AN EPITOME OF THE LAW AFFECTING MARINE INSURANCE

Published @ 2017 Trieste Publishing Pty Ltd

ISBN 9780649054169

An Epitome of the Law Affecting Marine Insurance by Lawrence Duckworth

Except for use in any review, the reproduction or utilisation of this work in whole or in part in any form by any electronic, mechanical or other means, now known or hereafter invented, including xerography, photocopying and recording, or in any information storage or retrieval system, is forbidden without the permission of the publisher, Trieste Publishing Pty Ltd, PO Box 1576 Collingwood, Victoria 3066 Australia.

All rights reserved.

Edited by Trieste Publishing Pty Ltd. Cover @ 2017

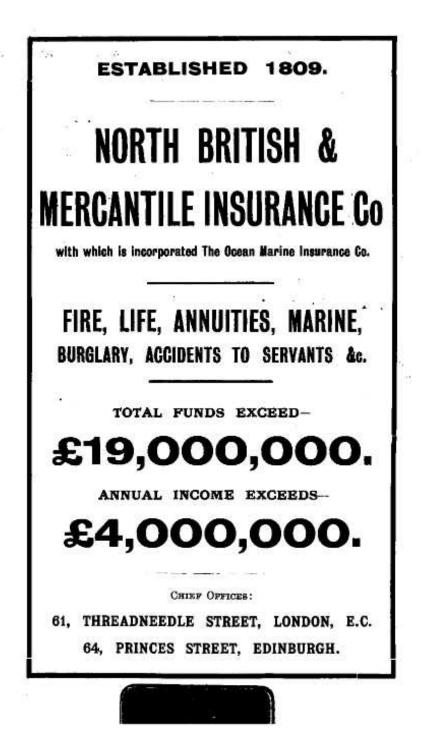
This book is sold subject to the condition that it shall not, by way of trade or otherwise, be lent, re-sold, hired out, or otherwise circulated without the publisher's prior consent in any form or binding or cover other than that in which it is published and without a similar condition including this condition being imposed on the subsequent purchaser.

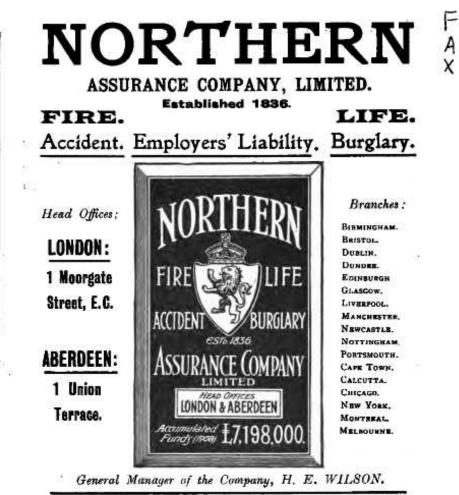
www.triestepublishing.com

LAWRENCE DUCKWORTH

AN EPITOME OF THE LAW AFFECTING MARINE INSURANCE

Trieste





ACCUMULATED FUNDS (1908) - £7,198,000.

FIRE DEPARTMENT.

Insurances are granted on Property situate in all parts of the British Dominions, and is most Foreign Countries, at rates which are computed according to the actual risk incurred. The Company has already paid over £16,000,000 in the settlement of claims under its Fire Policies.

LIFE DEPARTMENT.

Policies granted for all classes of Assurance and Annuities. In the Participation Branch the whole of the profits are divided amongst the POLICY-HOLDERS, who thus benefit from the ECONOMY OF MANAGEMENT, the ENTIRE EXPENSES having for many years been limited to to per cent. of the Premium Income.

ACCIDENT DEPARTMENT.

Personal Accident, Accident and Sickness, Burglary, Employers' Liability, (including "Domestic Servant" insurance), Fidelity Guarantee, Third Party, Drivers' Risks, Property Owners' Indemnity, Lift Accidents, and Plate Glass insurances are granted at current rates of premium.

ï

÷

COMMERCIAL INSTRUCTION.

Books Published by EFFINGHAM WILSON, 54, THREADNEEDLE STREET, E.C.

COMMERCIAL CORRESPONDENCE,

autoryją

Including Hints on Composition, explanations of Business Terms, and a large number of Specimen Letters and Commercial Documents as actually in current use, together with information on the general Commercial subjects treated in the Correspondence. For use in Commercial Classes, and by those in business. By E. H. COUMBE, B.A., Lond., Lecturer on English History, Language and Literature at the City of London College ; Head of the Commercial Department of the Chelses Polytechnic ; of Gray's Inn, Barrister-at-Law. Price 2s. 6d. net.

A PRACTICAL SYSTEM OF BOOK-KEEPING,

Including Bank Accounts. By GEORGE JACKSON. Twentyfourth Edition. Revised by H. T. EASTON, Associate of the Institute of Bankers, Author of "The Work of a Bank," "Banks and Banking," &c. Recommended for the Examinations of the Institute of Bankers, Price 5s. net.

A COUNTING-HOUSE GUIDE,

Containing Copies of the Chief Commercial Documents now generally used, together with Pro Forms Invoices, Account Sales, &c., and useful Business Tables and Calculations. By W. G. CORDINGLEY, Author of "Commercial Terms and Phrases," "A Dictionary of Commercial Abbreviations," &c. Price 7s. 6d. net.

LONDON COMMERCIAL TERMS DICTIONARY.

By W. G. CORDINGLEY. Price 2s. 6d. net.

A DICTIONARY OF ABBREVIATIONS & CONTRACTIONS commonly used in general mercantile transactions. By W. G. CORDINGLEY. Price 1s. net.

by II, a. conditideet. The Is. I

THE WORK OF A BANK.

By H. T. EASTON, Author of "Banks and Banking." Price 2s. net.

THE MERCHANT'S CLERK,

An Exposition of the Laws and Customs regulating the operations of the Counting House. By JOHN PEARCE. Price 2s. net.

A MONEY MARKET PRIMER

and Key to the Exchanges. By GEORGE CLARE. Recommended for the examinations of the Institute of Bankers. Price 5s. net.

THE THEORY OF FOREIGN EXCHANGES.

By the Late Right Hon. VISCOUNT GOSCHEN. Price 6s, net.

AN EPITOME OF THE LAW

34

AFFECTING

MARINE INSURANCE

BY

LAWRENCE DUCKWORTH

(OP THE MIDDLE TEMPLE, BARRISTER-AT-LAW) AUTHOR OF AN "EPITOME OF THE LAW APPECTING CHARTER-PARTIES AND BILLS OF LADING," ETC., ETC.

SECOND EDITION REVISED AND ENLARGED

Starford Library

LONDON

EFFINGHAM WILSON

54 THREADNEEDLE STREET

1907

[All Rights Reserved]

153235

naj

3

STANFORD LIBRARY

PREFACE TO SECOND EDITION.

This volume has been revised and brought up to date. The Marine Insurance Act, 1906, will be found set out *verbatim* in Appendix II. Mention has also been made of the Finance Act, 1901, and the Revenue Act, 1903 in reference to policies of marine insurance. The latest and more important decisions which have come before the House of Lords since the last publication of the book are given in the last chapter—a new one.

The question in the case of the Steamship Balmoral Co. v. Marten [1902], A.C., 511 dealt with on p. 113 is important in its bearing on a rule of practice which has prevailed among underwriters and average staters for a considerable period. That case settles the point that underwriters are liable only for that proportion of salvage and general average losses which the policy value bears to the proved value.

I hope the index may satisfy the most exacting.

LAWRENCE DUCKWORTH.

MIDDLE TEMPLE, LONDON, September, 1907.

14

GLOSSARY OF THE PRINCIPAL TERMS USED BY UNDERWRITERS IN REFERENCE TO MARINE INSURANCE.

3

43	20			1		Additional Premium.
$t \ge 1$		\sim	1	3.	÷.	Continuation C'ause.
				÷.	100	Cost, Freight and Insurance.
	2	-			119	Constructive Total Loss.
•				25	12	Detention Clause.
2	-	-	-	100		General Average.
. :?				100	53	Free of Capture and Seizure.
**	100	\sim	. +:	2.	3÷	Free of All Average.
1				3 <u>8</u>	52	Foreign General Average.
-	1	12	12	24	4	Free of Particular Average.
2.5			10	2.0		Held Covered.
-						Running Down Clause.
	<u></u>					Policy Proof of Interest.
(e)	×.	÷.	.	380	1	Particular Average.
						Total Loss Only.
	-				1	
.		1				Re-Insurance.
						Salvage Loss.
3	2	2				
4	3	12	24	1.0	1963	
			1.4			Open Policy.
•					•	No Thirds.
	•••••					