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Date: Tuesday 30<sup>th</sup> April 2019

### TO ALL SHIP MANAGEMENT MEMBERS AND BROKERS

#### ITIC Circular – BIMCO GDPR clauses

Following a number of recent enquiries regarding GDPR (the General Data Protection Regulation) ITIC would like to remind our ship management members that BIMCO has drafted the following GDPR clauses:

Personal Data Protection Clause for CREWMAN A and B 2009

Personal Data Protection Clause for GUARDCON

Personal Data Protection Clause for SHIPMAN 2009

Personal Data Protection Clause for SUPPLYTIME 2017

<https://www.bimco.org/news/contracts-and-clauses/20180727-data-protection-clauses-for-bimco-contracts-released>

ITIC's legal advisor, Mark Brattman, was part of the drafting committee.

BIMCO personal data protection clause for SHIPMAN 2009:

For the purposes of this Clause:

“**Data Subject**” means any identified or identifiable natural person, including Crew.  
“**Personal Data**” means any information relating to any Data Subject connected with the Management Services.

“**DPR**” means any data protection regulations applicable to the Parties in relation to the Management Services, including the European Union General Data Protection Regulation (GDPR).

ITIC  
IS MANAGED  
BY **THOMAS  
MILLER**

International Transport Intermediaries Management Co Ltd is the Appointed Representative of International Transport Intermediaries Club Ltd which is Authorised by the Prudential Regulation Authority and Regulated by the Financial Conduct Authority and Prudential Regulation Authority. International Transport Intermediaries Club Ltd (Registration number: 2725312) and International Transport Intermediaries Management Co Ltd (Registration number: 2670020) are registered in England. The registered offices are: 90 Fenchurch Street, London, EC3M 4ST

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(a) The Parties shall each ensure compliance with the DPR in respect of Personal Data, with particular regard to:

- (i) its collection and use;
- (ii) its safeguarding;
- (iii) any transfer to third parties;
- (iv) its retention; and
- (v) the protection of Data Subjects' rights.

(b) The Parties shall have proper notification and response procedures for any Personal Data breach.

(c) The Parties agree to conduct or submit to audits or inspections in accordance with the DPR

Please note that you will need to register with BIMCO in order to access the website, but for ease of reference you can download the Shipman 2009 clause and explanatory notes by [clicking here](#).

For International Transport Intermediaries Management Co Ltd.  
Managers of International Transport Intermediaries Club Ltd

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