



INTERNATIONAL
OIL POLLUTION
COMPENSATION
FUND

EXECUTIVE COMMITTEE
34th session
Agenda item 4

FUND/EXC.34/6/1
25 February 1993

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INFORMATION ON OTHER INCIDENTS

KUMI MARU N°12

Note by the Director

1 The Japanese tanker KUMI MARU N°12 (113 GRT) collided with a container ship in Tokyo Bay (Japan) on 27 December 1991. As a result of the collision, the KUMI MARU N°12 sustained damage to her starboard shell plating and N°4 tank, allowing some five tonnes of heavy-fuel oil to spill into the sea. In order to prevent further pollution the remaining cargo was transferred to another vessel. Clean-up operations were begun immediately and were completed the following day.

2 Claims in respect of clean-up operations were submitted for a total amount of ¥6 211 309 (£32 860). These claims were settled in October 1992 at ¥4 115 079 (£21 800). In November 1992, the IOPC Fund paid ¥1 056 519 (£5 629), representing the settlement amount minus the limitation amount applicable to the KUMI MARU N°12, ¥3 058 560 (£16 180). Indemnification of the shipowner, ¥764 640 (£4 050), has not yet been paid.

3 The shipowner's P & I insurer (the Japan Ship Owners' Mutual Protection and Indemnity Association, JPIA) has requested that the IOPC Fund should, in this case, waive the requirement to establish the limitation fund.

4 As regards the Executive Committee's consideration of such requests in previous cases, reference is made to document FUND/EXC.34/6, paragraph 4.

5 The Director supports JPIA's request and proposes that the requirement to establish the limitation fund should be waived in the KUMI MARU N°12 case.

6 Action to be Taken by the Executive Committee

The Executive Committee is invited to:

- (a) take note of the information contained in this document; and
 - (b) take a decision on the Director's proposal that the requirement to establish the limitation fund should be waived in respect of the KUMI MARU N°12 incident.
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