



## Gard Alert: Shortages of bulk cargo in Vietnamese ports

Claims for shortage of bulk cargoes have become common in some Vietnamese ports and can lead to the arrest of the vessel by the receivers. Two of the ports frequently involved are Phu My (Cai Mep) in the south and Cai Lan in the north.

Published 11 July 2016

The information provided in this article is intended for general information only. While every effort has been made to ensure the accuracy of the information at the time of publication, no warranty or representation is made regarding its completeness or timeliness. The content in this article does not constitute professional advice, and any reliance on such information is strictly at your own risk. Gard AS, including its affiliated companies, agents and employees, shall not be held liable for any loss, expense, or damage of any kind whatsoever arising from reliance on the information provided, irrespective of whether it is sourced from Gard AS, its shareholders, correspondents, or other contributors.

Some vessels entered with Gard have recently been confronted with shortage claims upon discharge in Vietnam. One vessel was arrested, as the cargo insurers did not accept security in any form and insisted on a cash settlement in order to release the vessel.

Our correspondents in Vietnam have issued <u>Bulk shortage claims in Vietnamese</u> <u>ports - Spica circular</u> covering a similar trend. According to our correspondents, the discharge weights are normally determined by draft survey only and not by shore side weighing scales and our correspondents understand that stated draft readings and/or soundings may not accurately reflect the actual readings and instead show slightly larger shortages than would normally be the case. It is also worth noting that Vietnam does not accept a customary trade allowance generally agreed to be 0.5%.

In view of the above, Gard's Members and clients scheduled to discharge bulk cargo in Vietnam, should consider appointing competent independent surveyors to conduct draft surveys at both the loading and discharging port.

We would like to thank our correspondents, Spica Services (Vietnam Office), for their assistance in preparing this Alert.