AVERAGE GUARANTEE

NOTE: This guarantee will be accepted provided that no additions, deletions or amendments are made to it.

TO: The Owners of the vessel named below and other parties to the adventure as their interests may appear.

VESSEL "NYK DELPHINUS" **From** **To**

CASUALTY and DATE Fire in engine room en route to Oakland, CA - 14th May 2021

In consideration of the delivery in due course of the goods specified below without collection of a deposit, we, the undersigned insurers, hereby undertake to pay to the Shipowners or to the Average Adjusters, BLUE SEAS ADJUSTERS LIMITED, on behalf of the various parties to the adventure as their interests may appear, any contribution to General Average and/or Salvage and/or Special Charges which may hereafter be ascertained to be reasonably, properly and legally due in respect of the said goods.

We further agree:-

(a) to make prompt payment(s) on account of such contribution as may be reasonably, properly and legally due in respect of the said goods, as soon as the same may be certified by the said Average Adjusters.

(b) to furnish to the said Average Adjusters at their request all information which is available to us relative to the value and condition of the said goods.

This agreement shall be governed by English Law, and the High Court of Justice, London, shall have exclusive jurisdiction over any dispute arising out of this agreement, and each party shall irrevocably submit to the jurisdiction of the English Court.

NON-SEPARATION AGREEMENT

It is agreed that in the event of the vessel's cargo or part thereof being forwarded to original destination by other vessel(s) or conveyances, rights and liabilities in General Average shall not be affected by such forwarding, it being the intention to place the parties concerned as nearly as possible in the same position in this respect as they would have been in the absence of such forwarding and with the adventure continuing by the original vessel for so long as justifiable under the law applicable or under the Contract of Affreightment. The basis of contribution to General Average of the property involved shall be the values on delivery at original destination; but where none of her cargo is carried forward in the vessel she shall contribute on the basis of her actual value on the date she completes discharge of her cargo.

PORT OF LOADING	PORT OF DISCHARGE	CONTAINER NO.	BILL OF LADING	QUANTITY & DESCRIPTION OF GOODS	INSURED VALUE	POLICY/REF NO & PREMIUM IF KNOWN

SIGNATURE OF INSURERS: ……

(Company stamp to be applied)

NAME AND ADDRESS: ……

……

……

Tel No: …… **Fax No:** ……

Date: …… **Email:** ……

The Average Adjusters are:-

Marine Adjusting Solutions/Oceana Marine Claims & Adjusting/
Blue Seas Adjusters Limited (collecting General Average Security)
Unit 1 Orangery Studios, 21 Orangery Lane, LONDON SE9 1HN
Tel: + 44 (0) 20 7481 3335 Fax: + 44 (0) 20 7691 7433
E-mail: claims@blueseasadjusters.com www.blueseasadjusters.com