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South China Insurance War Risks Protection and Indemnity Clause TW4A

100.09.23(100)華產企字第 707 號函備查

1. This insurance is also to cover such Protection and Indemnity risks which are excluded from the marine insurance by reason of the operation of the War Exclusion (and Strikes etc Exclusion and Malicious Acts Exclusion, where applicable) clause or clauses in the rules of the Club covering Protection and Indemnity risks or in the policy of the insurance covering such risks and current at the time of happening of the accident or occurrence giving rise to the claim. In the event that Protection and Indemnity Risks are not insured against marine Perils this insurance shall be construed as if such insurance had been covered by the West of England Shipowners Mutual Protection and Indemnity Association (Luxembourg).
2. This insurance is also to cover liability for contractual repatriation expenses of any crew member as a result of any of the risks set forth in the preceding clause.
3. Claims for which these Underwriters are liable under these clauses shall not be subject to any deduction and/or franchise.
4. The liability of Underwriters under these clauses in respect of any one accident or series of accidents arising out of the same casualty shall be limited to the sum hereby insured.
5. These Underwriters agree to accept the same percentage interest under these clauses as accepted on Hull War Risks.
6. Should the vessel at the natural expiry time of this policy be at sea, and provided the Automatic Termination Clauses in the Hull War Risk Policy have not by that time been brought into operation, this insurance shall be extended, provided previous notice be given to Underwriters, at a premium to be mutually agreed until Midnight, G.M.T. of the day on which the vessel is moored at the next port to which she proceeds and 24 hours thereafter.
7. This Protection and Indemnity Insurance shall terminate automatically at the same time as the Hull Insurance against War Risks and upon the terms and conditions provided for in the Automatic Termination Clauses of the Hull War Risk Policy.
8. Notwithstanding the provisions of the preceding Clause in the event of loss or shipwreck of the vessel from any cause prior to the natural expiry time or automatic termination of this policy, this insurance shall continue to cover the liability of the Assured to the crew of the insured vessel, subject to its terms and conditions and at an additional premium if so required by Underwriters, until the crew shall be either discharged or landed at a port or place to which the owners or charterers are obliged to bring them.

TW4A