

# CIRCULAR

By your side

## TO ALL OWNERS AND MEMBERS

14 October 2022

### **Electronic (Paperless) Trading Systems: Update to TradeLens Terms and Conditions**

Owners/members are referred to circular dated [29 March 2021](#), issued when TradeLens was granted approved status.

#### **Versions dated 24 February 2021 – Previously Approved**

The International Group (IG) had previously approved TradeLens' RuleBook and Service Description version 24 February 2021. These versions continue to be approved.

#### **Versions dated September 2022 – Approved**

This circular confirms approval by the IG of updated versions of TradeLens' RuleBook and Service Description. These versions are dated September 2022 and supersede the previous versions dated 24 February 2021 which remain approved for the purposes of club cover. The versions dated September 2022 will come into effect as of Friday 30 September 2022.

#### **Changes in TradeLens versions dated September 2022**

This circular notifies owners and members of the following changes to the TradeLens' RuleBook and Service Description:

##### TradeLens' RuleBook

- 1) Minor change of wording in 7.4 and 8.3 referencing issuance of the paper bill and transfer to paper respectively; and,
- 2) Note 8.6 – revision of wording relating to the exclusion of the Contracts (Rights of Third Parties) Act of 1999 now extends to cover “...*any similar legislation or rule of law applicable (or potentially applicable) under the law governing any TradeLens eBL...*”.

##### Service Description

- 1) Cloud Service (1) - note there is now a definition of TradeLens eBL;
- 2) Offerings now includes Single Transfer (1.1.1), Multiple Transfer sections (1.1.2), as well as Acceleration Services (1.2);
- 3) Amendments to Charge Metrics (4.1); and
- 4) Overriding Terms – note new section covering Termination (6.3).

#### **Other exclusions of cover under Group club rules continue to apply**

Owners and members are reminded that other exclusions of cover under Group club rules relating to the carriage of cargo will, of course, continue to apply in respect of all the IG approved providers in the same way as for paper systems.



These exclusions include:

- a) discharge at a port or place other than the port or place provided for in the contract of carriage
- b) the issue / creation of an ante or post-dated electronic document / record
- c) the delivery of cargo without the production of the negotiable electronic document / record, which - in the case of an approved electronic trading system - will mean delivery of cargo other than in accordance with the rules of that trading system.

All clubs in the International Group are issuing a similar circular.

Yours faithfully

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