

(Duplicate)

Office of Insurance Commission

Registrar Order No. 53/2561

Re: Rules on the Giving of Approval of the Form and Content of the Insurance Policy, Supporting Documents, Attachments and the Rates of Premiums for the Insurance of the International Transportation of Goods; the Insurance of Domestic Transportation of Goods; Marine Hull Insurance; and Marine and Logistics Liability Insurance.

-----

By virtue of section 29 and section 30 of the Non-Life Insurance Act, B.E. 2535, the registrar hereby issues an order as follows.

Clause 1. This order is called "Registrar Order No. 53/2561 re: Rules on the Giving of Approval of the Form and Content of the Insurance Policy; Supporting Documents; Attachments; and the Rates of Premiums for the Insurance of the International Transportation of Goods; the Insurance of Domestic Transportation of Goods; Marine Hull Insurance; and Marine and Logistics Liability Insurance."

Clause 2. This order shall come into force from the date of the issuance of the order onward.

Clause 3. The Registrar Order No. 15/2558 re: Rules on the Giving of Approval of the Form and Content of the Insurance Policy; Supporting Documents; Attachments; and the Rates of Premiums for the Insurance of the International Transportation of Goods, and Marine Hull Insurance dated 4 August 2015 will be repealed.

Clause 4. If the company files a request for the receipt of approval of the form and content of the insurance policy; supporting documents; attachments; and the rates of premiums for the insurance of the international transportation of goods; the insurance of domestic transportation of goods; marine hull insurance; and marine and logistics liability insurance, by certifying that the

form and content of the insurance policy; supporting documents; attachments; and rates of premiums are in accordance with rules specified in this order, it shall be deemed that the company receives approval from the registrar from the date that the Office of Insurance Commission affixes the seal to acknowledge receipt of the request for approval and the company has paid the fees.

Clause 5. The form and content of the insurance policy; supporting documents; and attachments submitted by the company to receive approval under Clause 4 must be made or considered by the following organizations:

(1) made by the International Underwriting Association of London (IUA); or the Lloyd's Market Association (LMA); or the joint committee of the two organizations or Joint Cargo Committee (JCC); or other similar committees or other organizations at the same level approved by the Registrar; or

(2) considered by the Marine Insurance and Logistics Committee of the Thai General Insurance Association.

The rate of interest filed by the company for approval under Clause 4, the source must be able to be shown and the source of information must be able to be identified.

Clause 6. The company filing for the receipt of approval of the form and content of the insurance policy; supporting documents; attachments; and the rates of premiums under Clause 4, must have sufficient capital ratio of at least the rate specified by the Registrar, who may specify necessary measures for the supervision of the financial status of the company under the Notification of the Insurance Commission on the specification of the type and kind of capital, including rules; methods; and conditions for the calculation of the insurance company's capital.

Clause 7. In filing for the receipt of approval of the form and content of the insurance policy; supporting documents; attachments; and the rates of premiums that the company files for the receipt of approval under Clause 4, the company must file the following documents to the registrar:

(1) the application for approval on the form and content of the insurance policy; supporting documents; attachments; and rates of premiums signed by the authorized director and affixed with the seal of the company (if any);

(2) the copy of the receipt of fees;

(3) a letter of certifying a sufficiency rate of capital;

(4) form and content of the insurance policy; supporting documents; attachments; and rates of premiums requested for approval by using the letterhead of the company (two copies);

(5) the document summarizing the essence; the general conditions; terms of coverage and exceptions in Thai (in the case of Clause 5 paragraph one (2));

(6) document showing that the form and content of the insurance policy; supporting documents; or attachments filed for the receipt of approval are made by the International Underwriting Association of London (IUA) or the Lloyd's Market Association (LMA) or the joint committee of both organizations or Joint Cargo Committee (JCC); or the other similar committees or other organizations in the same level approved by the registrar (in the case of Clause 5 paragraph one (1));

(7) the letter informing the result of the consideration from the Marine Insurance and Logistics Committee of the Thai General Insurance Association (in the case of Clause 5 paragraph one (2)).

Clause 8. If it appears to the registrar that the form and the content of the insurance policy; supporting documents; attachments; and rates of premiums filed by the company are not in accordance with the rules specified in this order, it shall be deemed that the form and content of the insurance policy; supporting documents; attachments and rates of premiums have never received approval from the registrar since the beginning.

The order is issued on 2 November 2018.

- signed -

(Mr. Sutthipol Thaweekhaikarn)

Secretary-General of the Office of Insurance Commission,  
the Registrar