



CHAPTER XX.

An Act to enable the Britannia Steamship Insurance Association Limited the London Steamship Owners' Mutual Insurance Association Limited the Newcastle War Risks Indemnity Association Limited the Standard Steamship Owners' Mutual War Risks Association Limited the Sunderland Steamship Mutual War Risks Association Limited the United Kingdom Mutual War Risks Association Limited and the West of England Mutual War Risks Association Limited to distribute their war risks reserve funds and for other purposes.

A.D. 1927.

[29th June 1927.]

WHEREAS the Britannia Steamship Insurance Association Limited the London Steamship Owners' Mutual Insurance Association Limited the Newcastle War Risks Indemnity Association Limited the Standard Steamship Owners' Mutual War Risks Association Limited the Sunderland Steamship Mutual War Risks Association Limited the United Kingdom Mutual War Risks Association Limited and the West of England Mutual War Risks Association Limited (hereinafter called "the Associations") are companies limited by guarantee and were established (inter alia) for the mutual insurance of their members against maritime losses :

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And whereas during the late war the Associations entered into a special arrangement for the mutual reinsurance of the war risks insurances underwritten by them respectively :

And whereas the Associations agreed with His Majesty's Government to reinsure their members with His Majesty's Government in respect of certain parts of such war risks and further agreed with His Majesty's Government that their policies of insurance and reinsurance should cover payments to the dependents of seamen employed on ships captured or detained by the enemy :

And whereas the funds to pay for losses on such war risks policies were provided by premiums and calls paid by members of the Associations and by sums provided by His Majesty's Government under the aforesaid reinsurance agreements :

And whereas during the intensive enemy submarine campaign in accordance with arrangements made with His Majesty's Government high premiums were charged to and large calls made upon members of the Associations in anticipation of losses which had not occurred :

And whereas the amounts received by or at the disposal of the Associations ultimately proved to be more than sufficient to cover the losses due to war risks :

And whereas the Associations have between them accumulated large reserve funds as a result of the special arrangements above referred to which sums with interest accrued thereon consisted on the fourth day of August nineteen hundred and twenty-six of the aggregate amount of £1,000,326 6s. 11d. :

And whereas doubts have arisen as to the proportions in which the Associations are entitled to share in the said aggregate amount and as to the rights and powers of the Associations to deal with their respective proportions and it is expedient that such doubts should be removed and that such aggregate sum should be divided in manner hereinafter appearing and that the respective proportions of the Associations therein should be applicable for the benefit of or distributable among the past present and future members of the Associations in manner hereinafter defined :

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And whereas it is doubtful whether the calls made upon the members of the Associations or some of them in anticipation of losses in accordance with the arrangements made with His Majesty's Government were within the powers of such Associations and it is expedient that such doubts should be removed :

A.D. 1927.
—

And whereas the purposes of this Act cannot be effected without the authority of Parliament :

May it therefore please Your Majesty that it may be enacted and be it enacted by the King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows (that is to say) :—

1. This Act may be cited as the War Risks Associations (Distribution of Reserve Funds) Act 1927. Short title.

2. In this Act—

Interpre-
tation.

“The Associations” means the Britannia Steamship Insurance Association Limited the London Steamship Owners' Mutual Insurance Association Limited the Newcastle War Risks Indemnity Association Limited the Standard Steamship Owners' Mutual War Risks Association Limited the Sunderland Steamship Mutual War Risks Association Limited the United Kingdom Mutual War Risks Association Limited and the West of England Mutual War Risks Association Limited;

“The accumulated fund” means the aggregate amount accumulated by the Associations on the fourth day of August nineteen hundred and twenty-six resulting from the arrangements made for insuring and reinsuring their members against war risks during the late war.

3. The accumulated fund together with all interest thereon shall be divided between the Associations in the following proportions (that is to say) :— Division
of reserve
funds.

	£	s.	d.
The Britannia Steamship Insurance Association Limited -	47,818	12	7
The London Steamship Owners Mutual Insurance Association Limited -	118,221	19	5

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A.D. 1927.		£	s.	d.
—	The Newcastle War Risks In- demnity Association Limited	22,683	6	1
	The Standard Steamship Owners' Mutual War Risks Associa- tion Limited - - -	279,594	10	2
	The Sunderland Steamship Mutual War Risks Associa- tion Limited - - -	15,356	0	0
	The United Kingdom Mutual War Risks Association Limited -	261,172	13	2
	The West of England Mutual War Risks Association Limited -	255,479	5	6

Allocated
sums to be
property of
Associa-
tions.

4. The sums allocated to the Associations in manner provided by section 3 of this Act shall be deemed to be the property of the Associations respectively and no person shall be entitled to the repayment of any calls or premiums paid by him in respect of war risks policies or to any portion of the accumulated fund or interest thereon except in accordance with the provisions of this Act.

Distribution
of allocated
sums.

5.—(1) Notwithstanding anything contained in its memorandum or articles of association:—

(a) Each association may distribute the sum so allocated to it or such part thereof as the directors or committee as the case may be may from time to time determine amongst such persons being past present or future members of the Association or (where such Association is not solely a war risks association) of the war risks class of the Association in such proportions and subject to such terms and conditions as the Association may by extraordinary resolution determine;

(b) The balance of any such sum for the time being remaining after such distribution may be applied in or towards the payment of any losses claims or expenses of the Association in such manner as the directors or committee as the case may be may from time to time determine.

(2) For the purpose of this section an extraordinary resolution shall bear the meaning applicable thereto

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under section 69 of the Companies (Consolidation) Act 1908 and shall be passed in accordance with the provisions of that section. A.D. 1927.
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6.—(1) Each of the Associations shall deliver to the Registrar of Joint Stock Companies a printed copy of this Act and he shall retain and register the same and any of the Associations which fails to deliver such copy within three months from the passing of this Act shall incur a penalty not exceeding two pounds for every day after the expiration of those three months during which the default continues and any director or member of the committee as the case may be or manager of any such Association who knowingly and wilfully authorises such default shall incur a like penalty Every penalty under this section shall be recoverable summarily. Copies of Act to be registered.

(2) There shall be paid to the Registrar by each such Association on the copy delivered by them being registered the like fee as is for the time being payable under the Companies (Consolidation) Act 1908 on registration of any document other than a memorandum of association or the abstract required to be filed with the Registrar by a receiver or manager or the statement required to be sent to the registrar by the liquidator in a winding-up in England.

7. The costs charges and expenses incidental to the preparing for obtaining and passing of this Act or otherwise in relation thereto shall be paid by the Associations. Costs of Act.

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