28th Marine Forum

"Surveying, claims handling & recoveries of Perishables"

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***ZASS** and **DPS** are independent companies with no commercial relationship.*

Uncertainties in Perishable Exports

- Type of cargo – Cargo Insurance?
- Logistics (delay) – Cargo Insurance?
- Price adjustment (Incoterms) – Cargo Insurance?

Type of Cargo

- Perishables
  - Temperature (Reefer **containers** and vessels).
  - Ventilation (Reefer containers and vessels).
  - Contamination (Mostly reefer vessels).
  - GA (Reefer containers and **vessels**).

Logistics

- Logistics-Delay
  - Weather conditions.
  - Port strikes.
  - Carrier's "commercial" decision.

Price Adjustment

- Sale under consignment
- Incoterms?
  - CIF ?
  - FOB ?
  - DPP ?

Is the coverage for…?

- Temperature fluctuations.
- Improper Ventilation.
- Price adjustment.
- Delays.

English Extended Clauses

- Institute Cargo Clauses (Air).
- Institute Strikes Clauses.
- Institute frozen food clauses (A) *excluding frozen meat.*
  - Exceptions:
    - Temperature variation howsoever caused

German Policy Terms

•DTV Cargo Insurance Clauses Conditions 2000/2004 (DTV Cargo 2000/2004 "Full Cover“).

Exclusions:

•Nuclear and atomic fission/fusion.

•Deliberate acts.

•Gross negligence.

Type of surveys

- Damage surveys
  - Issue LOP (liability, data logger)
  - Invite all parties involved for a joint survey
  - Joint survey
    - Loss mitigation
  - Issue detailed preliminary report ASAP,
    - circumstances, nature, extent and cause
    - Follow up file
  - Issue final report upon receipt of info on extent and cause

Damage surveys
Containerised cargo

Delay

Temperature anomaly due to wrong settings or technical failure

Ventilation anomaly

Mechanical damages / Heavy weather

Damage surveys

- Reefer vessels:

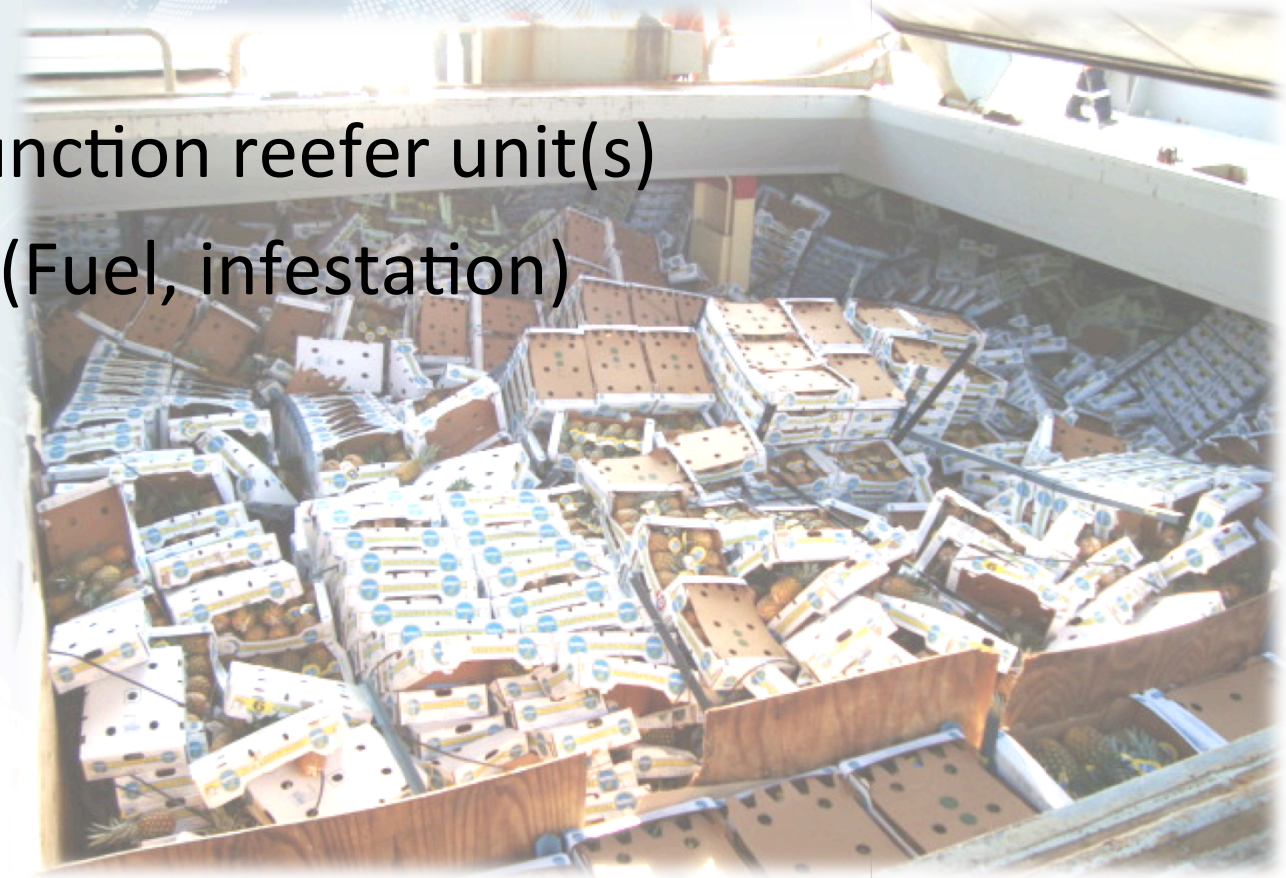
Delay (technical, congestion,…)

Ventilation

Technical malfunction reefer unit(s)

Contamination (Fuel, infestation)

Weather



Added value service level in practice

- Acts independently and objectively (not as insurer nor as broker/client)
- General service:
  - 24/7 availability
  - Immediate confirmation of receipt of mission
  - Preliminary reporting between 24 and 48 hours after first survey
  - Keeping Principal updated of file development
  - Mitigate the loss / knowledge SMV, dump rates, donation, bio gass,…
  - Collecting all necessary documents
  - Recovery rights to be secured, issue LOP, joint survey,…
- High standard technical expertise skills , professional competence
- Empathy and understanding of clients demands in a professional manner

Most Claims Result From...

Reefer Containers

- Delay (strikes and loss of market).
- Temperature Variations and CA maintenance.

Reefer vessels

- Contamination.
- General Average.

Recovery

Reefer Containers

- Temperature Variations and CA maintenance.

- Delay (strikes and loss of market)

Reefer vessels

- Contamination

- General Average

- Causes of temperature fluctuations:
  - Wrong container settings
  - Wrong pallet stowage plan (poor air circulation)
  - Wrong ventilation setting
  - Genset not working
  - Inadequate pre-cooling

Recovery

Reefer Containers

- Temperature Variations and CA maintenance.

- Delay (strikes and loss of market).

Reefer vessels

- Contamination.
- General Average.

Recovery

Delays could result in damage to cargo or loss in market:

- Cargo damage:
  - Recovery of ASMV less ADMV
- No Cargo damage:
  - Recovery of ASMV at ETA.
    - Dependent on available information at disport. (Chicago-Europe)

Recovery

- Title to claim.
- Relevant documents:
  - Pre-shipment inspection report(PPECB).
  - B/L - Commercial invoices.
  - Claim Notification.
  - Survey Report.
  - Temperature readings.
  - Salvage Invoice or Destruction Certificate.
  - Subrogation.