

(SAMPLE)

To : SOMPO JAPAN INSURANCE INC.

COUNTER L/G

Amount of security :

Policy Particulars ;

Policy No. :

Vessel :

Conditions :

Insured value : (H&M)

Accident Particulars ;

Kind :

Place & Date :

Dear Sirs,

We hereby request you to provide bail or other security in the sum stated below in order to avoid the arrest or detention of the above vessel or any other of our vessels or assets or (if any such vessels or assets have already been arrested) in order to secure their release from arrest.

In consideration of your providing any such bail or other security we hereby agree as follows;

1. To indemnify you and hold you harmless in respect of any loss or damage of whatsoever nature which may result from your giving such bail or security and to bear all expenses incidental thereto; further to reimburse to you at any time upon your demand any sum or sums of money you may be called upon to pay or deposit as a result of giving such bail or security: Provided always, however, that our foregoing undertakings and indemnity shall only apply to that portion of the loss or damage incurred by you or of the payment made or deposited by you in connection with such bail or security, which is in excess of the amount which you, under the abovementioned policies, may be liable to pay or contribute in respect of the claim for which the bail or other security has been given.

2. That you are entitled to hold the abovementioned policies for your account to secure payment to you of all loss or damage of whatsoever nature which you may incur and all sums which you may be called upon to pay or deposit (in excess of the amount which you shall be liable to pay or contribute under the policies) as a result of providing such bail or security.
3. That if you so desire, you are entitled to deduct from payment of a claim due under the policies any sum or sums you may be required to pay as a result of providing such bail or security.
4. That we will not fail to pay due premiums upon your request.
5. That this agreement shall be governed by Japanese law, and that the Tokyo District Court shall have jurisdiction to hear and determine any action brought by you to enforce the provisions hereof.

Date : //

Yours faithfully,

(Name of Assured)

Name :

Title: