

RECAP WITH CHRTRS ASF:-

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Chandan / Prerak

Re HMS / MV PLATINA TBN – CPD 10<sup>th</sup> December, 2018 - clean recap

Further to our telecon and various discussions we are pls'd to draw clean recap as agreed between M/S PLATINA BULK CARRIERS as owns and M/S HMS BERGBAU as chrtrs asf:

- ALL NEGOTIATIONS AND EVENTUAL FIXTURE TO BE STRICTLY PRIVATE AND CONFIDENTIAL AND NOT TO BE DISCLOSED TO THIRD PARTIES.

MV PLATINA TBN

- HEAD OWNERS & TC OPERATORS: PLATINA BULK CARRIERS

- DISP OWNERS: PLATINA BULK CARRIERS

- MANAGERS: TBA

- FREIGHT BENEFICIARY & BANK ACCOUNT: TBA

- CHARTERERS: HMS BERGBAU AG OR HMS BERGBAU SINGAPORE(subsidiary of HMS BERGBAU AG)

- CARGO TO BE LOADED IN CLEAN, CLEAR, UNOBSTRUCTED MAIN HOLDS WITH NO OBSTACLES OR CENTERLINE BULKHEADS. SHAPE OF HOLDS NOT TO HAMPER OR SLOW DOWN LOADING/DISCHARGING OPERATIONS WITH ANY DEVIATION FROM THIS TO BE FOR OWNERS TIME/ACCOUNT.

- VESSEL AT ALL TIMES HAS ONBOARD VALID DEADWEIGHT AND CAPACITY PLANS ALONG WITH ALL CERTIFICATES AND APPROVALS FOR PERFORMING THE VOYAGE.

- OWNERS WARRANT THAT THE VESSEL IS ENTERED AND WILL REMAIN FULLY COVERED FOR THE DURATION OF THIS CHARTER PARTY (FOR BOTH HEAD OWNERS AND DISPOSENT OWNERS RESPONSIBILITIES/LIABILITIES) BY FIRST CLASS P AND I CLUB(S) AND FIRST CLASS HULL AND MACHINERY INSURER(S) (PLEASE ADV FULL STYLE OF EACH).

- OWNERS FURTHER WARRANT THAT ALL VESSELS CERTIFICATES REQUIRED BY NATIONAL/INTERNATIONAL LAW ARE VALID AND WILL REMAIN VALID FOR THE DURATION OF THIS CHARTER-PARTY.
- FINAL PERFORMER TO BE NOMINATED LATEST 5 DAYS PRIOR TO ETA LOAD PORT WITHIN LAYCAN.
- PERFORMING VSL'S ACCEPTANCE IS ALWAYS SUBJECT TO SHIPPER AND RECEIVERS APPROVAL TO BE LIFTED WITHIN 24 WORKING HRS (SSHEX) WHICH WILL NOT BE UNREASONABLY WITHHELD.
- OWNERS CONFIRM THAT PERFORMER VSL WILL BE WITH EQUIPPED WITH ELECTRICAL HOLD VENTILATION SYSTEM OR CASE NOT POSSIBLE, THEN VESSEL WITH NATURAL VENTILATION TO BE ACCEPTED.
- VSL CAN NOT DEVIATE NOR DELAY IN REACHING DISCHARGING PORTS FOR ANY REASON OTHER THAN LIFE SAVING, NAVIGATIONAL OR TECHNICAL, OR SAFETY REASONS AND SAME HAS TO BE SUBSTANTIATED IF ASKED BY CHTRS.
- NO ISRAEL FLAG
- PERFORMING VESSEL MUST HAVE AT LEAST 4 HYDRAULIC GRABS GRABS12 CBM ELECTRO- HYDRAULIC GRABS (ADJUSTABLE) GRAIN / BALE32,048.5 CBM.
- HATCH COVER DIMENSIONS AND TYPE.
- GRT/NRT.
- MAX 20 YRS OLD.
- GEARED WITH MIN LIFTING CAPACITY 4 X 30 MTS SWL OF CRANES.
- VESSEL HEAD-OWNERS AND FULL STYLE OF OWNERS/OPERATORS INVOLVED IN THE CHAIN (IF ANY).
- PERFORMING VESSEL SUITABLE FOR LOADING NAMED CARGO, HIGHEST CLASSED LLOYDS OR EQUIV, ISM CODE CERTIFIED, NOT BLACKLISTED, FULLY P&I COVERED IACS.
- CLASS HIGHEST LLOYDS OR EQVLT BY A MEMBER OF THE (IACS).
- OWNERS TO PROVIDE CERTS IF SO REQUIRED BY CHARTS.
- VESSEL MUST BE I.S.P.S. COMPLIANT.

- SUITABLE IN ALL RESPECTS FOR ALL LOAD AND DISCHARGE BERTHS/ FACILITIES INCLUDING BUT NOT LIMITED TO LOA/BEAM/DRAFT/WLTHC AND THE VOYAGE DESCRIBED IN THIS CHARTER PARTY.
- HAVING ALL NECESSARY CERTS ON BOARD VALID FOR THE WHOLE CURRENCY OF THE VOYAGE.
- NO TWIN HATCHES.
- MACGREGOR TYPE FOLDING HATCH COVERS OR SIMILAR.
- NO CENTERLINE BEAM OR BULKHEAD, NO FITTINGS, NO WOOD OR OBSTRUCTIONS IN HOLDS.
- VSL TO HAVE FULL P AND I COVERAGE FOR DURATION OF THIS VOYAGE.
- OTHERWISE IN ACCORDANCE WITH C/P REQUIREMENTS.

FOR:

- CARGO: **55,000MT** +/- 10% MOLOO COAL IN BULK.

CARGO TO BE LOADED AS PER IMO/IMSBC CODE AND LOCAL REGULATIONS

- OWNERS INTEND TO LOAD XXXX MTS COAL IN BULK FOR EACH SHIPMENTS
- OWNERS TO NOMINATE FINAL INTENDED LOAD QUANTITY ALONG WITH THE FINAL PERFORMING VESSEL NOMINATION.

**- LAYCAN: 15-31 JANUARY 2019 (TO BE NARROWED TO 7 DAYS SPREAD BY 4 JAN COB CET TIME)**

**- LOAD 1SB 1SP BONTANG, TERMINAL, EAST KALIMANTAN, INDONESIA (BONTANG TERMS TO APPLY)**

**- DISCHARGE 1SB 1SP FUJAIRAH, UAE(CHRTS GTEE MAX 13.5M DRAFT)**

**- LOAD RATE: 40000 MTS PWWO SHINC, 12HRS TT USC IUATUTC, EXCLUDING MAJOR INDONESIAN HOLIDAYS (EVEN IF ON DEMURRAGE) I.E. 1DAY OF INDONESIA INDEPENDENCE DAY, 2DAYS OF AIDILFITRI, 1DAY OF AIDILADHA, 1DAY OF CHRISTMAS & 1 DAY OF NEW YEARS, UU IUATUTC**

**- DISCHARGING RATE: 10000 MTS PWWO SHINC, 12HRS TT USC IUATUTC, BUT ALWAYS EXCL MAJOR PORT HOLIDAYS UU AT DISCHPORT. MAJOR PORT HOLIDAYS AT THE DISCHARGE PORT ARE AS FOLLOWS: STATUTORY PORT HOLIDAY**

- NOR AT DISCHPORT TO BE TENDERED 24 hrs shinc www, 12hrs TT

- NOTICE OF READINESS (NOR) WILL BE TENDERED AND ACCEPTED WHEN GIVEN TO THE SELLER/BUYER/CHARTERER OR THE PORT AGENTS BY FAX, TELEX OR BY RADIO ON ARRIVAL ANYTIME 08.00 H THROUGH 16.00 H, INCLUDING SATURDAYS, SUNDAYS AND HOLIDAYS BY VESSEL'S MASTER OR HIS REPRESENTATIVE, PROVIDED VESSEL HAS ARRIVED AT LOADING BERTH, PROVIDED VESSEL IS IN FREE PRATIQUE, CUSTOMS CLEARED, INWARD CLEARANCE IS COMPLETED AND IN ALL RESPECTS READY TO LOAD THE CARGO SUBJECT TO HOLDS CONDITION. SHOULD THE LOADING BERTH BE OCCUPIED BY ANOTHER VESSEL, THE MASTER MAY GIVE NOR UPON VESSEL'S ARRIVAL WITHIN THE PORT OR AT A CUSTOMARY WAITING PLACE WITHIN THE PORT LIMITS, PROVIDED THAT THE VESSEL IS READY IN ALL RESPECTS TO LOAD THE CARGO. HOWEVER ON MAJOR INDONESIA HOLIDAYS, SUCH NOTICE SHALL NOT BE TENDERED. IN CASE OF FREE PRATIQUE NOT GRANTED (MORE THAN 1 HRS AFTER EXPIRY OF TURN TIME) DUE TO VESSEL REASON THEN TIME NOT TO COUNT AS LAYTIME. 12 HRS FREE DOCUMENTATION TIME AFTER COMPLETION OF LOADING AT LOAD PORT;

- OWS TO VERIFY THEMSELVES ABT ANY RESTRICTION PREVALING AT THE PORTS/BERTHS

- **FRT: USD 9.15PMT FIOST BSS 1/1**

- FREIGHT PAYMENT: **100PCT** FREIGHT PAYABLE TO OWNS BANK ACCT WITHIN 7 BANKING DAYS AFTER SIGNING AND RELEASING BS/L LESS COM. FREIGHT SHALL BE DEEMED EARNED AS CARGO IS LOADED ON BOARD IS DISCOUNTLESS AND NON-RETURNABLE VESSEL AND/OR CARGO LOST OR NOT LOST. AGREED DEMM/DESPATCH PAYABLE WITHIN 30 DAYS AFTER RECEIPT OF NECESSARY DOCUMENTS AND OWNS FULL AND FINAL ACCT/LAYTIME CALCULATIONS.

- **DEM / DESP: USD 12000 PDPR / HD ATS BENDS**

- **O.F.A.C. RIDER CLAUSE 56 TO BE PART OF CP**

- CHRTRS AGENTS BENDS: sub reasonable da both ends

LOAD PORT: TBA

DISCH PORT: TBA

- ANY TAXES DUES ON CARGO TO BE FOR CHRTRS ACCOUNT
- ANY TAXES DUES ON VSL/FRT TO BE FOR OWNERS ACCOUNT
- ARBITRATION IN LONDON - ENGLISH LAW TO APPLY
- ANY DIRECTLY RELATED COST OF VESSEL'S DETENTION BY PORT STATE CONTROL TO BE FOR OWNS ACCT.

**- SUBS LIFTED**

**- 2.5% ADD COM + 1.25% to MERCURIUS + 1.25% to LEEWAY BROKERS DMCC, DUBAI ON GROSS FRT/DFRT/DEM/DET TO BE DEDUCTED FROM INITIAL FRT PAYMENT**

**- OTHERWISE ALL OTHER TERMS AS PER HMS / MV SEAHOPPE II(PLATINA) - CPD 3RD AUGUST, 2018 WHICH TO BE LOGICALLY AMENDED AS PER MAIN TERMS AGREED.**

End