Challenges in the Real World
The Port and Port Risk Management
Drivers In Claims Adjusting Challenges

- Contract Relationships
- Risk Management Practices
- Business Interest/Relationship

Claims & Risk Management Tools
Terminal Management

contract directly with steamship lines

contract with Terminal Operator
3rd Party Injury/Damage Claims

- Claims tendered to MTC or their carrier
- Monitored by Port to resolution
- Costs for container repairs by GL recovered
Risk Transfer & Financing
  - Indemnity and Insurance Provisions

Claims Adjustment
  Oregon Tort Claims Act
    - Notice/Action Requirements
    - Tort Immunity
    - Tort Cap - $100k/$500k BI/$50k PD

Federal Jurisdiction

Tariff

COGSA

Contract

Port Insurance
Claims Drivers

Contract with Carriers

- Requests review of MTC decisions

Terminal Operator

- Claims Handling Responsibilities

Risk Management

- Cost Mitigation Concerns

Business Interests/Relationships
now operations

Tailor contract language to fit operations

Involves risk, claims and safety

Communicate with Port staff

Marketing/Operations/Sr. Management
SAFETY IS NO ACCIDENT