

P & I CLUBS
LAW AND
PRACTICE

THIRD EDITION

STEVEN J. HAZELWOOD

LLP

P. & I. CLUBS

LAW AND PRACTICE

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TO

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Preface to Third Edition

“When a man presumes to solicit public notice for any work of a literary nature, the world has a right to know the motives that induced him to write, and upon what foundation he builds his claim to their attention.”

(J.A. Park, Preface to *A System of the Law of Marine Insurances etc.* (1st edn, 1786))

The foundation and motive behind the first edition was a humble attempt to produce a work on a subject largely avoided by the writers of texts on marine insurance. The ambition of the second edition was the more modest one of correcting the errors and omissions of the first. To prolong the life of this work (whilst shortening that of its author) into a third edition demands further justification.

Since the last edition there have been important new cases regarding diverse topics such as group entry, collection of calls, club LOUs and the duty to sue and labour under marine insurance law generally. Legislative developments have included a new Merchant Shipping Act and new legislation on oil pollution. The International Group has produced a new NYPE Inter-Club Agreement and the International Group itself has been the subject of scrutiny by the European Commission. In addition to commenting on these developments this edition has introduced and expanded upon topics which have been suggested as worthy of consideration. These topics include a review of the standard clauses recommended by the clubs and an expanded treatment of the risks insured against, together with comment on the legality of indemnity insurance particularly in the area of insuring against fines. Exclusions to club cover, particularly with regard to delivery without bills of lading, receive a more detailed review. This edition includes Appendices containing copies of useful documentation. The motive and foundation of this third edition is the hope that it proves to be of some interest and utility to those who should find it of interest and of use.

My thanks go to the Secretary of the International Group of Clubs, David Lloyd Watkins, who permitted me to use club wordings such as the standard LOUs and recommended clauses. As always my parents' steadfast support was always in my mind. Greatest thanks (and apologies) go to my wife, Liza, who as an “author's widow” has endured lonely evenings and dull weekends but repaid me with great encouragement; without her support and that gained from the produce of the Bordeaux region of France, I fear that this work would have finished me before I finished it.

I thank the team at LLP for harassing me to produce this third edition slightly outside of the publishing deadline and for their help in editing and getting it into final shape.

Through my own dilatoriness I have had no time to allow others to comment upon the manuscript and so I have to accept all blame for what follows.

1 November 1999
Singapore

STEVEN HAZELWOOD

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