LETTER OF UNDERTAKING

TO: NM SHIPPING SA, of PANAMA

Owners of the M/V NM CHERRY BLOSSOM

AND A.M. Nomikos Transworld Maritime Agencies S.A., the Managers of M/V NM CHERRY BLOSSOM

Date: ……………………….

Re: M/V NM CHERRY BLOSSOM

In consideration of your allowing me, the undersigned, as Messrs … [*insert the name of the company being the employer of the individuals attending -*]… employee, to board the M/V NM CHERRY BLOSSOM (hereinafter called the vessel) at the port of … *[insert name of the port]…,* I hereby undertake to make no claim of any nature whatsoever and howsoever arising against you, your servants or agents or independent contractors, whether or not brought in respect of negligence of you, your servants or Agents or otherwise. For the purpose of this agreement the above named Owners shall be deemed to contract on behalf of all persons who are or may be their servants, agents or independent contractors from time to time and all such persons shall to this extent be or be deemed to be parties to this agreement. I hereby acknowledge that by no means can my attendance on board the said ship be construed as me having engaged in any sort of employment or other contractual relationship with vessel’s Owners, Managers or their respective servants and/or agents and/or independent contractors.

I further confirm, undertake and warrant that I do hold all necessary up to date valid attestations, certifications, as required by local laws and/or international, labour or other, conventions, in order to effect the task assigned to me by my employer and that my employer, Messrs … [*insert the name of the company being the employer of the individuals attending-*] … have in place respective travel and other insurance for and on my behalf / benefit while nothing to that is expected from your end in that context. Having said that I do unreservedly waive any and all potential claim(s) of whatever cause against yourselves and / or your servants and/or agents and / or independent contractors while acknowledging that for any and all claims of whatsoever nature I only look to my employer Messrs …[*insert the name of the company being the employer of the individuals attending-*]… to whom I shall look for indemnification for any due compensation/wages etc and indemnification of any sort.

I further undertake to indemnify and hold harmless, you, your servants and any others for whom you may be responsible and any other party whom you may be obliged whether by Contract or otherwise to indemnify against any penalties, fines or claims *whatsoever* arising out of any act, omission or default on my part, whilst I am on board the above vessel which may be imposed or made by any Customs, Immigration, Health or other Authority or by any person and against any costs or expenses incurred in respect thereof.

In the event of any proceedings being commenced against you or any of your servants or agents in connection with a claim of whatsoever nature by any physical or legal person we undertake to provide you or them on demand with sufficient funds to defend the same.

I also confirm and undertake that I will board only for the purpose of *[…insert the actual technical purpose of attendance…].*

I confirm that I shall follow your Master’s/Crew’s instructions at all times strictly during our stay on board.

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 Just of England.

Yours faithfully,

Signature:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Print Name: ……………………………….

Seaman’s/Passport no: …………………….

Address:……………………………………

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