

# ADVISORY CIRCULAR BY BHARAT JEWELLERY EXPORT AND DOMESTIC COUNCIL (BJED COUNCIL)

DATE: 20 JULY, 2024

**BJED Council is issuing this Advisory Circular to alert the Jewellers who make use of or want to make use of Services by Logistics Companies for sending their High Value Shipments**

**बी जे ई डी काउंसिल उन ज्वैलर्स को सचेत करने के लिए यह परामर्श परिपत्र जारी कर रहा है जो अपने उच्च मूल्य वाले शिपमेंट को भेजने के लिए लॉजिस्टिक्स कंपनियों की सेवाओं का उपयोग करते हैं, या करना चाहते हैं।**

**INSURANCE  
CLAIM**

**DENIED**

IMAGE FOR REFERENCE ONLY: [HTTPS://IMAGES.FOSTERWEBMARKETING.COM/438/IMG-20230208-WA0009.JPG](https://images.fosterwebmarketing.com/438/IMG-20230208-WA0009.JPG)

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# REQUEST OF CAUTION

## सावधानी का अनुरोध

It is hereby alerted to the Jewellers to not sign a **SUBROGATION WAIVER** or any Document which contains any clause of waiving of subrogation against the Logistics Company, without getting an approval from the Insurance Company. Waiving of subrogation may result in Insurance Claim getting denied. Consulting a Legal Practitioner is advisable before signing such a document

ज्वैलर्स को यह सचेत किया जाता है कि वे बीमा कंपनी से मंजूरी लिए बिना, सब्रोगेशन वेवर या ऐसे किसी भी दस्तावेज पर हस्ताक्षर न करें जिसमें लॉजिस्टिक्स कंपनी के खिलाफ सब्रोगेशन वेवर का कोई क्लॉज हो। सब्रोगेशन वेवर (लॉजिस्टिक्स कंपनी के खिलाफ प्रतिस्थापन से छूट) के कारण बीमा क्लेम अस्वीकृत हो सकता है। ऐसे दस्तावेज पर हस्ताक्षर करने से पहले किसी कानूनी विशेषज्ञ से सलाह लेना उचित है।

### SAMPLE OF WRITING / लेखन का नमूना

- (g) In the event of loss and/or damage of goods wherein the insurance is covered by the CUSTOMER, the CUSTOMER agrees that BVC's liability shall be restricted to filing the FIR and issuing a Certificate of Facts (COF) to the CUSTOMER.
- (h) The CUSTOMER hereby releases BVC from all liability or responsibility towards the CUSTOMER or anyone claiming through or under the CUSTOMER by way of subrogation or otherwise (including an insurance company) for any loss or damage to the consignments. By signing this document, the CUSTOMER accepts it has the authority from its own Insurance company to give the subrogation waiver.
- (i) BVC shall not be liable for any shortage claimed within a shipment that shows no external evidence of tampering. BVC shall not be liable for any shortage within any shipment that is distinctively and securely sealed.

# REQUEST OF CAUTION

## सावधानी का अनुरोध

It is hereby alerted to the Jewellers to not sign any Indemnity Document which contains a clause of waiving of 'GROSS NEGLIGENCE' or 'ETC.' by the Logistics Company, without getting an approval from the Insurance Company. Waiving of 'Gross Negligence' and 'etc.' may result in Insurance Claim getting denied. Consulting a Legal Practitioner is advisable before signing such a document

ज्वैलर्स को यह सचेत किया जाता है कि वे बीमा कंपनी से मंजूरी लिए बिना, ऐसे किसी भी क्षतिपूर्ति दस्तावेज़ पर हस्ताक्षर न करें जिसमें लॉजिस्टिक्स कंपनी द्वारा 'घोर लापरवाही' या 'आदि' को माफ करने का खंड शामिल हो। 'घोर लापरवाही' और 'आदि' को माफ करने के कारण बीमा क्लेम अस्वीकृत हो सकता है। ऐसे दस्तावेज पर हस्ताक्षर करने से पहले किसी कानूनी विशेषज्ञ से सलाह लेना उचित है।

### SAMPLE OF WRITING / लेखन का नमूना

M/s Sequel Logistics Pvt. Ltd.  
L 374, 5<sup>th</sup> Main, Sector 6,  
HSR Layout, Bangalore 560 102

Dated:14-07-2023

Sub: Absolving Sequel Logistics Pvt Ltd from all liability

Dear Sir,

This letter of confirmation is with regards to the insurance coverage while using the Sequel's logistics services for movement of precious cargo to various destinations.

We hereby confirm that we have separately obtained a valid and active transit insurance coverage for all our shipments and we hereby indemnify and absolve SEQUEL LOGISTICS PRIVATE LIMITED from all liabilities which may arise while carrying out pick-ups, transportation and delivery of any or all of the shipments. It is expressly understood that in no event, will any claim be made by us against M/s Sequel Logistics Pvt. Ltd in case of any loss or damage due to theft, act of infidelity, burglary, terrorism, act of god, gross negligence etc. of any of the consignments handled on our behalf.

Thanking you,

# **RAKESH VERMA**

**FOUNDER AND NATIONAL  
PRESIDENT OF BJED COUNCIL**



**BJED COUNCIL**

# **BHARAT JEWELLERY EXPORT AND DOMESTIC COUNCIL**

**EMPOWER YOUR PRECIOUS  
VISIONS WITH US**

# **AMISH BADANI**

**CHAIRPERSON OF AMISH  
GROUP AND FOUNDER OF  
MANIRATHNAM**

**GUJARAT PRESIDENT OF  
BJED COUNCIL**

