

**Translation. Only the Danish document has legal validity.**

*Order no. 442 of 10 June 1991 issued by the Danish Maritime Authority*

## **Order on compensation for seafarers for belongings lost in shipwrecks or other losses of ships**

In pursuance of section 61 of the seamen's act (*sømandsloven*), cf. consolidated act no. 11 of 6 January 1989, and by authority laid down in section 1(xi) of order no. 570 of 26 September 1988, the following provisions are laid down:

**Section 1.** For loss or damage of on-board belongings caused by the shipwreck of a Danish ship, by piracy, fire or other loss affecting the ship, the shipowner shall pay compensation to the ship's master and crew according to the below provisions.

*Subsection 2.* If the person concerned is deceased when the compensation is paid, the amount shall be paid to his estate or heirs.

**Section 2.** If no agreement has been concluded on payment of a larger amount, compensation shall be paid in the form of the following maximum amount:

- 1) Masters: DKK 13,400.
- 2) Chief engineers and chief officers: DKK 11,100.
- 3) Other officers, engineer officers, stewards and radio officers: DKK 8,600.
- 4) Remaining crew: DKK 7,400.

*Subsection 2.* The compensation amounts mentioned in subsection 1, which correspond to the net price index as of January 1975 = 100 shall be adjusted in accordance with the most recently published net price index at the time of the loss.

*Subsection 3.* The amounts stipulated in subsection 1 shall be reduced by 50 per cent if the person concerned is not accommodated on board.

**Section 3.** If, in connection with a ship's loss or condemnation pursuant to section 19(2) of the seamen's act (*sømandsloven*), a shipowner has provided a seafarer with the necessary clothing, a deduction shall be made for this when calculating the compensation to which the seafarer is entitled under the provisions above, cf. section 61, third sentence, in this connection.

**Section 4.** If it can be proven that a person covered by section 1 has lost instruments, books, tools or the like which he has taken along for use in the service, he shall be entitled to special compensation, which – if nothing else has been agreed upon – shall be calculated as the actual cost at the time when the compensation is paid.

**Section 5.** This order shall enter into force on 1 July 1991 and shall take effect for the calculation of compensation for seafarers for belongings that have been lost on 1 August 1990 or later.

*Subsection 2.* At the same time, order no. 612 of 29 November 1973 on compensation for seafarers for belongings that have been lost in a shipwreck or other losses of ships, as amended by order no. 220 of 6 June 1975 and by order no. 124 of 2 April 1980, shall be repealed.

*Danish Maritime Authority, 10 June 1991*  
Kate Galle / E. Vestergaard