

DISCUSSION ON AVS 103 50:50 CLAUSE AND ITS APPLICATION IN PRACTICE

Panel :-

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Aviation and Space Insurance in Russia**

WHO IS THIS ? ... WHY? ... WHAT IS IT GOOD FOR? ...



WAR - Introduction; What is it?

- ❑ In aviation context
- ❑ What is qualified as an aviation war risk?
- ❑ Examples

WAR - Introduction; What is it?

AVN48B declares that the policy of which it forms a part does not cover claims caused by the events listed from (a) to (g):

- a) War, invasion, acts of foreign enemies, hostilities (whether war be declared or not), civil war, rebellion, revolution, insurrection, martial law, military or usurped power or attempts at usurpation of power.
- b) Any hostile detonation of any weapon of war employing atomic or nuclear fission and/or fusion or other like reaction or radioactive force or matter.
- c) Strikes, riots, civil commotions or labour disturbances.
- d) Any act of one or more persons, whether or not agents of a sovereign power, for political or terrorist purposes and whether the loss or damage resulting therefrom is accidental or intentional.
- e) Any malicious act or act of sabotage.
- f) Confiscation, nationalisation, seizure, restraint, detention, appropriation, requisition for title or use by or under order of any Government (whether civil, military or de facto) or public or local authority.
- g) Hijacking or any unlawful seizure or wrongful exercise of control of the aircraft or crew in flight (including any attempt at such seizure or control) made by any person or persons on board the aircraft acting without the consent of the insured.

Development and Use of AVS 103

- How did AVS 103 originate?
- What was its purpose?
- Do both All Risk and War Markets agree on how, in principle, it should operate?

Does AVS 103 work?

- Is the Insurance Market happy with its application?
- Example of where it works well
- Example of where its application is contested

AVS 103 under scrutiny

- Why?
- Who by?
- What is the alternative?

State of the War Market

- Current status as at February 2020
- Predictions for short term
- What next in the medium/long term?
- Concluding remarks

440

Partners

2500

Legal
professionals

4000

Total staff

50+

Offices* worldwide

* Includes associated offices