

Regulation (EC) No 392/2009 of the European Parliament and
of the Council of 23 April 2009 on the liability of carriers of
passengers by sea in the event of accidents (Text with EEA relevance)

Article 1	Subject matter
Article 2	Scope
Article 3	Liability and insurance
Article 4	Compensation in respect of mobility equipment or other specific equipment
Article 5	Global limitation of liability
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Article 12	Entry into force Signature

ANNEX I

PROVISIONS OF THE ATHENS CONVENTION RELATING TO THE CARRIAGE
OF PASSENGERS...

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Article 1bis	Annex
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Article 18	Invalidity of contractual provisions
Article 20	Nuclear damage
Article 21	Commercial carriage by public authorities

- Article 22 Revision and amendment
 Article 23 Amendment of limits

ANNEX I CERTIFICATE OF INSURANCE OR OTHER FINANCIAL SECURITY IN RESPECT OF...

Explanatory notes:

1. If desired, the designation of the State may include a...
2. If the total amount of security has been furnished by...
3. If security is furnished in several forms, these should be...
4. The entry 'Duration of Security' must stipulate the date on...
5. The entry 'Address' of the insurer(s) and/or guarantor(s) must indicate...

ANNEX II

Extract from the **RESERVATION AND GUIDELINES FOR IMPLEMENTATION OF THE ATHENS CONVENTION** adopted by the Legal Committee of the INTERNATIONAL MARITIME ORGANISATION on 19 October 2006

Reservation

1. The Athens Convention should be ratified with the following reservation...

Guidelines

2. In the current state of the insurance market, State Parties...
3. An example of a set of insurance undertakings (Blue Cards)...

APPENDIX A

Clauses referred to in guidelines 2.1.1, 2.1.2 and 2.2.1

Institute Radioactive Contamination, Chemical, Biological, Bio-chemical and Electromagnetic Exclusion Clause...

1. In no case shall this insurance cover loss damage liability...

Institute Cyber Attack Exclusion Clause (Cl. 380, 10/11/03)

1. Subject only to clause 10.2 below, in no case shall...
2. Where this clause is endorsed on policies covering risks of...

War Automatic Termination and Exclusion

- 1.1. Automatic Termination of Cover
 - 1.1.1. upon the outbreak of war (whether there be a declaration...
 - 1.1.2. in respect of any vessel, in connection with which cover...
- 1.2. Five Powers War
 - 1.2.1. loss damage liability or expense arising from the outbreak of...
 - 1.2.2. requisition either for title or use.

APPENDIX B

- I. Examples of insurance undertakings (Blue Cards) referred to in guideline...
 Blue Card issued by War Insurer

Blue Card issued by Non-War Insurer

II. Model of certificate of insurance referred to in guideline 3...

Explanatory notes:

1. If desired, the designation of the State may include a...
2. If the total amount of security has been furnished by...
3. If security is furnished in several forms, these should be...
4. The entry 'Duration of Security' must stipulate the date on...
5. The entry 'Address' of the insurer(s) and/or guarantor(s) must indicate...

Status: This is the original version (as it was originally adopted).

- (1) [OJ C 318, 23.12.2006, p. 195.](#)
- (2) [OJ C 229, 22.9.2006, p. 38.](#)
- (3) Opinion of the European Parliament of 25 April 2007 ([OJ C 74 E, 20.3.2008, p. 562](#)), Council Common Position of 6 June 2008 ([OJ C 190 E, 29.7.2008, p. 17](#)), Position of the European Parliament of 24 September 2008 (not yet published in the Official Journal), Council Decision of 26 February 2009 and Legislative Resolution of the European Parliament of 11 March 2009 (not yet published in the Official Journal).
- (4) [OJ L 144, 15.5.1998, p. 1.](#)
- (5) [OJ L 12, 16.1.2001, p. 1.](#)
- (6) [OJ L 184, 17.7.1999, p. 23.](#)
- (7) [OJ L 208, 5.8.2002, p. 1.](#)