

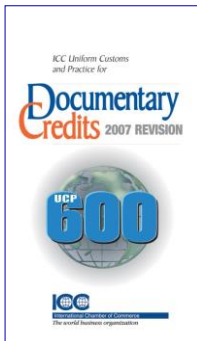
Focus on Bill of Lading

1

BILL OF LADING



- E1) a. A requirement in a credit for the presentation of a transport document, however named, only **covering a port-to-port shipment**, i.e., a credit that contains **no reference to a place of receipt or taking in charge or place of final destination** means that UCP 600 article 20 is to be applied in the examination of that document.



UCP 600

Bill of Lading – On Board Notation

Needed? If yes, which?

UCP600 art. 20(a) (part):

a. A bill of lading, however named, must appear to:

- ii. **indicate that the goods have been shipped on board a named vessel at the port of loading** stated in the credit by:
 - **pre-printed wording, or**
 - **an on board notation indicating the date on which the goods have been shipped on board.**

The date of issuance of the bill of lading will be deemed to be the date of shipment,

unless the bill of lading contains an on board notation indicating the date of shipment, in which case the date stated in the on board notation will be deemed to be the date of shipment.

B/L – Shipment details – UCP 600

- iii. indicate shipment from the port of loading to the port of discharge stated in the credit.

B/L - L/C conditions



- Credit requires ocean Bill of Lading and stipulates:

44 E Port of Loading

HAMBURG, GERMANY

44 F Port of Discharge

TIANJIN, CHINA

BILL OF LADING FOR PORT TO PORT OR MULTIMODAL TRANSPORT	
Shipper: ABBA,	Is the „ extended on board notation “ needed? Must a bill of lading show a dated on board notation which includes name of the vessel and port of loading ?
Consignee: TO ORDER OF MACHINES Ltd.	
Place of Receipt: PRAGUE, CR	
Port of Loading: HAMBURG, DE	Place of Final Destination: TIANJIN, CHINA
<p>BIG MACHINE MODEL 12.A 10.050 kgs GW</p> <p>ON BOARD 9 APRIL 2018 VESSEL ELIZABETH IN PORT HAMBURG</p> <p>SHIPPED in apparent good order and condition (unless otherwise noted herein) for transportation on board the ocean vessel mentioned herein or any substituted vessel or on board the feeder vessel or other means of transportation (rail or truck) if place of receipt is named in this Bill of Lading the goods or packages of containers said by the Shipper to contain the Goods specified herein for carriage from the Place of Receipt or the Port of Loading, whichever is applicable, on a voyage as described and agreed by this Bill of Lading and discharge at the Port of Discharge or the Place of Delivery, whichever is applicable, such carriage, discharge or delivery being always subject to the exceptions, limitations, conditions and liberties hereinafter agreed in like order and condition at the Port of Discharge or Place of Delivery if named as the case may be, for delivery unto the Consignee mentioned herein or to his or their assigns where the Carrier's responsibilities shall in all cases and in all circumstances whatsoever finally cease.</p> <p>Number of originals issued: 3 Place, date of issue: Prague, CR on 9. April 2018</p> <p>FREIGHT PREPAID ABC Co. Ltd. as Agent for XYZ Shipping, the Carrier <i>Thomas Smith</i></p>	

UCP 500 art. 23a.ii.):

If the bill of lading indicates a place of receipt or taking in charge different from the port of loading, the on board notation must also include:

- **the port of loading stipulated in the Credit and**
- **the name of the vessel on which the goods have been loaded, even if they have been loaded on the vessel named in the bill of lading.**

This provision also applies whenever loading on board the vessel is indicated by pre-printed wording on the bill of lading,

UCP 500 art. 23a.iii.):

indicates a port of loading and the port of discharge stipulated in the Credit, notwithstanding that it:

➤ **indicates a place of taking in charge different from the port of loading, and/or a place of final destination different from the port of discharge, ..**

Shipper: ABBA, Ltd.

Consignee:
TO ORDER OF MACHINES Ltd.

Place of Receipt: Prague, CR
Pre-carriage vessel:

BIG MACHINE MODEL 12.A AS
PROFORMA INVOICE NO. 0122006 12.07.2006

ON BOARD 22 AUGUST 2006

ON VESSEL NORDEAN
DRAGON
AT PORT HAMBURG

„Extended “ on board notation was needed!

Bill of Lading had to show a dated on board notation with name of the vessel and port of loading!

Received in apparent good order ...

Issued: In Hamburg on 22.8.2006

UAB. Ltd.
as agent for (or "on behalf of")
XYZ Shipping, carrier

Rolf Dreisig

Shipper: ABBA I	Is this „extended“ dated on board notation showing name of the vessel and port of loading still needed under UCP 600?	
Consignee: TO ORDER OF MACHINES	500	
Place of Receipt: Prague, Czech R. Pre-carriage:	Port of Loading: HAMBURG Port of Discharge: TIANJIN	
<p>BIG MACHINE MODEL 12.A AS PER PROFORMA INVOICE NO. 0422018 DATED 05.03.2018 ON BOARD 9 APRIL 2018 VESSEL GERMAN BEAUTY AT PORT HAMBURG</p> <p>Received in apparent good order ... Issued: In Hamburg on 9.4.2018</p> <p>UAB. Ltd. as agent for XYZ Shipping Ltd, Carrier <i>Rolf Dreisig</i></p>		

.... **UCP 600 does not include clear wording!**

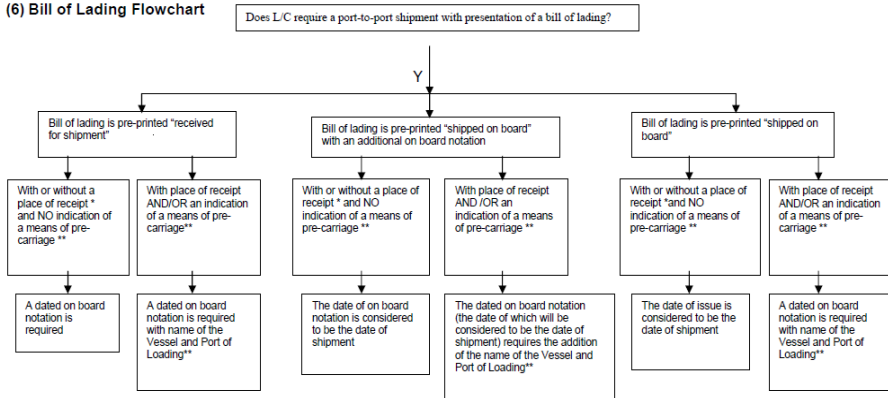
UCP 600 art. 20a.ii.):

- a. A bill of lading, however named, must appear to:
- ii. indicate that the goods have been shipped **on board a named vessel at the port of loading** stated in the credit by:
 - pre-printed wording, or
 - an on board notation indicating the date on which the goods have been shipped on board.
- ✓ The date of issuance of the bill of lading will be deemed to be the date of shipment unless



Recommendations of the Banking Commission in respect of the requirements for an On board Notation

(6) Bill of Lading Flowchart



Footnotes:

1. *"With or without place of receipt" if only a place of receipt is shown, it can be the same place or a different place *provided there is no mention of a means of pre-carriage in the pre-carriage or place of receipt fields on the document.*
2. **"Indication of a means of pre-carriage" – where an indication of the means of pre-carriage is given i.e., by truck or rail, the bill of lading will require an on board notation indicating the name of the vessel and the port of loading, whether or not a place of receipt field is completed.
3. An on board notation is also required where the ocean vessel and/or port of loading are stated to be "intended". In this event, the on board notation is to include the name of the vessel and/or the port of loading. Alternatively, the word "intended" may be deleted and the deletion authenticated by the carrier or their agent.
4. Where the port of loading stated in the credit is shown as the place of receipt (the ocean vessel and port of loading fields, in this case, are reflecting the transshipment details) with shipment by sea from that port, a dated board notation is required evidencing the port of loading stated in the credit and the vessel that is leaving that port.
5. Where the bill of lading indicates the place of receipt as the same as the port of loading, for example, place of receipt Rotterdam CY and port of loading Rotterdam but there is no indication of the means of pre-carriage, the date of a pre-printed shipped on board bill of lading will be deemed to be the date of shipment. If the bill of lading is pre-printed received for shipment, a dated on board notation will be required and that date will be deemed to be the date of shipment.
6. The exception to the above is where the bill of lading contains wording such as that quoted in section 2.6 or 2.7 of this paper. Where such wording is incorporated into the pre-printed wording, a dated on board notation will be required that also indicates the name of the vessel and the port of loading.

ON BOARD or NOT?



- Following are the LC requirements:
 - Field 44E: HAMBURG, GERMANY
 - Field 44F: TIANJIN, CHINA
 - Field 46A: Full set ocean bills of lading

BILL OF LADING FOR PORT TO PORT OR MULTIMODAL TRANSPORT	
Shipper: ABBA, Ltd.	OCEAN M LTD. <i>The Carrier</i>
Consignee: TO ORDER OF MACHINES Ltd.	Ocean V ELIZABET
Place of Receipt: PRAGUE, CR	Port of Disch TIANJIN, CHINA
Port of Loading: HAMBURG, DE	Place of Fin estination: TIANJIN

Extended on board notation is **NOT** needed!

BIG MACHINE MODEL 12.A 10.050 kgs

SHIPPED ON BOARD 9 APRIL 2018

RECEIVED by the Carrier in apparent good order and condition (unless otherwise noted herein) the total number or quantity of Containers or other packages or units enumerated above and said by the Shipper to contain the Goods specified above weight, quantity, contents, condition, quality and value unknown) for Carriage, subject to all the terms and conditions hereof (INCLUDING THE TERMS AND CONDITIONS ON THE REVERSE HEREOF AND THE TERMS AND CONDITIONS OF THE CARRIER'S APPLICABLE TARIFF) at the Place of Receipt or the Port of Loading, whichever is applicable, to the Port of Discharge or the Place of Delivery, whichever is applicable. Before the Carrier arranges delivery of the Goods one original Bill of Lading, duly endorsed, must be surrendered by the Merchant to the Carrier at the Port of Discharge or at some other location acceptable to the Carrier. In accepting this Bill of Lading the merchant expressly accepts and agrees to all its terms and conditions whether printed, stamped or written, or otherwise incorporated, notwithstanding the non-signing of this Bill of Lading by the Merchant.

Number of originals issued: 3

FREIGHT PREPAID

Place, date of issue: Hamburg, on 9. April 2018

ABC Co. Ltd. as Agent for XYZ Shipping, the Carrier

Thomas Smith

BILL OF LADING FOR PORT TO PORT OR MULTIMODAL TRANSPORT	
Shipper: ABBA, Ltd.	OCEAN M LTD. <i>The Carrier</i>
Consignee: TO ORDER OF MACHINES Ltd.	Ocean Ves ELIZABETH V
Place of Receipt: PRAGUE, by truck	Port of Discharge: TIANJIN, CHINA
Port of Loading: HAMBURG, DE	Place of Final Destination: TIANJIN

BIG MACHINE MODEL 12.A 10.050 kgs

ON BOARD 9 APRIL 2018 VESSEL ELIZABETH PORT HAMBURG

RECEIVED by the Carrier in apparent good order and condition (unless otherwise noted herein) the total number or quantity of Containers or other packages or units enumerated above and said by the Shipper to contain the Goods specified above weight, quantity, contents, condition, quality and value unknown) for Carriage, subject to all the terms and conditions hereof (INCLUDING THE TERMS AND CONDITIONS ON THE REVERSE HEREOF AND THE TERMS AND CONDITIONS OF THE CARRIER'S APPLICABLE TARIFF) at the Place of Receipt or the Port of Loading, whichever is applicable, to the Port of Discharge or the Place of Delivery, whichever is applicable. Before the Carrier arranges delivery of the Goods one original Bill of Lading, duly endorsed, must be surrendered by the Merchant to the Carrier at the Port of Discharge or at some other location acceptable to the Carrier. In accepting this Bill of Lading the merchant expressly accepts and agrees to all its terms and conditions whether printed, stamped or written, or otherwise incorporated, notwithstanding the non-signing of this Bill of Lading by the Merchant.

Number of originals issued: 3
FREIGHT PREPAID

Place, date of issue: Hamburg, on 9 April 2018
ABC Co. Ltd. as Agent for XYZ Shipping, the Carrier
Thomas Smith

BILL OF LADING FOR PORT TO PORT OR MULTIMODAL TRANSPORT	
Shipper: ABBA, Ltd.	OCEAN M LTD. <i>The Carrier</i>
Consignee: TO ORDER OF MACHINES Ltd.	Ocean Ves ELIZABETH
Place of Receipt: PRAGUE, CR	Port of Discharge: TIANJIN, CHINA
Port of Loading: HAMBURG, DE	Place of Final Destination: TIANJIN

BIG MACHINE MODEL 12.A 10.050 kgs

SHIPPED ON BOARD by the Carrier in apparent good order (unless otherwise noted herein). One original Bill of Lading, duly endorsed, must be surrendered to the Carrier at the Port of Discharge or at location acceptable to Carrier. It is a condition of carriage that the goods may be carried on deck at Carriers discretion.

Place, date of issue: Prague, CR on 9. April 2018

Number of originals issued: 3
FREIGHT PREPAID

ABC Co. Ltd. as Agent for XYZ Shipping, the Carrier
Thomas Smith

BILL OF LADING FOR PORT TO PORT OR MULTIMODAL TRANSPORT	
Shipper: ABBA, Ltd.	OCEAN MA LTD. <i>The Carrier</i>
Consignee: TO ORDER OF MACHINES Ltd.	Ocean Vessel ELIZABETH
Place of Receipt: PRAGUE, by truck	Port of Discharge: TIANJIN, CHINA
Port of Loading: HAMBURG, DE	Place of Final Destination: TIANJIN

BIG MACHINE MODEL 12.A 10.050 kgs

SHIPPED ON BOARD 9 APRIL 2018 VESSEL ELIZABETH PORT HAMBURG

SHIPPED ON BOARD by the Carrier in apparent good order (unless otherwise noted herein). One original Bill of Lading, duly endorsed, must be surrendered to the Carrier at the Port of Discharge or at location acceptable to Carrier. It is a condition of carriage that the goods may be carried on deck at Carriers discretion.

Place, date of issue: Prague, CR on 9 April 2018

Number of originals issued: 3

ABC Co. Ltd. as Agent for XYZ Shipping, the Carrier
Thomas Smith

FREIGHT PREPAID

BILL OF LADING FOR PORT TO PORT OR MULTIMODAL TRANSPORT	
Shipper: ABBA, Ltd.	OCEAN MA LTD. <i>The Carrier</i>
Consignee: TO ORDER OF MACHINES Ltd.	Ocean Vessel ELIZABETH
Place of Receipt: PRAGUE, CR	Port of Discharge: TIANJIN, CHINA
Port of Loading: HAMBURG, DE	Place of Final Destination: TIANJIN

BIG MACHINE MODEL 12.A 10.050 kgs

SHIPPED ON BOARD 9 APRIL 2018 ON VESSEL ELIZABETH IN HAMBURG

SHIPPED ON BOARD by the Carrier in apparent good order (unless otherwise noted herein). One original Bill of Lading, duly endorsed, must be surrendered to the Carrier at the Port of Discharge or at location acceptable to Carrier. It is a condition of carriage that the goods may be carried on deck at Carriers discretion. **When the place of receipt of the goods is an inland point and is so named herein, any notation of "on board", "shipped on board" or words to like effect on this BL, shall be deemed to mean on board the truck, rail car, aircraft or other inland conveyance..... from the place of receipt of the goods to the port of loading.**

Place, date of issue: Hamburg, on 9 April 2018

Number of originals issued: 3

ABC Co. Ltd. as Agent for XYZ Shipping, the Carrier
Thomas Smith

FREIGHT PREPAID

BILL OF LADING FOR PORT TO PORT OR MULTIMODAL TRANSPORT	
Shipper: ABBA, Ltd.	OCEAN M LTD. <i>The Carrier</i>
Consignee: TO ORDER OF MACHINES Ltd.	Ocean Ves ELIZABETH
Place of Receipt: PRAGUE, CR	Port of Discharge: TIANJIN, CHINA
Port of Loading: HAMBURG, DE	Place of Final Destination: TIANJIN

BIG MACHINE MODEL 12.A 10.000 kgs

SHIPPED ON BOARD 9 APRIL 2018 VESSEL ELIZABETH PORT HAMBURG

SHIPPED ON BOARD by the Carrier in apparent good order (unless otherwise noted herein). One original Bill of Lading, duly endorsed, must be surrendered to the Carrier at the Port of Discharge or at location acceptable to Carrier. It is a condition of carriage that the goods may be carried on deck at Carrier's discretion. **When the place of receipt box has been completed, any notation on this bill of lading of "on board", "loaded on board" or words to like effect, shall be deemed to be on board the means of transportation performing the carriage from the place of receipt to the port of loading.**

Number of originals issued: 3
FREIGHT PREPAID

Place, date of issue: Hamburg, on 9 April 2018
ABC Co. Ltd. as Agent for XYZ Shipping, the Carrier
Thomas Smith

BILL OF LADING FOR PORT TO PORT OR MULTIMODAL TRANSPORT	
Shipper: ABBA, Ltd.	OCEAN M LTD. <i>The Carrier</i>
Consignee: TO ORDER OF MACHINES Ltd.	Ocean Ves ELIZABETH
Place of Receipt: PRAGUE, CR	Port of Discharge: TIANJIN, CHINA
Port of Loading: HAMBURG, DE	Place of Final Destination: TIANJIN

BIG MACHINE MODEL 12.A 10.000 kgs

ON BOARD 9 APRIL 2018 VESSEL ELIZABETH PORT HAMBURG

SHIPPED in apparent good order and condition (unless otherwise noted herein) **for transportation on board the ocean vessel mentioned herein or any substituted vessel or on board the feeder vessel or other means of transportation (rail or truck) if place of receipt is named in this Bill of Lading** the goods or packages of containers said by the Shipper to contain the Goods specified herein for carriage from the Place of Receipt or the Port of Loading, whichever is applicable, on a voyage as described and agreed by this Bill of Lading and discharge at the Port of Discharge or the Place of Delivery, whichever is applicable, such carriage, discharge or delivery being always subject to the exceptions, limitations, conditions and liberties hereinafter agreed in like order and condition at the Port of Discharge or Place of Delivery if named as the case may be, for delivery unto the Consignee mentioned herein or to his or their assigns where the Carrier's responsibilities shall in all cases and in all circumstances whatsoever finally cease.

Number of originals issued: 3
FREIGHT PREPAID

Place, date of issue: Prague, CR on 9 April 2018
ABC Co. Ltd. as Agent for XYZ Shipping, the Carrier
Thomas Smith

E6 b. Notwithstanding that a credit may require a bill of lading to evidence a port-to-port shipment:

i. when a bill of lading indicates a place of receipt that is the same as the port of loading, for example, place of receipt Rotterdam CY and the port of loading Rotterdam, and there is no indication of a means of pre-carriage (either in the pre-carriage field or the place of receipt field); or

ii. when a bill of lading indicates a place of receipt different from the port of loading, for example, place of receipt Amsterdam and port of loading Rotterdam, and there is no indication of a means of pre-carriage (either in the pre-carriage field or the place of receipt field), then:

(a) when a bill of lading is pre-printed "shipped on board", the date of issue will be deemed to be the date of shipment, and no further on board notation is required.

(b) when a bill of lading is pre-printed "received for shipment", a dated on board notation is required, and the date appearing in the notation will be deemed to be the date of shipment. The on board date may also be indicated in a designated field or box.

c. Notwithstanding that a credit may require a bill of lading to evidence a port-to-port shipment, when a bill of lading:

i. indicates a place of receipt different from the port of loading, for example, place of receipt Amsterdam and port of loading Rotterdam, and there is an indication of a means of pre-carriage (either in the pre-carriage field or the place of receipt field), regardless of whether it is pre-printed "shipped on board" or "received for shipment", it is to bear a dated on board notation which also indicates the name of the vessel and the port of loading stated in the credit. Such notation may also appear in a designated field or box. The date appearing in the on board notation or designated field or box will be deemed to be the date of shipment.

ii. indicates a means of pre-carriage (either in the pre-carriage field or the place of receipt field), no matter if no place of receipt is stated or whether it is pre-printed "shipped on board" or "received for shipment", it is to bear a dated on board notation which also indicates the name of the vessel and the port of loading stated in the credit. Such notation may also appear in a designated field or box. The date appearing in the on board notation or designated field or box will be deemed to be the date of shipment.

d. When a bill of lading indicates wording such as "When the place of receipt box has been completed, any notation on this bill of lading of "on board", "loaded on board" or words of similar effect shall be deemed to be on board the means of transportation performing the carriage from the place of receipt to the port of loading" or words of similar effect, and if, in addition, the place of receipt box is completed, a bill of lading is to bear a dated on board notation. The dated on board notation is also to indicate the name of the vessel and the port of loading stated in the credit. Such notation may also appear in a designated field or box. The date appearing in the on board notation or designated field or box will be deemed to be the date of shipment.

Opinion TA.858 - Inquiry



- A documentary credit (SWIFT MT700):
- 44E: Port of Loading/Airport of Departure
- **ANY PORT IN EUROPE**
- 44F: Port of Discharge/Airport of Destination
- **H PORT, COUNTRY V**
- 46A: Documents Required
- FULL (3/3) SET OF ORIGINAL CLEAN 'SHIPPED ON BOARD' OCEAN BILL OF LADING, MADE OUT TO THE ORDER OF [ISSUING BANK], MARKED 'FREIGHT PREPAID' AND NOTIFY APPLICANT WITH FULL NAME AND ADDRESS. B/L MUST SHOW NAME, ADDRESS, TEL NO., FAX NO OF SHIPPING AGENT IN [COUNTRY V]. B/L SHOWS SHIPPING AGENT LOCATED IN COUNTRY DIFFERENT FROM [COUNTRY V] UNACCEPTABLE.

Opinion TA.858 - Inquiry



- The presented bill of lading included the following information:
- [Field] Pre-carriage by VESSEL 'W'
- [Field] Place of receipt PORT H, COUNTRY F (EUROPEAN PORT)'
- [Field] Ocean Vessel VESSEL 'O'
- [Field] Port of loading PORT H, COUNTRY F (EUROPEAN PORT)'
- [Field] Port of discharge H PORT, COUNTRY V
- [Field] Place of delivery H PORT, COUNTRY V
- [Body] SHIPPED ON BOARD MV [VESSEL W] 04.05.2016 FROM PORT H, COUNTRY F

Opinion TA.858 - Inquiry



- After receipt of the documents, the issuing bank refused the presentation citing the following discrepancy:
- **'B/L ON BOARD NOTATION SHOW[S] PRE-CARRIAGE I/O OCEAN VESSEL'**
- The nominated bank disputed the refusal claiming that the bill of lading was fully complying in respect of UCP 600 sub-article 20 (a) (iii), ISBP 745 paragraphs E6 (c) and (e) as well as the ICC document No.470/1128rev final – 22 April 2010 (Recommendations of the Banking Commission in respect of the requirements for an On Board Notation).

Opinion TA.858 - Analysis



- As mentioned in ICC Opinion R350, which referred to the handling of transactions made subject to UCP 500, the principles of which will still be valid under UCP 600, the UCP draws no distinction between feeder vessels and ocean vessels. UCP 500, and now UCP 600, only requires evidence of the name of the vessel that is leaving the port of loading stated in the credit (either a port specifically named in the credit or a port within a geographical area named in the credit), for the port of discharge.
- Example 3 in R350 refers to a bill of lading with the same structure as outlined in the above query. The conclusion for example 3 stated that the bill of lading “*would require the insertion of an on board notation (even if the bill of lading is pre-printed “shipped on board”) which clearly states the date the goods were loaded on board, the name of the ocean vessel and the port of loading (Hong Kong).*”

Opinion TA.858 - CONCLUSION



1. ICC Opinions R350 and R352 still apply under UCP 600.
2. Yes, the refusal is valid. The bill of lading requires a dated on board notation indicating vessel O and Port H.

Opinion TA743 – Inquiry



- **Following are the LC requirements:**

- **Field 44E:** Sibu, Malaysia
- **Field 44F:** Hong Kong
- **Field 46A:** Full set marine ocean bills of lading

Bill of Lading presented:



- Pre-Carriage: by **Navasco**
- Place of Receipt: Sibu, Malaysia
- Ocean Vessel: **Lan Hai**
- Port of Loading: Sibu, Malaysia
- Port of Discharge: Hong Kong
- Place of Delivery: Hong Kong

**SHIPPED ON BOARD MV NAVASCO AT
SIBU, MALAYSIA ON 18.11.2010 FOR
TRANSHIPMENT VIA BINTULU ON
MV LAN HAI**

Opinion TA743 – Inquiry

- We received a refusal notice from an issuing bank. The discrepancy raised by them is as follows:

+ ON BOARD NOTATION NOT SHOWING GOODS LOADED ON BOARD THE OCEAN VESSEL (MV LAN HAI)

Opinion TA743 – Conclusion



- ✓ In respect of the bill of lading referred to in this query, the on board notation indicates that goods have been shipped on the vessel named as the pre-carriage vessel (Navasco), at the port of loading stated in the credit (Sibu).
- ✓ There is also an indication, within the on board notation, that the goods will be transshipped on the vessel Lan Hai at a port other than the port of loading stated in the credit (i.e., Bintulu).
- ✓ In this case, the wording of the notation provides the applicable interpretation of the data appearing in the respective bill of lading fields.
- ✓ There is no discrepancy.

Opinion TA.877 - Inquiry

A documentary credit, issued by SWIFT MT700, and subject to UCP 600, included the following transport information:

44E: Port of Loading/Airport of Departure

ANY PORT IN EUROPE

44F: Port of Discharge/Airport of Destination

JIANGYIN FUJIAN, CHINA

46A: Documents Required

FULL SET OF CLEAN ON BOARD OCEAN BILL OF LADING MADE OUT TO ORDER, BLANK ENDORSED, MARKED 'FREIGHT PREPAID' AND NOTIFYING APPLICANT.

Opinion TA.877 - Inquiry

The presented bill of lading included the following information:

[Field] Port of loading 'St Petersburg'

[Field] **Port of Discharge 'Jiangyin - Jiangsu'**

[Field] Vessel 'Bomar Vanquish'

In the field 'Kind of Packages, Description of goods, Marks and Numbers, Container No./Seal No.' the following appears:

Opinion TA.877 - Inquiry

Kind of Packages; Description of goods; Marks and Numbers; Container No./Seal No.

1 Container Said to Contain 2 NE

2 UNITS

Contract No:

LC NO: L

Port of discharge: JIANGYIN FUJIAN, CHINA

1 40 DRY 8'6 2 NE 4842.000 KGS 40.000 CBM

Shipper Seal :

SHIPPER'S LOAD, STOW, WEIGHT AND COUNT

FREIGHT PREPAID

CY/CY

Opinion TA.877 - Inquiry

After receipt of the documents, the issuing bank refused the presentation citing the following discrepancy:

'IN BILL OF LADING: PORT OF DISCHARGE

'JIANGYIN-JIANGSU' DIFFER FROM LC FIELD (44F)

'JIANGYIN FUJIAN, CHINA'

The nominated bank disputed the refusal claiming that the bill of lading was fully complying and arguing that according to ISBP 745, paragraph E8 (b), when a credit requires shipment to be effected to Jiangyin Fujian, this may be evidenced by a **notation stating "Port of discharge Jiangyin Fujian"** and that such a notation is visible in the body of the bill of lading.

They further argued that **'Jiangyin Fujian, China' in the notation is the actual port of discharge and should override 'Jiangyin – Jiangsu' in the port of discharge field.**

Opinion TA.877 - Analysis

The credit required the port of discharge to be stated as 'Jiangyin Fujian'. The presented bill of lading stated 'Jiangyin – Jiangsu' in the port of discharge field. In addition, the bill of lading stated 'Port of discharge: Jiangyin Fujian, China'.

ISBP 745 paragraph E8 (b) addresses the acceptability of a notation giving the name of the port of discharge, but only where "Jiangyin Fujian" had been stated in a field headed place of final destination, or words of similar effect. This is not the case with this query inasmuch as "Jiangyin Fujian" does not appear in the port of discharge or place of final destination fields but, instead, appears as a separate statement within the area designated for 'Kind of Packages, Description of goods, Marks and Numbers, Container No./Seal No.'.

For the statement 'Port of discharge: Jiangyin Fujian, China' to be considered as a notation giving the actual port of discharge, 'Jiangyin Fujian' **should appear in the field 'Place of final destination' or words of similar effect.**