

## LETTER OF INDEMNITY

LETTER OF INDEMNITY STANDARD FORM OF UNDERTAKING TO BE GIVEN BY CARGO OWNERS IN RETURN FOR DELIVERING CARGO WITHOUT PRODUCTION OF THE BILLS OF LADING

DATE:-

TO: THE MASTER/OWNERS/DISPONENT OWNERS/OPERATORS/MANAGERS OF THE S.S./M.V. \_\_\_\_\_

DEAR SIR:-

GOODS: \_\_\_\_\_

B/L NO \_\_\_\_\_

DESCRIPTION: \_\_\_\_\_

MARK: \_\_\_\_\_

THE ABOVE GOODS WERE SHIPPED ON THE ABOVE VESSEL BY MESSRS SHIPPER (AND CONSIGN TO US) BUT THE RELEVANT BILLS OF LADING HAVE NOT YET ARRIVED.

WE HEREBY REQUEST YOU TO DELIVER SUCH GOODS TO \_\_\_\_\_ (US) WITHOUT PRODUCTION OF THE BILLS OF LADING.

IN CONSIDERATION OF YOUR COMPLYING WITH OUR ABOVE REQUEST, WE HEREBY AGREE AS FOLLOWS:-

1. TO INDEMNIFY YOU, YOUR SERVANTS AND AGENTS AND TO HOLD ALL OF YOU HARMLESS IN RESPECT OF ANY LIABILITY, LOSS OR DAMAGE OF WHATSOEVER NATURE WHICH YOU MAY SUSTAIN BY REASON OF DELIVERING THE GOODS TO \_\_\_\_\_ (US) IN ACCORDANCE WITH OUR REQUEST.
2. IN THE EVENT OF ANY PROCEEDING BEING COMMENCED AGAINST YOU OR ANY OF YOUR SERVANTS OR AGENTS IN CONNECTION WITH THE DELIVERY OF THE GOODS AS AFORESAID TO PROVIDE YOU OR THEM FROM TIME TO TIME WITH SUFFICIENT FUNDS TO DEFEND THE SAME.
3. IF THE SHIP OR ANY OTHER SHIP OR PROPERTY BELONGING TO YOU SHOULD BE ARRESTED OR DETAINED OR IF THE ARREST OR DETENTION THEREOF SHOULD BE THREATENED, TO PROVIDE SUCH BAIL OR OTHER SECURITY AS MAY BE REQUIRED TO PREVENT SUCH ARREST OR DETENTION OR TO SECURE THE RELEASE OF SUCH SHIP OR PROPERTY AND TO INDEMNIFY YOU IN RESPECT OF ANY LOSS, DAMAGE OR EXPENSES CAUSED BY SUCH ARREST OR DETENTION WHETHER OR NOT THE SAME MAY BE JUSTIFIED.
4. AS SOON AS ALL ORIGINAL BILLS OF LADING FOR THE ABOVE GOODS SHALL HAVE ARRIVED AND/OR COME INTO OUR POSSESSION TO PRODUCE AND DELIVER THE SAME TO YOU WHEREUPON OUR LIABILITY HEREBUNDER SHALL CEASE.
5. THE LIABILITY OF EACH AND EVERY PERSON UNDER THIS INDEMNITY SHALL BE JOINT AND SEVERAL AND SHALL NOT BE CONDITIONAL UPON YOUR PROCEEDING FIRST AGAINST ANY PERSON, WHETHER, OR NOT SUCH PERSON IS PARTY TO OR LIABLE UNDER THIS INDEMNITY.
6. THIS INDEMNITY SHALL BE CONSTRUED IN ACCORDANCE WITH ENGLISH LAW AND EACH AND EVERY PERSON LIABLE UNDER THIS INDEMNITY SHALL AT YOUR REQUEST SUBMIT TO THE JURISDICTION OF THE HIGH COURT OF JUSTICE OF ENGLAND.

YOURS FAITHFULLY,  
FOR AND ON BEHALF OF

BANKER \_\_\_\_\_