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South China Insurance Lay Up Location and Survey Endorsement

110.07.12(110)華產企字第200號函備查

As a condition precedent to the liability of the Underwriters hereon, the vessel shall not be laid up, unless:

1. the port or place to be used for the purpose of lay-up shall have been agreed in writing by the Underwriters; and
2. the arrangements for the lay-up shall be surveyed by a surveyor approved in writing by the Underwriters, such survey to be completed within 21 days of the date specified by the Underwriters; and
3. all recommendations made by the surveyor shall be complied with within the timescales set down by the surveyor or continuously complied with throughout the period of this insurance in the case of recommendations said by the surveyor to require continuing compliance.

Cost of Survey

All survey costs to be borne by the assured.

Returns of Premium

Where the insurance provides for lay up returns of premium, such returns will not be made until the surveyor's recommendations are complied with.

Section 11 of the Insurance Act 2015 shall not apply to this endorsement or any recommendations made by the surveyor. If this clause or any of the recommendations made by the surveyor are not complied with, the Underwriters may rely upon such noncompliance to exclude, limit or discharge their liability, even if non-compliance with such term could not have increased the risk of loss which actually occurred in the circumstances in which it occurred.

JH2020-003A

July 30th 2020