

Roose + Partners

Casualty Newsletter 20

31st July 2013

FEATURE CASUALTY

Astrid

Tall Ship Training vessel

Date of Casualty 24 July 2012

Voyage Southampton to Cherbourg

Cargo n/a

Type of Casualty Grounding and sinking off Sovereign Islands at Ballymacus Point, off the coast of County Cork, Ireland

Type of Claim Wreck removal/salvage, total loss claim

The Tall Sailing Ship *Astrid* got into difficulties on the western entrance to Kinsale Harbour off Cork after losing power and was then driven on to rocks by the strong southerly wind. There was a 2m swell and winds were force five to six. The vessel had been preparing to join The Gathering Cruise, a Tall Ships sailing regatta, and had just departed Oysterhaven when she suffered engine failure. A nearby RIB attempted to pass a line to the vessel but this was unsuccessful due to the prevailing

onshore winds and swell. The Dutch Captain, Pieter de Kam, immediately issued a Mayday for emergency assistance and the RNLI dispatched two lifeboats to assist with the evacuation of the personnel on board. There were 23 trainees from France, Ireland, the Netherlands, UK and Spain on board together with the permanent crew who were from Belgium. 18 of the personnel were taken off by the lifeboats and 12 escaped after deploying one of the vessel's life-rafts.

The vessel's insurers are presently considering the salvage plan prepared by Irish salvage experts. The plan must be approved by the Coastguard before any operation can commence. Divers have reported that the vessel has suffered extensive damage to her hull and the expectation is that the vessel will be a constructive total loss and is unlikely therefore to sail again. Priority is to remove the 3.5 tonnes of diesel from the vessel's fuel tanks. The salvage operation will be technically challenging and its success entirely weather dependent.



NEW CASUALTIES

Iberian Reefer

Reefer vessel, Built 1991, 6,120 dwt

Date of Casualty 19 July 2013 (late notice)

Voyage Beira to Quelimane, Mozambique

Cargo Reefer cargo

Type of Casualty At anchor in Rio dos Bons Sinais having struck a bank and damaged her propeller. Vessel cannot proceed and requires towage assistance.

Type of Claim Possible salvage/General Average claim, possible cargo loss



Nand Heera

Offshore tug supply, Built 1984, 1,769 dwt

Date of Casualty 23 July 2013

Voyage Unknown

Cargo n/a

Type of Casualty Allision with Docks Rim Bascule Bridge, Mumbai.

Type of Claim Allision damage claim

OT-2064

Tug - Built 1973, 854 gt

Date of Casualty 24 July 2013

Voyage Agidel to Yaroslavl, Russia

Cargo Towing two barges with a cargo of 12,900 tons of fuel

Type of Casualty Grounding in reduced visibility on the Volga River near the island of Kazan.

Type of Claim Possible salvage claim

Jie Hai 58

General cargo vessel, Built 2010, 497 gt

Date of Casualty 24 July 2013

Voyage No details

Cargo No details

Type of Casualty Listed & subsequently sank just off Jinghai, Tianjin, China. The bow is visible.

Type of Claim Total loss claim

Jondal

Ferry - Built 1974, 199 dwt

Date of Casualty 25 July 2013

Voyage Bergen to Utne, Norway

Cargo n/a

Type of Casualty Allision with quay reportedly after suffering a technical failure.

Type of Claim Allision damage claim and personal injury claim

Savannah Ray

Fishing vessel - No other details

Date of Casualty 26 July 2013

Voyage En route to Seward

Cargo 150,000 lbs of fish

Type of Casualty Grounded in Prince William Sound. The vessel sustained minimal damage and refloated with the increasing tide.

Type of Claim Possible damage claim



Magda D

General cargo vessel, Built 1984, 1,537 dwt

Date of Casualty 26 July 2013

Voyage Vierow, Germany for Vejle, Denmark

Cargo Grain

Type of Casualty Grounded on approach to Vejle. Refloated with the assistance of tug *Asterix*. No damage was sustained by the vessel.

Type of Claim Possible General Average declaration

Schilksee/Atlantis

Schilksee - Ferry, Built 1986, 35 dwt

Atlantis - Tall Sailing ship, Built 1905, 73 dwt

Date of Casualty 27 July 2013

Voyage Tiessen Quay in Kiel-Holtensau / none

Cargo n/a

Type of Casualty Allision with *Atlantis* which was moored. The *Schilksee's* starboard smokestack got tangled in the bowsprit of the *Atlantis*.

Type of Claim Allision damage claim

Guo Liang 677

Self-propelled barge - No other details

Date of Casualty 24 July 2013

Voyage Unknown

CASUALTY FOLLOW-UP

Hansa Brandenburg - is presently discharging the damaged containers/cargo at Port Louis, Mauritius. PIL, the charterers, have yet to decide upon onwarding arrangements for the sound cargo. Roose+Partners are instructed to protect the interests of part of the cargo on board in the defence of the salvage claim and the investigation into the cause of the fire with a view the potential recovery action to recover losses arising from the casualty. The vessel owners have declared General Average and appointed Schlimme & Partners of Hamburg and MCO of Singapore as General Average Adjusters. Schlimme & Partners are also appointed by the salvors to collect salvage security.



Atlantic Cartier - We are advised by Hill Rivkings, attorneys in New York that the owners of the vessel have applied to limit their liability. The filing by ACL seeks to limit the owner's liability to USD10.8 Million which is based on the estimated value of the vessel following the fire. The limitation regime in the US is a value rather than tonnage based system. This casualty was reported in our newsletter of 8 May with a follow up on 26 June.

Cargo In ballast

Type of Casualty Technical problems after completing passage through the Istanbul Strait. The crew are attempting repairs.

Type of Claim Possible salvage claim if crew are unable to effect repairs



Cargo Unknown

Type of Casualty Sinking 7 nm north of Horsburgh Lighthouse leading to loss of 8 crew members.

Type of Claim Total loss and loss of life claims

Perseus/Westsund

Perseus - General cargo with container capacity, Built 1986, 1,816 dwt

West Sund - Tug, Built 1980, 366 gt

Date of Casualty 28 July 2013

Voyage Oxelosund, Sweden to Hamburg, Germany / Rotterdam, Netherlands to Sassnitz, Germany

Cargo General cargo / Towing barge SB 7020

Type of Casualty Collision in Kiel Canal.

Type of Claim Collision damage claim, possible General Average declaration

Ayatt

Fully Cellular Containership, Built 1972, 4,244 dwt

Date of Casualty 29 July 2013

Voyage Alexandria, Egypt to Novorossiysk, Russia