

## **YACHT – PASSENGER ACCIDENT – CONDITIONS**

**The insurance conditions are subject to German law. The German wording alone is binding.**

1. The insurance cover extends to all accidents in the framework of the General Accident Insurance Conditions (AUB 2004), which befall entitled passengers, and begins when they enter the vessel and ends when they leave it. In connection with use of the vessel, other accidents are also insured on gangways, or which occur when bathing, swimming, or diving, or from using water sports equipment belonging to the insured yacht (except water-skis).

2. All entitled passengers are insured including the paid crew, who are responsible for the maintenance and care of the vessel (employees and paid servants).

3. In the event of a claim, the sum insured per insured event is divided by the number of the people on the vessel at the time of the accident. Each person is insured for the appropriate partial amount of the insured sum.

4.a) For people under 18 years of age, the following supplementary conditions apply in addition to the AUB 2004 for children's accident insurance including poisoning. In derogation of point 5.2.5 AUB 2004, poisonings that result from accidental consumption of substances that are harmful to children, also fall under the insurance cover. Poisonings that result from foodstuffs remain excluded. This inclusion only applies to children who have not reached the age of 10 at the time of the accident.

b) For people under 14 years of age, the maximum compensation in the event of death is EUR 6,000. The partial amount resulting from the sum for death, which is apportionable to the other passengers, is increased proportionally by the amount released through this limitation of the insured sum. Deviating from point 9.4 AUB 2004, the period is increased from three years to five years for children up to age 14, but not beyond age 18.

5. Deviating from point 1.3 AUB 2004, insurance cover exists if the insured party suffers typical damage to health when diving, without the occurrence of a sudden external event having an effect on the body. The costs for the compression chamber are reimbursed in the course of the insured salvage charges.

6. In derogation of point 5.1.1 AUB 2004, accidents resulting from reduced consciousness are also insured, if these are caused by drunkenness or consumption of medication. However, control of the water vessel is only insured if the blood alcohol level is below 1.3 per mill. In principle, there is no insurance cover if the insured party demonstrably has an alcohol addiction or medication dependency at the time of the accident.

7. According to point 5.1.5 AUB 2004, there is no insurance cover for accidents that the insured party suffers while taking part in speed events, including the associated practice events, as the driver, co-driver, or passenger of a motor vehicle, if these depend on achieving top speeds.

### **8. Final Provisions**

The basis of the insurance are the General Accident Insurance Conditions (AUB 2004). German law applies to this policy.

### **Responsible Supervisory Authorities**

In the event of actions against the insurers, the insuree can contact the following address:

BaFin (German Financial Supervisory Authority)

Insurance Supervision

Graurheindorfer Str. 108 · 53117 Bonn

Tel.: +49 (0)228 410 80 · Fax: +49 (0)228 410 815 50

Email: [poststelle@bafin.de](mailto:poststelle@bafin.de) · Homepage: <http://www.bafin.de>