

"AUDAX" ex "KORTHION".

The circumstances of this case were fully described in the endorsement dated 9.11.50 in which it was submitted that the class of the vessel be expunged with a black line on account of the non-fulfillment of recommended repairs to the boilers within the limited period and because the Owners had decided to transfer the class to Registro Italiano. Full liberty had been given to the Owners to resubmit the boilers for examination to ascertain whether repairs of a lesser nature to those originally recommended could be approved, but no opportunity was afforded in this respect.

The Owners in a cable received on the 10th instant complain that the action of the Committee in expunging the class with a black line is unjustifiable; that they will be damaged financially thereby, and that they will be obliged to claim damages on this account. They further request that action be deferred pending receipt of a letter.

The conduct of the case on the part of the Society appears to be quite justifiable as the Owners did not submit the boilers for re-examination as promised and proceeded with the transfer of class to the Registro Italiano. It was intimated in the Trieste letter of the 1st July, 1950 that the Owners were fully aware that some relaxation of the original recommendations might be approved as an outcome of the further examination but they apparently preferred to ignore this.

From the account of Trieste Surveyor of the examination made on the port boiler in July, the interim repairs which are stated to have been effected under the supervision of the R.I. Surveyors are such as could be accepted at the particular parts of the boilers as a permanent repair if they had been carried out to an L. R. Surveyor's satisfaction.

ReH

11.1.51.



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