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## Notice of cancellation in respect of War Risks

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December 2022

### To the Members

The Association's reinsurers have been forced to accept exclusionary language by their own reinsurers for their reinsurance policies which renew on 1 January 2023. This new wording excludes all war risk claims caused by or arising out of the Russia/Ukrainian war, war claims within the war zone and capture, seizure, arrest, detainment and other risks occurring inside and outside of the war zone, within Russia, Ukraine and disputed areas. Our reinsurers have advised us that they are no longer able to offer the Association reinsurance for these risks. The Association therefore regrettably needs to issue notice of cancellation in respect of War risks covered both under its Class 1 Rules and its Charterers Terms and Conditions to ensure its coverage is back to back with the reinsurance available. This new exclusion within the war risk cover does not apply to mutual entries for Protection & Indemnity and Freight, Demurrage & Defence cover, nor to the Association's Hull War and PLR War covers. The notice will apply to all charterers covers and any owners or charterers ancillary or cover extensions, which include war risks.

Pursuant to the relevant Class 1 Rules and Charterers Terms and conditions, the Association hereby gives notice that with effect from 1 January 2023, the terms will be amended to include the following with respect to War Risks:

1. This policy excludes all loss, damage, liability, cost or expense:
  - a. caused by or arising from or in connection with any Russia-Ukraine conflict and/or any expansion of such conflict; or
  - b. in any area or territory or territorial waters where Russian armed forces, Russian-backed forces, and/or Russian authorities, are engaged in conflict within the territories (including territorial waters) of the Russian Federation, Belarus, Ukraine and any disputed regions of Ukraine, the Crimean Peninsula and the Republic of Moldova.
  - c. arising from capture, seizure, arrest, detainment, confiscation, nationalisation, expropriation, deprivation or requisition for title or use, or the restraint of movement of vessels and cargo in the territories (including territorial waters) of the Russian Federation, Belarus, Ukraine and any disputed regions of Ukraine, the Crimean Peninsula and the Republic of Moldova.

And

### **1 Notice of Cancellation ("Notice")**

Where this policy insures liability, loss, damage, cost or expense caused by, arising out of or in any way connected with one or more of the following risks:

- 1.1 war, civil war, revolution, rebellion, insurrection, or civil strife arising therefrom, or any hostile act by or against a belligerent power;

1.2 capture, seizure, arrest, restraint, or detainment, and the consequences thereof or any attempt thereat;

1.3 derelict mines, torpedoes, bombs, or other derelict weapons of war;

1.4 strikes, locked-out workmen, or persons taking part in labour disturbances, riots or civil commotions;

1.5 terrorism, or any person acting maliciously or from a political motive;

1.6 confiscation, nationalisation, expropriation, deprivation or requisition,

this policy may be cancelled in respect of these risks only by the Association giving 72 hours' notice of cancellation (hereinafter "Notice"), with Notice of cancellation being effective from midnight Greenwich Mean Time on the day Notice is given by the Association.

The Association may subsequently agree to reinstate cover, if required, at terms to be agreed by the Association. Any reinstatement of cover shall occur at a time to be agreed by the Association.

## **2 Automatic Termination**

2.1 Whether or not the notice of cancellation described in clause 1 has been given, this insurance shall TERMINATE AUTOMATICALLY:

2.1.1 upon the occurrence of any hostile detonation of any nuclear weapon of war, wheresoever or whensoever such detonation may occur, and/or

2.1.2 upon the outbreak of war (whether there be a declaration of war or not) between any of the following countries: United Kingdom, United States of America, France, the Russian Federation, the People's Republic of China.

Club Circular: L.411

Yours faithfully,

**STEAMSHIP MUTUAL UNDERWRITING  
ASSOCIATION LIMITED**