

# ELINI

WNA / WNTI / INLA

London

January 11<sup>th</sup>, 2024



# Content

1. ELINI – in brief
2. Incoterms vs Nuclear Third Party Liability

*We invite you to visit our website for further information : [www.elini.net](http://www.elini.net)*



# Nuclear Mutual's family



# ELINI – European Liability Insurance for the Nuclear Industry

## Mutual Insurance Association

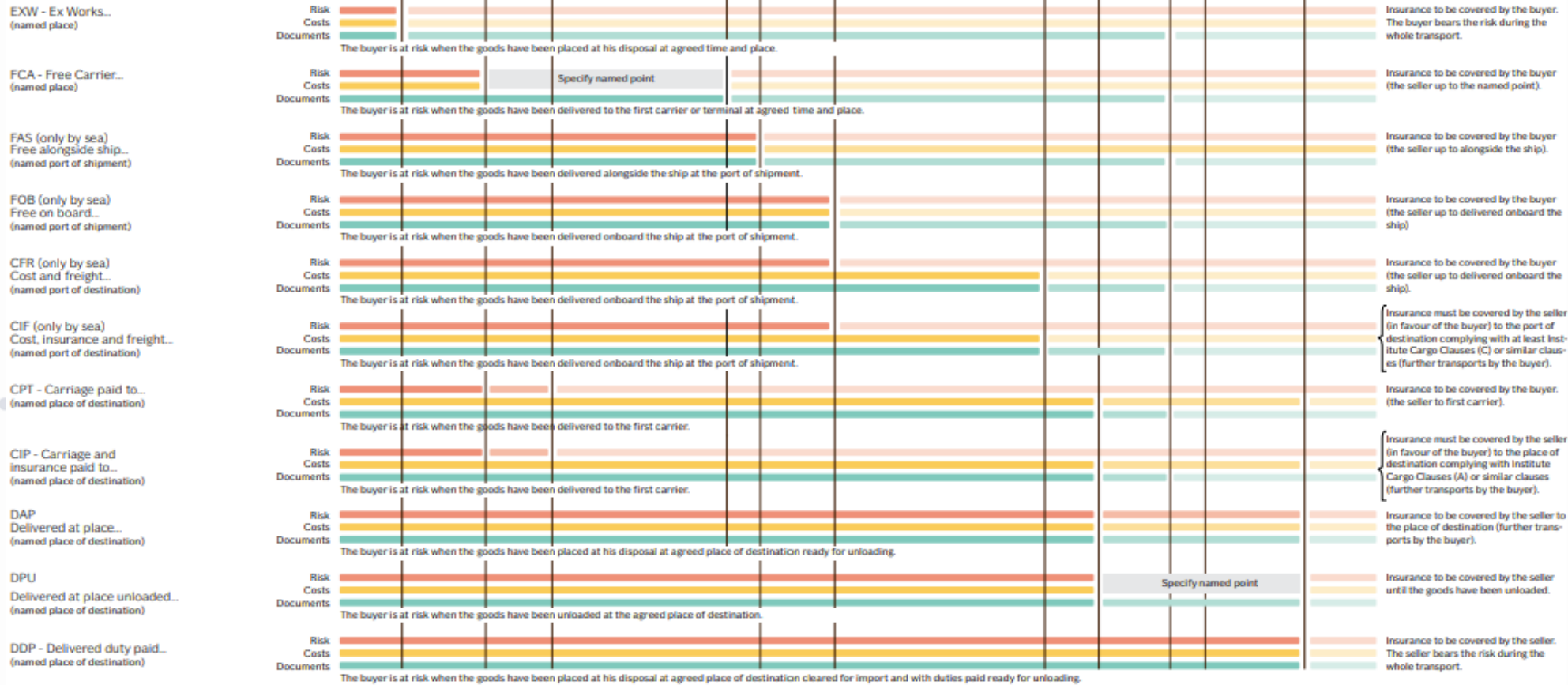
- Members / owners : Nuclear Operators only (license owners / operators, and transporters in some countries)
- 41 members in 16 different countries (Europe, Canada, South Africa, Brazil)
- Operational since 1<sup>st</sup> January 2003
- Insurance capacity to the members, for their compulsory Nuclear Third Party Liability insurance coverage (nuclear sites and nuclear transports)
- Created to bring an alternative solution compared to the Pools, also in view of the revised Paris Convention on Nuclear Third Party Liability
- Based in Belgium (Brussels)
- Operating AM Best rating : A- (Excellent)
- Insurance Gross capacity for 2024 : 272,4 MEUR
- Nuclear Claims Handling capacities : Claims Handling System (IT Platform) shared with other nuclear insurers inside a European Economical Interest Grouping



# Incoterms 2020 – International Chamber of Commerce

## INCOTERMS®

### Delivery terms



## Incoterms – Purpose

- For domestic and international Trade Terms (first codified set of standard Terms as Incoterms, in 1936)
- Common accepted reference to define the Parties' respective obligations for sales of goods
- Defines :
  - ❖ Obligations : « who does what » between Seller and Buyer (who organizes carriage or **insurances** of the goods, shipping documents, import / export licenses)
  - ❖ Risks : where and when the Seller delivers the goods and when does the transfer of the risks of loss for the transported goods apply between the Seller and the Buyer
  - ❖ Costs : which party is responsible for which costs (transports, packaging, loading and unloading, checking or security...)

## Incoterms – Insurances and Nuclear Third Party Liability

- « Insurances » in Incoterms relate to the Cargo Insurance, which is coverage for the loss of or damages caused **TO** the goods transported
- These are not legal compulsory insurance coverages to be in place

### Nuclear Third Party Liability – Case of Paris / Brussels / Vienna International Conventions

- Nuclear Third Party Liability during transport relate to the nuclear damages that may be caused **BY** the Nuclear Substances transported, to potential third parties during the transport operations
- Nuclear Third Party Liability is legally born either by the Consignor or by the Consignee (sometimes the transporter in some countries)
- Nuclear Third Party Liability is not ruled by the Incoterms and need specific contractual arrangements between the Consignor and the Consignee to define who is entitled to bear the nuclear liability in case of a Nuclear Accident during the transport operations, and conditions under which a transfer of liability can be arranged (subject to legal possibilities)

# ELINI

European Liability Insurance for the Nuclear Industry  
Avenue Jules Bordet 166 – Boite 2  
B – 1140 Brussels  
Belgium

Tel : + 32 2 702 90 18  
Visio : Teams

*[www.elini.net](http://www.elini.net)*

