notice.
- 4 If the Notice is given for the purpose of amending the listed areas applicable under the Navigation Limitations for War, Strikes, Terrorism and Related Perils (herein "War Risks"):
 - 4.1 where the insurance covers both (a) War Risks and (b) marine and/or other non-war risks, the Notice shall only apply to the cover for War Risks;
 - 4.2 the insurances will be considered as automatically reinstated upon expiry of the Notice, subject to the said listed areas being amended in line with the changes outlined in the Notice;
 - 4.3 in the absence of notice in writing having been received from the Assured prior to the expiry of the Notice,
 - (i) the Assured shall be deemed to have agreed to such amendment of the said listed areas,
 - (ii) the insurance will be automatically reinstated upon expiry of the Notice subject to such amendment of the said listed areas, and
 - (iii) such amendment shall be deemed to have been endorsed upon and form part of the insurance;
 - 4.4 where the listed areas applying to this insurance prior to the Notice have been the subject of any deletion amendment limitation or restriction, such deletion amendment limitation or restriction
 - (a) shall continue to apply *mutatis mutandis* to the new listed areas, but
 - (b) shall not apply to any port(s) and/or place(s) and/or area added in consequence of the Notice;
 - 4.5 notwithstanding the foregoing, should the insurance already be subject to navigation limitations so limiting the area of trading that any port(s) and/or place(s) and/or area to be added in consequence of the Notice would not in any case have been a permitted port(s) or area of trading, the insurance shall not be subject to the Notice.
- 5 If this clause is endorsed upon any policy or contract of reinsurance, the terms "Assured" and "insurance" shall be deemed to be amended to read "Reassured" and "reinsurance" respectively.

JW2005/001B
20 June 2005