

Specification of Competency Standards for the Logistics Industry

Unit of Competency

1. Title	Handle pollution liability claims
2. Code	LOSGIL402A
3. Range	This unit of competency is applicable to shipping companies and sea freight operators. Practitioners should be capable to understand the course of the incident, insurance law and relevant insurance contract terms; to provide useful claim documents and information for insurance companies, P&I Club and intermediaries and follow up matters related to pollution liability claims according to claim procedures so as to protect the interests of the company.
4. Level	4
5. Credit	9 (for reference only)
6. Competency	<p style="text-align: center;"><u>Performance Requirements</u></p> <p>6.1 Knowledge of insurance terms, the claim procedures and requirements of insurance companies and P&I Club , relevant legislations and international conventions</p> <ul style="list-style-type: none"> ◆ Understand the operation of the company and the risks and liabilities arising from the operation ◆ Understand the basic principles of insurance law, including the principle of utmost good faith, duty of disclosure, insurable interest, contract of indemnity, etc. ◆ Understand the impact on the validity of insurance contracts by violation of the basic principles of insurance law ◆ Understand the terms of pollution liability insurance ◆ Understand the impact of relevant legislations and international conventions on handling pollution claims ◆ Understand the civil and criminal liabilities arising from pollution

	<ul style="list-style-type: none"> ◆ Understand the claim procedures and requirements of insurance companies and P&I Club ◆ Understand the shipping documents related to pollution, and their use ◆ Understand the survey reports and recommendations from experts <p>6.2 Handle pollution liability claims</p> <ul style="list-style-type: none"> ◆ Understand the course of the incident through different channels and collect relevant documents and information for lodging a claim; take appropriate measures to minimize the losses ◆ Understand relevant insurance terms, the claim procedures and requirements of insurance companies and P&I Club , relevant legislations and international conventions, and handle claims ◆ Assess the total losses and calculate the claim amount ◆ Select and provide relevant claim documents and information for insurance companies, P&I Club and intermediaries of P&I Club including the shipmaster report, the oil record book, the log book and the bill of cleaning oil pollution ◆ Contact relevant port management departments and classification societies to assist in handling oil pollution and the follow-up work ◆ Contact relevant departments and take oil samples from the sea and the ship for future use
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	<ul style="list-style-type: none"> ◆ Decide whether or not to appoint experts to handle claims on the company’s behalf ◆ Follow up the progress of the claim with insurance companies, P&I Club and intermediaries, and keep relevant departments informed until the case is closed ◆ Collect compensation from insurance companies, P&I Club and intermediaries and handle relevant documents according to procedures ◆ Negotiate the liabilities and compensation with the third party according to the suggestions of insurance companies, P&I Club and intermediaries if the pollution is in connection with the third party <p>6.3 Professionalism in handling pollution liability claims</p> <ul style="list-style-type: none"> ◆ Handle claims according to insurance law, insurance terms, claim-related legislations and international conventions, and the claim procedures and requirements of insurance companies ◆ Handle claims in a cautious manner ◆ Avoid conflict of interests
7. Assessment Criteria	<p>The integrated outcome requirement of this unit of competency is:</p> <p>(i) Capable to handle claims properly and provide useful documents and information for insurance companies, P&I Club and intermediaries, and follow up matters related to pollution liability claims according to claim procedures so as to protect the interests of the company.</p>
8. Remarks	