

中船保



2023/24

通代名录
LIST OF CORRESPONDENTS



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CPI

中国船东互保协会
China Shipowners Mutual Assurance Association
www.chinapandi.com



经理机构

中国船东互保协会
上海市虹口区公平路 18 号 7 号楼中船保大厦 5-7 层
邮政编码: 200082
电话: +86 21 35036888
传真: +86 21 65950217
网址: www.chinapandi.com

承保委员会

主任	朴俊龙	电话: 35036899 65950170 手机: 13311566871 Email: piaojunlong@chinapandi.com
副主任	岳岩	电话: 35036897 65950171 手机: 13693159676 Email: yueyan@chinapandi.com

理赔委员会

主任	周佑生	电话: 35036822 65950122 手机: 13911563577 Email: zhouyousheng@chinapandi.com
副主任	严莉芳	电话: 35036866 65950128 手机: 13817893629 Email: yanlifang@chinapandi.com

船舶险委员会

主任	陈智高	电话: 35036859 65950185 手机: 13910924321 Email: chenzhigao@chinapandi.com
----	-----	---

市场与会员委员会

主任	吴学东	电话: 35036896 65950169 手机: 13381070666 Email: wuxuedong@chinapandi.com
副主任	王静雯	电话: 35036883 65950132 手机: 13504283836 Email: wangjingwen@chinapandi.com

承保部

总经理	乔卿	电话: 35036895 65950167 手机: 15000346184 Email: qiaoqing@chinapandi.com
-----	----	---

副总经理 蒋志超 电话: 35036889 65950119
手机: 13916926011
Email: jiangzhichao@chinapandi.com

总经理助理 梅 茜 电话: 35036891
手机: 18611729279
Email: meiqian@chinapandi.com

童建强 电话: 35036886
手机: 18268188071
Email: tongjianqiang@chinapandi.com

理赔一部 周佑生 电话: 35036822 65950122
总经理 手机: 13911563577
Email: zhouyousheng@chinapandi.com

副总经理 安庆生 电话: 35036869 65950196
手机: 13651081208
Email: anqingsheng@chinapandi.com

理赔二部 严莉芳 电话: 35036866 65950128
总经理 手机: 13817893629
Email: yanlifang@chinapandi.com

副总经理 贾晋涛 电话: 35036865
手机: 13386090607
Email: jiajintao@chinapandi.com

船舶险部 陈智高 电话: 35036859 65950185
总经理 手机: 13910924321
Email: chenzhigao@chinapandi.com

副总经理 呼延宇翔 电话: 35036851
手机: 13601002070
Email: huyanxuxiang@chinapandi.com

总经理助理 马 瀛 电话: 35036856
手机: 15961387086
Email: maying@chinapandi.com

施渝楠 电话: 35036837
手机: 13671980131
Email: shiyunan@chinapandi.com

特殊风险部 曹函真 电话: 35036828 65950120
总经理 手机: 15921748517
Email: caohanzhen@chinapandi.com

总经理助理 刘轩昂 电话: 35036827
手机: 13681713405
Email: liuxuanang@chinapandi.com

防损部
总经理 陈雪峰 电话: 35036811 65950211
手机: 18918310310
Email: chenxuefeng@chinapandi.com

总经理助理 程彦民 电话: 35036819
手机: 13718652256
Email: chengyanmin@chinapandi.com

财务部
总经理 余 敏 电话: 35036922 65950160
手机: 13701367711
Email: yumin@chinapandi.com

副总经理 张建铭 电话: 35036929 65950161
手机: 13522251879
Email: zhangjianming@chinapandi.com

殷思晓 电话: 010-64640572
手机: 13901177792
Email: yinsixiao@chinapandi.com

中国船东互保协会 北京办事处
北京市朝阳区东三环北路幸福大厦 A 座 506-513 室
邮政编码: 100027
电话: +86 10 64640510
传真: +86 10 64640522

总经理 金 聪 电话: 64640596
手机: 13901333167
Email: jincong@chinapandi.com

副总经理 张 群 电话: 64640519
手机: 13701009294
Email: zhangqun@chinapandi.com

中国船东互保协会 大连办事处
辽宁省大连市中山区中山路 136 号希望大厦 1707 室
邮政编码: 116001
电话: +86 411 39603009
传真: +86 411 39603011

总经理

郭雷楠 电话: 39603008
手机: 13804942520
Email: guoleinan@chinapandi.com

中国船东互保协会 青岛办事处

山东省青岛市市北区连云港路 66 号青岛国际航运中心 3307 室
邮政编码: 266000

总经理

张俊奇 手机: 13708982529
Email: zhangjunqi@chinapandi.com

中国船东互保协会 广州办事处

广东省广州市海珠区江南大道中 180 号富力天域中心 2505 室
邮政编码: 510220

总经理

胡 伟 手机: 13825204707
Email: huwei@chinapandi.com

中国保赔服务（香港）有限公司

香港干诺道中 168-200 号信德办事处招商局大厦 2602 室

电话: +852 25483722

传真: +852 25488907

副总经理 吴剑平 电话: 28583708
手机: 96650038
Email: wujianping@chinapandi.com

总经理助理 郝春秋 电话: 28589800
手机: 67673399
Email: haochunqiu@chinapandi.com

中船保服务（英国）有限公司

85 Gracechurch Street, London, United Kingdom

邮政编码: EC3V 0AA

电话: +44 2031468800

传真: +44 2031468801

总经理 曹树峰 电话: (0) 2031468805
手机: 7826356688
Email: caoshufeng@chinapandi.com

中船保服务（新加坡）有限公司

Level 11, Marina Bay Financial Centre Tower 1, 8 Marina Blvd, Singapore

邮政编码: 018981

电话: +65 65571028

总经理 许桢涛 电话: 65571028
手机: 96478846
Email: xuzhentao@chinapandi.com

The Managers

China P&I Management

5-7F, China P&I Centre, Building 7, 18 Gongping Road, Hongkou District, Shanghai, China

Post Code: 200082

Tel: +86 21 35036888

Fax: +86 21 65950217

Web: www.chinapandi.com

Underwriting Committee

Director

Mr. Piao Junlong

Tell: 35036899 65950170

Mobile: 13311566871

Email: piaojunlong@chinapandi.com

Deputy Director

Mr. Yue Yan

Tell: 35036897 65950171

Mobile: 13693159676

Email: yueyan@chinapandi.com

Claims Committee

Director

Mr. Zhou Yousheng

Tell: 35036822 65950122

Mobile: 13911563577

Email: zhouyousheng@chinapandi.com

Deputy Director

Ms. Yan Lifang

Tell: 35036866 65950128

Mobile: 13817893629

Email: yanlifang@chinapandi.com

Hull Committee

Director

Mr. Chen Zhigao

Tell: 35036859 65950185

Mobile: 13910924321

Email: chenzhigao@chinapandi.com

**Market & Membership
Committee
Director**

Mr. Wu Xuedong

Tell: 35036896 65950169

Mobile: 13381070666

Email: wuxuedong@chinapandi.com

Deputy Director

Ms. Wang Jingwen

Tell: 35036883 65950132

Mobile: 13504283836

Email: wangjingwen@chinapandi.com

**Underwriting
General Manager**

Mr. Qiao Qing

Tell: 35036895 65950167

Mobile: 15000346184

Email: qiaoqing@chinapandi.com

**Deputy General
Manager**

Mr. Jiang Zhichao

Tell: 35036889 65950119

Mobile: 13916926011

Email: jiangzhichao@chinapandi.com

**Assistant General
Managers**

Ms. Mei Qian

Tell: 35036891

Mobile: 18611729279

Email: meiqian@chinapandi.com

Mr. Tong Jianqiang

Tell: 35036886

Mobile: 18268188071

Email: tongjianqiang@chinapandi.com

**Claims I
General Manager**

Mr. Zhou Yousheng

Tell: 35036822 65950122

Mobile: 13911563577

Email: zhoyousheng@chinapandi.com

**Deputy General
Manager**

Mr. An Qingsheng

Tell: 35036869 65950196

Mobile: 13651081208

Email: anqingsheng@chinapandi.com

**Claims II
General Manager**

Ms. Yan Lifang

Tell: 35036866 65950128

Mobile: 13817893629

Email: yanlifang@chinapandi.com

**Deputy General
Manager**

Mr. Jia Jintao

Tell: 35036865

Mobile: 13386090607

Email: jiajintao@chinapandi.com

**Hull & Machinery
General Manager**

Mr. Chen Zhigao

Tell: 35036859 65950185

Mobile: 13910924321

Email: chenzhigao@chinapandi.com

**Deputy General
Manager**

Ms. Huyan Yuxiang

Tell: 35036851

Mobile: 13601002070

Email: huyanyuxiang@chinapandi.com

**Assistant General
Managers**

Mr. Ma Ying

Tell: 35036856

Mobile: 13681713405

Email: maying@chinapandi.com

Ms. Shi Yunan

Tell: 35036837

Mobile: 13671980131

Email: shiyunan@chinapandi.com

**FDD & TCL
General Manager**

Mr. Cao Hanzhen

Tell: 35036828 65950120
Mobile: 15921748517
Email: caohanzhen@chinapandi.com

**Assistant General
Manager**

Mr. Liu Xuanang

Tell: 35036827
Mobile: 15961387086
Email: liuxuanang@chinapandi.com

**Loss Prevention
General Manager**

Mr. Chen Xuefeng

Tell: 35036811 65950211
Mobile: 18918310310
Email: chenxuefeng@chinapandi.com

**Assistant General
Manager**

Mr. Cheng Yanmin

Tell: 35036819
Mobile: 13718652256
Email: chengyanmin@chinapandi.com

**Accounting
General Manager**

Ms. Yu Min

Tell: 35036922 65950160
Mobile: 13701367711
Email: yumin@chinapandi.com

**Deputy General
Managers**

Mr. Zhang Jianming

Tell: 35036929 65950161
Mobile: 13522251879
Email: zhangjianming@chinapandi.com

Ms. Yin Sixiao

Tell: 010-64640572
Mobile: 13901177792
Email: yinsixiao@chinapandi.com

China P&I Management Beijing Branch

Room 506-513, Lucky Tower A, No.3 Dongsanhuan Beilu, Chaoyang District,
Beijing, China

Post Code: 100027

Tel: +86 10 64640510

Fax: +86 10 64640522

General Manager

Ms. Jin Cong

Tell: 64640596

Mobile: 13901333167

Email: jincong@chinapandi.com

**Deputy General
Manager**

Ms. Zhang Qun

Tell: 64640519

Mobile: 13701009294

Email: zhangqun@chinapandi.com

China P&I Management Dalian Branch

Unit 07, 17F, Xiwang Tower, 136 Zhongshan Road, Zhongshan District, Dalian,
Liaoning, China

Post Code: 116001

Tel: +86 411 39603009

Fax: +86 411 39603011

General Manager

Mr. Guo Leinan

Tell: 39603008

Mobile: 13804942520

Email: guoleinan@chinapandi.com

China P&I Management Qingdao Branch

Room 3307, 33F, Qingdao International Shipping Centre, 66 Lianyungang
Road, Shibei District, Qingdao, Shandong, China

Post Code: 266000

General Manager

Mr. Zhang Junqi

Mobile: 13708982529

Email: zhangjunqi@chinapandi.com

China P&I Management Guangzhou Branch
Room 2505, 25F, R&F Well Centre, 180 Jiangnan Avenue (M), Haizhu District,
Guangzhou, Guangdong, China
Post Code: 510240

General Manager

Mr. Hu Wei

Mobile: 13825204707

Email: huwei@chinapandi.com

China P&I Services (Hong Kong) Ltd.

Room 2602, 26F, China Merchants Tower, Shun Tak Centre, 168-200 Con-
naught Road, Central, Hong Kong SAR, China

Tel: +852 25483722

Fax: +852 25488907

**Deputy General
Manager**

Mr. Wu Jianping

Tell: 28583708

Mobile: 96650038

Email: wujianping@chinapandi.com

**Assistant General
Manager**

Ms. Hao Chunqiu

Tell: 28589800

Mobile: 67673399

Email: haochunqiu@chinapandi.com

CPI Services (UK) Ltd.

85 Gracechurch Street, London, United Kingdom

Post Code: EC3V 0AA

Tel: +44 2031468800

Fax: +44 2031468801

General Manager

Mr. Cao Shufeng

Tell: (0) 2031468805

Mobile: 7826356688

Email: caoshufeng@chinapandi.com

CPI (SGP) Services Pte. Ltd.

Level 11, Marina Bay Financial Centre Tower 1, 8 Marina Blvd, Singapore

Post Code: 018981

Tel: +65 65571028

General Manager

Mr. Thomas Xu

Tell: 65571028

Mobile:96478846

Email: xuzhentao@chinapandi.com



资讯平台微信号
CPI Service Weixin Account



“云访船”微信小程序
Cloud Ship Visit



抖音主页
CPI Douyin Account

敬请关注协会微信号、小程序、抖音号，获取最新资讯及防损信息

EMERGENCY CONTACT

In case of emergency, Members and Correspondents are encouraged to contact the Claims Team directly whenever possible.

A duty officer is contactable on mobile phone number: +86 13052389777 to deal with any urgent matters if Members or Correspondents are unable to contact the appropriate Claims Team.

If there is a significant event preventing contact with Club personnel at their office, please call your usual contact on his/her mobile or our emergency number: +86 13052389777.

通讯代理名录
List of Correspondents
2023 / 2024

中国船东互保协会
China Shipowners Mutual Assurance Association

CORRESPONDENTS

THROUGHOUT THE WORLD

Although the Association does not appoint agents, the followings are available to assist Members in dealing with claims in which the Association may be concerned.

Index for Country / Region & Port: page 13, Index for port: page 26

Please see List of Correspondents for names, addresses and full styles of correspondents.

* denotes Lawyers

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Guidelines for Correspondents

As the local “eyes and ears” of the Club, correspondents perform a key role looking after the interests of the Club and her Members around the world. These Guidelines have been prepared to enable correspondents to work closely together with the Club to continue to meet Members’ expectations for the delivery of the highest quality services.

These guidelines provide the foundation for a common approach to the handling of incidents and promote a consistent response by all correspondents when instructed by China Shipowners Mutual Assurance Association, abbreviate China P&I Club.

1. LISTING OF CORRESPONDENTS

The listing of a correspondent does not represent any kind of contractual or agency relationship between the correspondent and the Club, nor does it create any right to be included in any subsequent list. Correspondents are not agents for the Club and are not automatically authorized to accept service of any proceedings on behalf of the Club or any subsidiary or associated companies. The correspondent, although listed and named by the Club, will usually act for the shipowner/charterer whose ship is entered with the Club.

Correspondents must be contactable 24 hours a day and they must keep the Club advised of changes to staff/office communications details. Correspondents should regularly check their entries on the Club’s website (www.chinapandi.com) to verify that the Club has the correct contact details.

2. GOVERNANCE

Correspondents must operate to the highest ethical standards and have appropriate systems and procedures in place. It is important to note that failure to comply with these requirements could mean a correspondent risks delisting.

A) BRIBERY

The Club has best practice systems to deal with bribery, including ‘facilitation payments’, and financial crime. Those systems extend to all correspondents and service providers. Compliance with the requirements of the Clubs’ strict bribery prevention policies and anti-bribery laws must be in addition to correspondents’ compliance with any other an-

ti-bribery legislation that may affect them.

B) MONEY LAUNDERING

Correspondents should have systems in place to ensure they and their subcontractors and service providers do not contravene anti-money laundering or tax evasion legislation. Such systems should include procedures to identify their clients and ensure that transactions are legal.

C) SANCTIONS

Correspondents must be aware of economic and trade-related prohibitions and restrictions caused by applicable sanctions and legislation imposed by States or international organizations. Such legislation may affect a Member and/or the trade they undertake either directly or indirectly and can affect the assistance the Club is able to offer Members. In particular, the Club may not be able to assist Members in providing a letter of undertaking or bank guarantee to secure a claim.

It is the correspondent's responsibility to ensure that all third parties that they instruct or remit funds to are not listed as designated persons or organizations on any trade or economic sanctions lists, for example, those published and maintained by the United Nations, the United Kingdom, the European Union and the United States.

The situation on sanctions can change and the correspondent should contact the Club for specific advice.

D) DATA PROTECTION

Correspondents should be aware that the Club, correspondents and service providers are subject to data protection legislation. Correspondents will routinely receive personal data for claimants and crew members. "Personal data" refers to information about an individual, such as their name, job description, date of birth, email address, mailing address or health-related data. All personal data should be handled and stored carefully and distributed securely and no more widely than necessary.

E) SLAVERY AND HUMAN TRAFFICKING

As part of the Club's business and supply chains, correspondents must conform with the Club's zero-tolerance position in respect of modern slavery and human trafficking, including compliance with any relevant legislation.

F) CLIENT MONEY

Where permitted by local regulations, correspondents should operate a designated client bank account for the receipt of funds to pay claims. This account should be separate from the correspondents' day to day business accounts.

G) PROFESSIONAL LIABILITY/ERRORS AND OMISSIONS INSURANCE

It is prudent for correspondents to have adequate errors and omissions insurance that provides protection for their services, or those which extend to ownership of an associated company, arising from claims of negligence or failing to perform their professional duties.

3. CONFLICTS OF INTEREST

A conflict check must be undertaken as soon as instructions are received and the Club must be informed of any potential conflict immediately.

The most common circumstances where a correspondent may encounter a conflict of interest involve an owner and charterer (for example, when they have a cargo problem at a discharge port) where:

- a. both parties are entered with the same Club,
- b. the parties are entered in different Clubs and the correspondent is listed by both Clubs, or
- c. the correspondent, or an associated company, are also representing cargo interests.

4. REPORTING

A) FIRST NOTIFICATION

A correspondent may be notified of an incident or claim from a number of sources other than the Club, such as the Member, the ship's master, local agent, owner, charterer or directly from a claimant or the claimant's insurer.

For urgent matters (death, serious illness and/or injury, pollution, ship arrest, collision, groundings and service of legal proceedings), the first notification to the Club should be made by both telephone and email to the Club. For non-urgent matters, the first notification should be sent by email. In order to minimize any delay in obtaining a response when sending an email, the correspondent should try to identify the claims team or individual

and only use the Club's general email address if this cannot be done.

Correspondents should be familiar with the risks covered by the Club, as set out in the Rules. Not all Members will be covered for all these risks and so correspondents should seek confirmation of the extent of the cover from the Club. However, the correspondent is recommended not to stop dealing with matters whilst waiting to receive such confirmation. The first notification to the Club should include:

- The ship's name and IMO number.
- Description of the incident including the date and the port/place where the incident occurred.
- The party requesting assistance and the nature of the assistance requested.
- Any steps taken by the correspondent.
- The current status and proposed future action, including details of any deadline/time limits which the Member may be required to satisfy.
- Details of security demands and reasonableness thereof.
- Contact details for the correspondents and any service providers appointed.

B) SUBSEQUENT REPORTS TO THE CLUB

Communication by phone remains extremely important and can be a useful addition to email reporting. It is important that correspondence is documented, so correspondents should avoid exchanges via social media, including apps such as WhatsApp and Messenger. Surveyors, lawyers or other experts must be encouraged to give you, as correspondent, timely updates which add value for the Club and Member. Where possible and unless otherwise instructed, the correspondent should ensure that all information from these sources is channelled through them and that they control the case locally.

In the initial period following an incident "no news is good news" does not apply and reports (including service providers' reports) will be required on a frequent basis, including:

- Details of the property damaged/person or persons injured etc (as applicable).
- Cause of the incident.
- Steps to be taken to protect the Member's position, including measures to preserve the Member's right of redress against third parties, including any time limits.
- Claimed amount and any assessment of/material changes to quantum.
- Current status of any negotiations with claimants or their representatives.
- Any hearing dates.

C) PERSONAL INJURY REPORTS

Reports into personal injury incidents can by their very nature contain graphic images of

death and injury. As files are often audited internally or externally by staff who may be unfamiliar with such claims, correspondents are encouraged to provide a warning on such reports stating that the report contains images which some people may find upsetting.

5. APPOINTMENT OF LOCAL SURVEYORS OR OTHER THIRD PARTIES (SERVICE PROVIDERS)

Ideally the correspondent should obtain approval from the Club before any service provider is appointed. Where prior approval cannot be obtained, the correspondent may appoint the service provider to avoid delay but the Club must be notified at the earliest opportunity. The best service provider suitable for the task must be appointed, provided they are not conflicted, regardless of whether they are in-house or independent.

If the Club sends an expert to attend, the correspondent should provide them with any assistance necessary, including promoting co-ordination with any attending local service providers.

6. CLAIMS HANDLING

Claims may be pursued locally or in another country because of contractual terms or by agreement between the parties. If a correspondent receives claims documents, they should seek instructions from the Club. The Club or Member may wish to handle the claim; alternatively, the correspondent may be authorized to handle the claim. If so, the correspondent should provide as soon as possible their opinion on the merits of the claim and best estimate of the overall claim and fee exposure. The best estimate should be periodically updated to assist the Club in setting a reserve. If a claimant starts legal proceedings, the Club should be advised immediately.

A) TIME EXTENSION

No time extension is to be granted to any party without prior authority from the Club or the Member.

B) CLAIMS SETTLEMENT

Correspondents should not enter into settlement negotiations or agree to any settlement proposal without prior authority. An agreed settlement must include a receipt and release document, approved by the Club in advance, and the cancellation and return of any guarantee. If the Member no longer exists, they will be unable to pay claims. Other than in death and per-

sonal injury matters, if no guarantee has been issued it is unlikely the Club will be able to assist further and the correspondent may be asked to close their file and submit a final invoice.

C) COURT PROCEEDINGS-ARBITRATION-MEDIATION

No claim is to be taken to court, arbitration or mediation without prior instructions from the Club and Member.

7. GUARANTEES

The correspondent should inform the Club immediately if they receive a request for security and/or a threat of arrest or detention of the ship or another asset. In order to consider whether it is appropriate for the Club to provide security, the Club must be informed as soon as possible of the name of the beneficiary and the quantum and form of security requested.

The provision of Club security is discretionary and depends on a number of factors, regardless of the guarantee amount or pressure from interested parties. The security may be provided directly to the claimant by the Club or, by agreement, via the correspondent.

A correspondent must not agree to issue a letter of undertaking (LoU), or other form of security, without the prior approval of the Club. The Club will not authorize a guarantee to a sanctioned entity.

The following forms of security may be considered in order of preference:

1. LoU. The Club recognizes that this is not an option for all claimants in certain jurisdictions.
2. Interim security to be replaced by a bank guarantee or bail bond within a specified time-frame.
3. A bank guarantee or bail bond with no interim security.

The Club does not provide anticipatory security or security for an unlimited amount. Club security only covers a Member's legal liability and will be for a quantified claim amount, which should be referred to in the terms of the guarantee. It is preferable that the amount of the guarantee includes interest and costs.

8. FREIGHT, DEMURRAGE & DEFENCE COVER (FD&D)

The Club offers a separate cover for their Members' legal costs in defending or prose-

cutting certain types of claims. The involvement of the correspondent in FD&D matters will vary, and will often be minimal, as legal input is often necessary. The correspondent, whether legal or commercial, should determine the extent of Club cover and should not assume that any fees will be paid directly by the Club.

9. CONTINGENCY PLANNING

The correspondent's contingency plans should include a business continuity plan and a plan for handling large claims and major casualties. Their staff must be familiar with these plans and their roles within them. Plans and operational arrangements should be regularly tested and updated.

10. INVOICING

Correspondents should be familiar with the invoicing requirements of the Club.

In case of doubt, a correspondent may seek clarification from the Club as to who will be responsible for fees. For Member's own surveys, or matters not covered by the Club, it is the correspondents' responsibility to make arrangements for the payment of fees and disbursements. In these circumstances, the correspondent may request a payment in advance from the Member.

A) INVOICING INSTRUCTIONS

Correspondents should check with the Club who the invoice should be addressed to.

Invoices should contain the Club's and the correspondents' references, together with the beneficiary's banking details.

Fees and disbursements must be shown separately. The fee calculation should show the hourly or daily rates and the time spent. Receipts or other evidence should be provided for disbursements. Correspondents should not settle any third party's invoice without the authority of the Club.

B) PAYMENT INSTRUCTIONS

The Club prefer to make electronic payments for invoices. The beneficiary of the payment must match the person or company issuing the invoice.

C) INTERIM INVOICES

To assist the Club in controlling costs, interim invoices (including those of service providers) should be submitted unless the Club decides otherwise.

D) FINAL INVOICES

A final invoice, clearly marked as such and including any outstanding service providers' costs, should be submitted as soon as a case has been concluded or when the involvement of the correspondent is no longer required, normally within three months unless the Club specifies otherwise.

E) INVOICES ENQUIRIES

Occasionally, clarification of invoices or items contained in them may be required. For invoices to be paid by the Club, in the event of a dispute between the Club and the correspondent, the Club will settle the undisputed portion of the invoice as quickly as possible.

11. PROVISION OF GENERAL INFORMATION ON LOCAL MATTERS

Correspondents are encouraged to advise the Club of general information relevant to ships trading within their local area. The Club may wish to include this information in the websites, apps and publications for the benefit of the Members.

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ALBANIA (+355) GMT +1

DURRES

*SAMER & MISA SH.PK

Lagja Nr 4, Rr. "Autostrada – Egnatia" Pallati "XHEMF",
Shkalla Nr.1, Kati 9, Ap.1 2001 Durres, Albania

Telephone	+355 52 222 236
Fax	+355 52 222 236
Email	samer-misa@samer-misa.com
Web address	www.samer-misa.com
After hours	Mobile
Illir Misa	+355 68 202 4704
Eno Xhako	+355 69 202 4706
Mrs. Resi Misa	+355 69 202 4705

ALGERIA (+213) GMT +1

ALGIERS

BUREAU D'EXPERTISE MARITIME ET INDUSTRIELLE

Rue No 3, Villa No 9, Les Vergers Birkhadem 16330 Algiers

Telephone	+213 23 525 304 / +213 23 525 539
Fax	+213 23 525 542 / +213 23 525 545
Email	bemi@bemialg.com / bemialg@gmail.com
Web address	www.bemialg.com
After hours	Mobile
Mr. Nadji Aboudaoud	+213 559 062 337
Dr. B Bennabi	+213 661 517 432
Mrs. Mounia Benyezzar	+213 559 062 338
Mrs. K Meghzi	+213 559 062 336

BUDD ALGIERS

Cité des 720 Logements, Bâtiment 4,

No. 2 Les Vergers, Bir-Mourad-Rais 16330 Algiers
 Telephone +213 23 550 305
 Fax +213 23 550 304 / +213 23 550 313
 Email budd.algerie@budd-pni.com / buddalgiers@gmail.com
 general.marseille@budd-pni.com (in copy)
 Web address www.budd-pni.com

After hours	Mobile	Email
Ms. Zakia Rahali	+213 661 507 610	zakia.rahali@budd-pni.com
Mr. Larbi Ghebriout	+213 540 270 888	mohamed.ghebriout@budd-pni.com
Mr. Abdelatif Boudra	+213 770 655 690	abdelatif.boudra@budd-pni.com

BEJAIA

BUDD ALGIERS (SEE ALGIERS)

NEFFOUS SHIPPING & CONSULTING

Résidence la Colombe 3, rue des Frères Kara (El Qods) Bloc A –
 11ème Etage 06000 BEJAIA – ALGERIA
 Telephone +213 662 16 2640
 Fax +213 44 20 1359
 E-mail bejaia@neffous-pandi.com
After hours **Mobile**
 Ahmed Medjtouh +213 662 162 640
 Mohammed M. Neffous +213 41 834 013 / +213 661 209 585

ORAN

MCLEANS-MGN

111 Rue Zehaf Djillali- Chahid Mahmoud Bir-El-Djir, Oran, Algeria
 Telephone +213 549 588 376
 Email mcleansoranmgn@gmail.com / mcleans.mgn@gmail.com
 Website www.mcleangroup.fr
After hours **Telephone** **Mobile** **Email**
 Ali Ghouali +213 21 273 650 +213 661 531 776
 Amor Nait Meziane +213 661 548 569
 Alan McLean +33 614 349 860 amclean@mcleans.fr

Sayah Hannouche +213 644 427 385

NEFFOUS SHIPPING & CONSULTING

28 Boulevard Ahmed Ben Abderezak DZ-31000 Oran

Telephone +213 41 385 219

Fax +213 41 385 261

Email nscalgeria@wanadoo.fr / mail@neffous-pandi.com

After hours Mobile

Ahmed Medjtouh +213 662 162 640

Mohammed M. Neffous +213 661 209 585

ANGOLA (+244) GMT +1

LUANDA

PINTO BASTO (ANGOLA) LDA

Rua Rainha Ginga, No 187

R/c Lojas L, M & N, Luanda

Telephone +351 91 821 5353

Fax +244 222 372 355

Email piangola@pintobasto.com / joao.bobone@pintobasto.com (in copy)

After hours Mobile

Email

Mr. Lino Carrilho +351 91 723 5994

lino.carrilho@pintobasto.com

Mr. João Bobone +351 91 821 5353

joao.bobone@pintobasto.com

PANDISHIP (ANGOLA) LIMITED

C/o Maritime Services of Angola Limitada,

Rua Conselheiro Juliao Vilhena No.12, App No.63, Mutamba, Angola

Telephone +244 917 389 885

Email info@pandishipwa.com

After hours Telephone

Capt. Ferdinand Mlaker +244 917 389 885

In case of communications difficulties, please contact Mr Rasik Halai from Pandiship WA Limited on +447766206723 vinod.halai@pandishipwa.com

BUDD ANGOLA

Rua do Lobito No 44 Bairro Sao Paulo, Luanda

Telephone	+244 226 215 177 / +33 1 8488 0841 (AOH Emergency)	
Fax	+244 226 215 177	
E-Mail	budd.angola@budd-pni.com / general.marseille@budd-pni.com	
Web address	www.budd-pni.com	
After hours	Mobile	Email
Mr. Filipe Bonfim	+244 912 500 503	filipe.bonfim@budd-pni.com
Ms. Ndeye Fatou Diouf	+221 764 668 888	fatou.diouf@budd-pni.com

ANTIGUA (+1) GMT -4

ST JOHN'S

CARICONSULT ANTIGUA OFFICE

#60 Nevis Street, Saint John's Antigua

Telephone	+1 246 423 6412 (Barbados Office)	
Fax	+1 246 423 0985 (Barbados Office)	
Email	group@cconsult.com.bb	
Web address	www.steers.com.bb	
After hours	Mobile	
24 Hrs Emergency	+1 246 231 2196	
Rupert Steer-Barbados	+1 246 253 6412	
Michael White	+44 7393 964 001	

ARGENTINA (+54) GMT -3

BAHIA BLANCA

AGENCIA MARITIMA WALSH (E BURTON) SRL

Velez Sarsfield 3848, 8103 Ingeniero White, Bahia Blanca

Telephone	+54 291 457 3080	
Fax	+54 291 457 3072	
Email	surveys@walsh.com.ar	
After hours	Mobile	Email
Mr. Eric Heiling	+54 9291 571 2627	surveys@walsh.com.ar

BUENOS AIRES

PANDI LIQUIDADORES S.R.L.

Viamonte 494, 8th Floor, C1053 ABJ, Buenos Aires

Telephone +54 11 4313 3500

Web address www.pandi.com.ar

Email pandi@pandi.com.ar

After hours

Mobile

Email

Office Mobile +54 911 4446 0662

Mr. Ricardo Crisp +54 911 3692 7788

ricardo.crisp@pandi.com.ar

Mr. Sebastián Trigub +54 911 4407 2602

sebastian.trigub@pandi.com.ar

*LESMI & MORENO ABOGADOS

421 Lavalle St. – 1st Floor, Office 2

C1047 AAI Buenos Aires

Telephone +54 11 4393 5292 / +54 11 4393 5393 / +54 11 4393 5889

Fax +54 11 4393 5889

Email info@lesmiymoreno.com.ar

Web address www.lesmiymoreno.com.ar

After hours

Mobile

Email

Dr. Carlos Lesmi +54 911 4188 3846

c.lesmi@lesmiymoreno.com.ar

Mr. Erick A Oms +54 911 3203 4081

e.oms@lesmiymoreno.com.ar

ARUBA (+297) GMT -4

ORANJESTAD

NV V/H FIRMA CS GORSIRA JP

Caya G.F. Betico Croes # 222 unit 12 Postbus 533 Oranjestad Aruba

Telephone +297 58 24 124 / +297 58 21 953

Fax +297 58 25 988

Email bronswinkelh@vrshipping.com / gorsira@gorsira.com

After hours

Mobile

Hanley Bronswinkel +297 59 30 973

AUSTRALIA (+61) GMT +8 / +9½ / +10

ADELAIDE

	AUS SHIP P&I	
	17 Kurrambi Crescent Hallett Cove Adelaide SA 5158	
Telephone	+61 289 203 222	
Email	adelaide@ausship.com.au	
After hours	Mobile	Email
Capt. Nello Magliulo	+61 403 024 561	adelaide@ausship.com.au
Mr. Serge Mensitieri	+61 411 068 945	

*WALLMANS LAWYERS

	Level 5 400 King Williams Street Adelaide SA 5000	
Telephone	+61 8 8235 3000	
Fax	+61 8 8232 0926	
After hours	Mobile	Email
Mr. Ian Maitland	+61 407 297 067	ian.maitland@wallmans.com.au
Mr. Scott Lumsden	+61 403 069 812	scott.lumsden@wallmans.com.au

BRISBANE

AUS SHIP P&I BRISBANE

	PO Box 1069 Mooloolaba Queensland 4557	
Telephone	+61 2 8920 3222	
Email	brisbane@ausship.com.au	
After hours	Mobile	Email
Mr. Greg Pugh	+61 478 184 698	brisbane@ausship.com.au

*THYNNE & MACARTNEY

	Level 32, Riverside Centre, 123 Eagle Street, Brisbane Queensland 4000	
Telephone	+61 7 3231 8888	
Fax	+61 7 3229 0855	
Email	transport@thymac.com.au	
After hours	Mobile	Email
Mr. Michael Fisher	+61 408 735 653	mfisher@thymac.com.au
Mr. Matthew Hockaday	+61 422 318 678	mhockaday@thymac.com.au

CAIRNS

* THYNNE & MACARTNEY

1st Floor, Moresby Haus, 4 Scott Street, Cairns QLD 4870

Telephone +61 7 403 14711
Fax +61 7 3229 0855
Email cairns@thymac.com.au
Web address www.thymac.com.au

After hours

Mobile

Email

Mr. Murray Tavener	+61 425 316 020	mtavener@thymac.com.au
Mr. Michael Fisher	+61 408 735 653	mfisher@thymac.com.au
Mr. Matthew Hockaday	+61 422 318 678	mhockaday@thymac.com.au
Mr. Chanveer Singh	+61 466 955 776	csingh@thymac.com.au

DAMPIER

AMSPEC C R COX

13, Mews Road, East Fremantle, WA6058, Australia

Telephone +61 8 9339 8222
Fax +61 8 9339 8023
Web Site www.crcox.com.au
E-mail marine.australia@amspecgroup.com

After hours

Mobile

Capt. Abuel Saturnino +61 0 467 467 086

DARWIN

AUS SHIP P&I

GPO Box 1302, Palmerston Northern Territory 0830

Telephone +61 8 8920 3222
Email darwin@ausship.com.au

After hours

Mobile

Email

Mr. Abdul Quader	+61 418 797 059	darwin@ausship.com.au
------------------	-----------------	--

* THYNNE & MACARTNEY

4/48 Woods Street, GPO Box 3478, Darwin NT 0801

Telephone +61 7 4031 4711

Email darwin@thymac.com.au

Web address www.thymac.com.au

After hours Mobile

Paul Maher +61 488 314 747

Mr. Michael Fisher +61 408 735 653

Mr. Matthew Hockaday +61 422 318 678

FREMANTLE

AUS SHIP P&I

PO Box 1053, Canning Bridge, Applecross WA 6153 Australia

Telephone +61 2 8920 3222

Email fremantle@ausship.com.au

After hours Mobile

Mr. Eduardo Palacios +61 (0) 421 249 120

COSCO SHIPPING OCEANIA SHIPS SERVICE PTY LTD

Suite 3, Level 2, 3 Cantonment Street, Fremantle, WA 6160

Telephone +61 8 9336 4388

Fax +61 8 9336 3286

Web Site www.vstarcosco.com.au

E-mail shipping@vstarcosco.com.au

After hours	Mobile	Email
Peng Qingming	+61 428 786 959	pengqm@vstarcosco.com.au
Kevin Wang	+61 433 172 481	kevinw@vstarcosco.com.au
Paul Mollett	+61 438 293 029	paulm@vstarcosco.com.au

*COCKS MACNISH BARRISTERS

P O Box 513, West Perth WA 6872 Ground Floor, 41 Colin Street

West Perth WA 6005

Telephone +61 8 9321 6676

Fax +61 8 9481 6518

Email comac@cocksmacnish.com.au

Web address	www.cocksmacnish.com.au	
After hours	Mobile	Email
Mr. Tim E Cocks	+61 418 925 546	tim@cocksmacnish.com.au
Mr. Waqas Naseem	+61 400 786 730	waqas@cocksmacnish.com.au
Julia Routley	+61 418 950 387	julia@cocksmacnish.com.au

HOBART & TASMANIA

AUS SHIP P&I

	PO Box 338 Ulverstone Tasmania 7315 Australia	
Telephone	+61 2 8920 3222	
Email	tasmania@ausship.com.au	
After hours	Mobile	Email
Capt. Brian Peters	+61 418 140 085	tasmania@ausship.com.au
Mr. James Neill	+61 425 263 633	

*PAGE SEAGER LAWYERS

	P O Box 1106, Hobart, TAS 7001	
	Level 2, 179 Murray Street, Hobart, TAS 7000	
Telephone	+61 3 6235 5155	
Fax	+61 3 6231 0352	
Email	enquiry@pageseager.com.au	
Web address	www.pageseager.com.au	
After hours	Mobile	Telephone
Mr. Ian Hallett	+61 428 623 426	+61 3 6234 2630
Thomas Carter	+61 439 312 385	+61 3 6235 5129
Mr. Mathew Wilkins	+61 419 106 417	+61 3 6235 5126

MELBOURNE

AUS SHIP P&I

	48 Hume Street, Huntingdale, VIC, 3166	
Telephone	+61 2 8920 3222	
Web Site	www.ausship.com.au	
E-mail	melbourne@ausship.com.au	
After hours	Mobile	

Capt. Razzak Syed +61 413 611 764
Mr. Leo Taylor +61 415 101 864

BAYSIDE SHIPPING SERVICES PTY LTD

P O Box 16, Bay Street, Port Melbourne Victoria 3207

Telephone +61 3 5424 1224
Fax +61 3 8677 1801
Email melbourne@baysideshipping.com / service@baysideshipping.com
Web address www.baysideshipping.com

After hours

Miss Alex Evered
Neil Proctor

Mobile

+61 438 663 466
+61 423 699 627

Email

alex@baysideshipping.com
neale@baysideshipping.com

NEWCASTLE

AUS SHIP P&I

PO Box 173 Belmont NSW Australia 2280

Telephone +61 02 8011 4766

After hours

Capt. B Quinlan

Mobile

+61 0 417 235 947

Email

newcastle@ausship.com.au

*SPARKE HELMORE LAWYERS

P O Box 812, Newcastle, NSW 2300 Level 7, Sparke Helmore Building
28 Honeysuckle Drive, Newcastle NSW 2300

Telephone +61 2 4924 7200

Fax +61 2 4924 7299

Email richard.anicich@sparke.com.au

Web address www.sparke.com.au

After hours

Mr. Richard Howard
Ms. Michelle Taylor
Mr. Richard Anicich

Mobile

+61 419 479 190
+61 447 405 501
+61 404 828 235

Email

richard.howard@sparke.com.au
michelle.taylor@sparke.com.au
richard.anicich@sparke.com.au

SYDNEY

AUS SHIP P&I

	Level 5, Suite 502a,15 Blue Street, North Sydney, NSW, 2060,Australia	
Telephone	+61 2 8920 3222	
Web Site	www.ausship.com.au	
Email	sydney@ausship.com.au	
After hours	Mobile	Email
James Neill	+61 4 2526 3633	neill@ausship.com.au
Mr. Drew James	+61 407 892 015	drew@ausship.com.au

*HWLEBSWORTH LAWYERS

Australia Square, Level 14, 264-278 George Street, Sydney, New South Wales, 2000 PO Box 713 Sydney, NSW 2001

Telephone	+61 2 9334 8555	
Fax	+61 3 8615 4301 / +61 3 1300 369 656	
Email	jhurley@hwle.com.au	
Web address	www.hwlebsworth.com.au	
After hours	Mobile	Email
Mr. Joe Hurley	+61 409 469 563	jhurley@hwle.com.au
Mr. Jesper Martens	+61 431 312 050	jmartens@hwle.com.au
Mr. A Highfield	+61 407 402 437	ahighfield@hwle.com.au

AZERBEIJAN (+994) GMT +4

BAKU

VITSAN CO LTD

Ceyhun Selimov Street No 7/129, AZ 1078, Baku

Telephone	+99 412 430 5388
Fax	+99 412 497 6893
Email	office@vitsanbaku.com / vitsan@vitsan.com.tr
Web address	www.vitsan.com.tr
After hours	Mobile
Salih Akkay	+90 532 794 7541
Emergency phone	+90 530 129 1212

All correspondence to head office of Vitsan / Istanbul: EMAIL: vitsan@vitsan.com.tr

AZORES (+351) GMT -1

PONTA DELGADA

ALBANO OLIVEIRA SUCESSOR LDA

Av Infante D Henrique 5-1, PO Box 153, 9500-762 Ponta Delgada

Telephone +351 296 282 638
Fax +351 296 283 746
Email office@albanoagency.com
albano.agency@aosl.pt
Web Address www.albano-agency-azores.com

After hours Mobile

Mr. Jose Raposo +351 917 287 275
Dr. Antonio Raposo +351 917 765 828
Mr. Rui Fragata +351 963 454 834
Mr. Ricardo Paulino +351 917 205 230

BAHAMAS (+1) GMT -5

FREEPORT

TBS ADJUSTING INC

2114 North Flamingo Road, Suite 1215 Pembroke Pines, Florida 33028

Telephone +1 954 432 9449
Fax +1 305 503 7159
Email host@tbs-adjusting.com
Web address www.tbs-adjusting.com

After hours

Mobile

Email

Joanne Gillespie +1 954 608 1915 jgillespie@tbs-adjusting.com
Idalyn Finkel +1 504 239 0628 ifinkel@tbs-adjusting.com

BAHRAIN (+973) GMT +3

BAHRAIN

BMMI SHIPPING SERVICES (BSS)

PO Box 828, 812 Shaikh Jaber Al Ahmed

Al Subah Highway, Sitra, Kingdom of Bahrain

Telephone +973 1773 9442

Fax +973 1772 0625

Email Pandi@bmml.com.bh

Web address www.bmmigroup.com

After hours	Mobile	Email
Shray Khanduri	+973 6670 2460 / +973 3629 3032	skhanduri@bmml.com.bh
Vinod Madasseri	+973 3940 7163	vmadasseri@bmml.com.bh

MANAMA

BMMI SHIPPING SERVICES (BSS) (SEE BAHARAIN)

BANGLADESH (+880) GMT +6

CHITTAGONG

JF (BANGLADESH) LIMITED

Finlay House, 11 Agrabad Commercial Area Chittagong 4100

Telephone +880 31 716 321-5 / 725508

Fax +880 31 710 006

Email info@jfbdltd.com / salauddin@jfbdltd.com

Website www.jfbd.com

After hours	Mobile	Email
Mr. S.A Chowdhury	+880 1713 160 081	salauddin@jfbdltd.com
Mr. Tapas Sarkar	+880 1713 103 411	tapas@jfbdltd.com
Mr. Biswajit Das	+880 1713 103 133	biswajit@jfbdltd.com

INTERPORT MARITIME LIMITED

HBFC Building, 5th Floor, 1/D, Agrabad C/A Chittagong 4100

Telephone +88 02 3333 13640 / +88 02 3333 13642 / +880 31 252 5065

Fax +880 02 3333 28262

Email chittagong@interport.org / interportctg@gmail.com

Website www.interport.group

After hours	Mobile	Email
-------------	--------	-------

Tanjil Ahmed Ruhullah	+880 1701 350 957	tanjil@interport.org
Ms. Kausar Parveen	+880 1715 003 911	kausar@interport.org
Mohammad Chowdhury	+880 1791 779 301	fakhrul@interport.org
Mohammad Azad	+880 1676 135 266	faisal@interport.org
Emergency Mobile	+880 1860 753 985	

DHAKA

*ORR DIGNAM & COMPANY

Shajan Tower – 2 (1st Floor) 3 Segun Bagicha Office No 101-104

Dhaka 1000 Bangladesh

Telephone	+880 2 410 52179 / 52180 / 52181 / 52182	
Fax	+880 2 471 18316	
Email	dignior@bangla.net / dignam@bangla.net / orrdignamandco@gmail.com	
After hours	Mobile	Telephone
Mr. M Ohiullah	+880 1819 237 159	+880 2 989 2719
Ms. Nasreen Hafiz	+880 1713 452 594	+880 2 881 6300

KHULNA / MONGLA

JF (BANGLADESH) LIMITED

Finlay House, 24 Rupsha Strand Road Khulna 9100, Bangladesh

Telephone	+880 2 477 720070 / +880 2 477 725 428	
Fax	+880 2 477 731 241	
Email	monglapni@jfbdltd.com / info@jfbdltd.com	
Web address	www.jfbd.com	
After hours	Mobile	
Mr. Salauddin Chowdhur	+880 1713 160081	

INTERPORT MARITIME LTD

Jiban Bima Bhavan (1st Floor), 46 KDA Avenue, Khulna, Bangladesh

Telephone	+88 02 4777 26869	
Fax	+88 02 4777 26870	
Email	mongla@interport.org / chittagong@interport.org	
Web address	www.interport.group	
After hours	Mobile	Email

Mr. Tanjil Ruhullah	+880 1701 350 957	tanjil@interport.org
Nazia Sultana Heena	+880 1818 872 923	nazia@interport.org
Shoyeba Umme Aiman	+880 1913 070 012	shoyeba@interport.org
Emergency Mobile	+880 1860 753 985	

COSCO (BANGLADESH) SHIPPING LINES LTD

2/F, HRC Bhaban,64-66, Agrabad C/A Chattogram 4100/ Bangladesh

Telephone	+880 2550 12395 / +880 2333 318 063	
Fax	+880 2333 310 994	
Email	salahuddin@coscobd.com / asmsalahuddinbd@gmail.com sal@bd-ship.com	

After hours	Mobile	Email
ASM Salahuddin	+880 1819 411674 (24hrs)	salahuddin@coscobd.com

BARBADOS (+1) GMT -4

BRIDGETOWN

CARICONCONSULT INTERNATIONAL LIMITED

Castle Close, Sam Lord's Castle St. Philip BB 18071

Telephone	+1 246 423 6412	
Fax	+1 246 423 0985	
Email	group@cconsult.com.bb	
Web address	www.steers.com.bb	
After hours	Mobile	Email
24 Hrs Emergency	+1 246 231 2196	
Rupert Steer	+1 246 253 6412	rupert@cconsult.com.bb
Theo Steer	+1 246 230 9096	theo@cconsult.com.bb

BELGIUM (+32) GMT +1

ANTWERP

BELGIAN P&I

De Keyserlei 58-60 b57 2018 Antwerpen BELGIUM

Telephone +32 0 206 0050
Email antwerp@belgianpandi.com
Web address www.belgianpandi.com

After hours

Telephone

Email

Capt Jean-Louis Tack	+32 475 745 445	jean-louis.tack@belgianpandi.com
Mrs. Monique Lardot	+32 478 989 806	monique.lardot@belgianpandi.com
Ms. Inès Van Soom	+32 473 755 923	ines.vansoom@belgianpandi.com
Mrs. Hilde Van Stiphout	+32 472 201 783	hilde.vanstiphout@belgianpandi.com

***HBSV – ADVOCATEN**

JORDAENSKAAI 16 B001 B - 2000 ANTWERPEN BELGIUM

Telephone +32 0 3 206 7878
Fax +32 0 3 226 1771
Email hbsv@hbsv-law.be
Web address www.hbsv-law.be

After hours

Mobile

Email

Guy Huyghe	+32 475 429 116	guy.huyghe@hbsv-law.be
Kris Luyten	+32 485 746 855	kris.luyten@hbsv-law.be

COSCO SHIPPING LINES BELGIUM N.V

Madrasstraat 70/3.01, 2000 Antwerp, Belgium

Telephone +32 03 222 1591
Mobile +32 475 255 794
Email dro@newman.be
Web address www.coscoshippinglines.be

After hours

Mobile

Email

Mr. Liu Lachun	+32 471 601820	liu@coscoshippinglines.be
----------------	----------------	---------------------------

BELIZE (+501) GMT -6

BELIZE CITY

MARITIME CLAIMS ADMINISTRATORS (MCA)

Unit B 2.5 Miles Northern Highway, Belize City, Belize

Telephone +501 615 0821/+501 610 5856

Fax	+501 22 31657	
Email	mcabelize@gmail.com	
Web address	www.maritime-claims.com	
After hours	Mobile	Email
Mr. C Ayestas	+1 504 390 1515(New Orleans)	cayestas@maritime-claims.com
Mirna Lara	+501 615 0821	mcabelize@gmail.com

BENIN (+229) GMT +1

COTONOU

TCI AFRICA

03BP 521 C/ 0282 ZONGO COTONOU BENIN

Telephone	+229 21 311 342	
Facsimile	+229 21 311 837	
Email	tci-cotonou@tci-africa.com	
Web address	www.eltvtdtosullivan.com	
After hours	Mobile	Email
Mr. F Codjia	+229 9657 0787	f.codjia@tci-africa.com
Mr. Peguy Houdjeu	+237 677 118 564 / +237 677 428 343	
To avoid possible misrouting, for new instructions, please copy mail@eltvtdtosullivan.com		
24/7 emergency telephone +33 6 2573 0808 / mail@eltvtdtosullivan.com		

AFRICA MARINE SERVICES

Sis Lemoine Building 05 BP 1241, Cotonou Benin

Telephone	+ 229 94 77 5151	
Email	charlesbumale@gmail.com / chales_bumale@yahoo.co.uk africamarine@aol.com (in copy)	
After hours	Mobile	Email
Mr. Charles Bumale	+229 9477 5151	chales_bumale@yahoo.co.uk

BRAZIL (+55) GMT -3 / - 4

BELEM

WILLIAMS BROTHERS LTDA

Telephone	Rua Santo Antonio 316 Conj 501 – Centro 66010 090 - Belem	
	+55 81 9997 27202	
Fax	+55 81 3327 2300	
Email	wilpandi@williams.com.br	
After hours	Mobile	Email
Office Mobile	+55 81 9997 27202	wilpandi@williams.com.br

REPRESENTACOES PROINDE (BELEM) LTDA

Travessa Joaquim Furtado, Quadra 314, Lote 01, Sala 206
68447-000 Barcarena, PA

Telephone	+55 91 99393 4252	
Email	proinde.belem@proinde.com.br	
Web address	www.proinde.com.br	
After hours	Mobile	Email
Dogello Mattos	+55 91 99393 4252	dogello.mattos@proinde.com.br
Rogério Martins	+55 13 99640 7097	rogerio.martins@proinde.com.br
Mauricio Alves	+55 13 99750 6654	mauricio.alves@proindecom.br
Ricardo Martins	+55 13 99762 6626	ricardo.martins@proinde.com.br
Carlos Augusto	+55 13 99797 1694	carlos.augusto@proinde.com.br

CABEDELLO

WILLIAMS BROTHERS LTDA

Rua Adebalo Piragipe 42 58310.000 Cabedelo PB Brazil

Telephone	+55 81 3462 2634	
Fax	+55 81 3327 2300	
Email	wilpandi@williams.com.br	
After hours	Mobile	Email
Office Mobile	+55 81 9997 27202	
Mr. M Vinicius	+55 83 9998 64953	wilpandi@williams.com.br

FORTALEZA

ABACUS REPRESENTACOES LTDA

Rua Osvaldo Cruz No 01 – Sala 1408 Meireless – Fortaleza
Ceara – Brazil CEP 60125-150

Telephone	+55 85 3099 4068	
Fax	+55 85 3266 4068	
Email	abacus@abacus.com.br	
After hours	Telephone	Email
Jose Pires de Carvalho	+55 85 9883 03682	abacus@abacus.com.br
Mr. Paulo Justino	+55 85 9880 86443	jpjf@gmail.com
Mr. R Brito	+55 85 9888 20472	renato@abacus.com.br

WILLIAMS BROTHERS LTDA

Avenida Barao de Studart 2360 Sala 05 Ed Torre Quixada
Aldeota Fortaleza Brazil CEP 61120-002

Telephone	+55 81 3462 2634
Fax	+55 81 3327 2300
Email	wilpandi@williams.com.br
After hours	Mobile
Office Mobile	+55 81 9997 27202
Daniel Barcelos	+55 85 99933 0350
Samuel Diogenes	+55 85 99707 3708

IMBITUBA

REPRESENTACOES PROINDE LTDA (SEE SANTOS)

MACEIO

WILLIAMS BROTHERS LTDA

P O Box 1009, Maceio Rua Barao De Jaragua 292,
57025-140 Maceio Alagoas

Telephone	+ 55 82 3223 2299	
Email	willmcz@williams.com.br	
Web address	www.williamsbrothers.com.br	
After hours	Telephone	Mobile
Ageu Nascimento	+55 82 3325 1120	+55 82 99976 6323
Office Mobile	+55 81 9997 27202	

MANAUS

REPRESENTACOES PROINDE (NORTE) LTDA

	Rua Dr. Theomario Pinto da Costa, 811 sala 204, 69050-055 Manaus - AM	
Telephone	+55 92 3307 0653	
Fax	+55 92 3307 0653	
Email	proinde.manaus@proinde.com.br	
Web address	www.proinde.com.br	
After hours	Mobile	Email
Max Pomar	+55 92 982 160 220	
Carlos Augusto	+55 13 99797 1694	carlos.augusto@proinde.com.br
Ricardo Martins	+55 12 99762 6626	ricardo.martins@proinde.com.br

PARANAGUA

VAN HERP & FRUMENTO (P&I SERVICES) LTDA

	P O Box 355 – Centro Historico, 83 203-970 Paranagua	
	Av. Arthur de Abreu, 29-9 andar – Sala, 10 83 203-210 Paranagua	
Telephone	+55 41 3422 5512	
Fax	+55 41 3423 1691	
Email	pandi-png@pandi-png.com.br	
Web address	www.pandi-png.com.br	
After hours	Mobile	Email
Mr. Joao Frumento	+55 41 9997 82564	frumento@pandi-png.com.br
Mr. Abilio Abreu	+55 41 9990 39631	abreu@pandi-png.com.br

PORTO ALEGRE

CRANSTON MARINE AND P&I CONSULTANTS LTD (SEE RIO GRANDE)

RECIFE

WILLIAMS BROTHERS LTDA

	Rua Prof. Aurelio de Castro Cavalcante 339,	
	Boa Viagem, Recife, Pernambuco, CEP 51130-280	
Telephone	+55 81 3341 7081 / +55 81 3462 2635	
Fax	+55 81 3327 2300	
Email	wilpandi@williams.com.br / willegal@williams.com.br	
Web address	www.williamsbrothers.com.br	
After hours	Mobile	

Mr. Mario Williams	+55 81 9997 12203
Mr. Gabriel Oliveira	+55 81 9997 12202
Mrs. Deborah Spangler	+55 81 9992 69841

BRAZIL P&I

Rua Padre Carapuceiro, 858-7 andar, Empresarial Cicero Dias
Boa Viagem – Recife/PE, 51020 280

Telephone	+55 81 3301 4370
Email	mail@brazilpandi.com.br
Web address	www.brazilpandi.com.br

After hours

Edevaldo Farias
Mr. Mario Zanin
Mr. Thiago Morais
Mr. Luiz Cabral
Mauro Sammarco

Telephone

+55 81 98154 6378
+55 13 99641 1762
+55 13 99645 5867
+55 21 97917 2829
+55 13 2202 4242

Email

edevaldo@brazilpandi.com.br
mario@brazilpandi.com.br
thiago@brazilpandi.com.br
cabral@brazilpandi.com.br
mauro@brazilpandi.com.br

RIO DE JANEIRO

REPRESENTACOES PROINDE (RIO) LTDA

Av Rio Branco 45 – Sala 2402, Rio De Janeiro RJ CEP 20090-003

Telephone	+55 21 2253 6145
Fax	+55 21 2253 6619
Email	proinde.rio@proinde.com.br
Web address	www.proinde.com.br

After hours

Mr. Jorge Tavares
Mr. R Lomba
Carlos Augusto

Mobile

+55 21 98778 8963
+55 21 98778 8962
+55 13 99797 1694

Email

jorge.tavares@proinde.com.br
derossi.lomba@proinde.com.br
carlos.augusto@proinde.com.br

RIO GRANDE

CRANSTON MARINE AND P&I CONSULTANTS LTD

Rua Gal. Osorio 430 Suite 304 96-200-400 Rio Grande-RS

Telephone	+55 53 3232 0232
Fax	+55 53 3232 0232

Email rig@cranwood.com.br
claims@cranwood.com.br

After hours

Mr. Arthur Baptista

Mr. Tony Rover

Mr. Everton Sampaio

Mobile

+55 53 98123 2323

+55 53 98404 0027

+55 53 99962 5073

Email

arthur@arb.legal

tony@cranwood.com.br

everton@cranwood.com.br

SALVADOR

WILLIAMS BROTHERS LTDA

Rua Portugal No 57 Suite 701 ED Status Comercio Salvador

Brazil CEP 40015-000 BA Brazil

Telephone

+55 71 3241 5122 / +55 71 3242 3478

Fax

+55 71 3243 9048

Email

wilpandi@williams.com.br

Web address

www.williamsbrothers.com.br

After hours

Mr. A Queiroz

Mobile

+55 71 99974 0986

Email

willssa@williams.com.br

SANTOS

REPRESENTACOES PROINDE LTDA

Rua Itororo 3, sala 31, 11010-071 Santos SP

Telephone

+55 13 4009 9550

Fax

+55 13 4009 9560

Email

proinde@proinde.com.br

Web address

www.proinde.com.br

After hours

Mr. Ricardo Martins

Mr. Mauricio Alves

Mr. Rogerio Martins

Mr. Rodrigo Nascimento

Mr. Carlos Augusto

Mobile

+55 13 9976 26626

+55 13 9975 06654

+55 13 9964 07097

+55 13 9821 83965

+55 13 99797 1694

Email

ricardo.martins@proinde.com.br

mauricio.alves@proinde.com.br

rogerio.martins@proinde.com.br

rodrigo.nascimento@proinde.com.br

carlos.augusto@proinde.com.br

BRAZIL P&I

Rua Guaiaó 66 cj 2501 aparecida- Santos SP

Telephone	+55 13 2102 1650	
Email	mail@brazilpandi.com.br	
Web address	www.brazilpandi.com.br	
After hours	Mobile	Email
Mr. Mauro Sammarco	+55 13 9818 80708	mauro@brazilpandi.com.br
Mr. Mario Zanin	+55 13 9964 11762	mario@brazilpandi.com.br
Mr. Thiago Morais	+55 13 9964 55867	thiago@brazilpandi.com.br

SAO LUIS

BRAZMAR MARINE SERVICES LTDA

Av. Marechal Castelo Branco, 605 (Edf Cidade de Sao Luis), Sala 206
Sao Francisco, Sao Luis – MA, CEP 65076-090

Telephone	+55 98 4141 0286	
Email	brazmar@brazmar.com / claims@brazmar.com	
Web address	www.brazmar.com	
After hours	Mobile	
Dr. Michelline Mesquita	+55 98 9819 82188	
Mr. Isaac Bayma	+55 98 9914 17268	
Milton Rodrigues	+55 91 9916 43877	

VITORIA

SEASTAR CONSULTORIA LTDA

Av Nossa Senhora Dos Navegantes 495,
Suite 407-410 Enseada Do Suá Vitoria ES, CEP-29057-470

Telephone	+55 27 3314 2982 / +55 27 3345 9565	
Fax	+55 27 3227 3243	
Email	seastar@seastarpandi.com seacelso@terra.com.br	
Web address	www.seastarpandi.com	
After hours	Mobile	
Mr. C Pimentel	+55 27 9811 17184	
Mr. CM Pimentel	+55 27 9998 93834	
Mr. A Braga	+55 27 9994 27798	
Mr. AB Nepio	+55 27 9994 27798	

Mrs. EF Salim

+55 27 9997 18700

WILLIAMS BROTHERS LTDA

Av Jeronimo Monteiro 240 Edf Ruralbank Room 1210

Telephone

+55 27 3223 1459 / +55 27 3223 0238

Fax

+55 27 3223 2441

After hours

Mobile

Email

Mr. MJ Tavares

+55 27 9998 12373

willvix@williams.com.br

BULGARIA (+359) GMT +2

BOURGAS

BULGARKONTROLA SA

39 Lermontov Street PO Box 84 8000 Bourgas Bulgaria

Telephone

+359 56 844 472

Email

bourgas@bulgarkontrola.bg

After hours

Mobile

Mr. Atanas Trepechov

+359 887 595 223

KALIMBASSIERIS MARITIME LTD

33 Tsarigradska Street, 8000 Bourgas, Bulgaria

Telephone

+359 56 840 442

Fax

+359 56 840 443

Email

bourgas@kalimbassieris.com

After hours

Mobile

Email

Yaroslav Mladenov

+359 88 832 1384

y.mladenov@kalimbassieris.com

24 Hrs Emergency

+359 88 854 6504

SOFIA

BULGARKONTROLA SA

42 Partchevich Str. P.O. Box 106 BG - 1080 SOFIA Bulgaria

Telephone

+359 2 987 2239 – P&I Department

Fax

+359 2 988 2354

Email

survey.dept@bulgarkontrola.bg

After hours
Mr. Rosen Stoyanov

Mobile
+359 888 224 658

VARNA

BULGARKONTROLA SA (SEE SOFIA)

KALIMBASSIERIS MARITIME LTD

13 Prezviter Kozma Street, 9000 Varna, Bulgaria

Telephone +359 52 600 338
Fax +359 52 601 740
Web address www.kalimbassieris.com
Email varna@kalimbassieris.com

After hours

Mobile

Email

Lucy Pavlova	+359 88 630 1720	l.pavlova@kalimbassieris.com
Roumen Andonov	+359 88 592 4301	r.andonov@kalimbassieris.com
Plamen Peev	+359 88 863 6186	p.peev@kalimbassieris.com
Emergency	+359 88 854 6504	

CAMBODIA (+84) GMT +7

PHNOM PENH

SPICA SERVICES (VIETNAM OFFICE)

2 Phung Khac Khoan St District 1 Ho Chi Minh City

(Please copy all emails to Spica Singapore - claims@spica.com.sg)

Telephone +84 28 3823 2527
Fax +84 28 3823 2530
Email claims@spica.com.vn

After hours

Mobile

Email

Nguyen Duc Tam	+84 906 614 916	tam@spica.com.vn
Le Ha Binh	+84 903 831 442	binh@spica.com.vn
Tran Minh Tai	+84 905 122 714	tai@spica.com.vn
Mrs. Lynn Phan	+84 903 001 063	lynn@spica.com.vn
Nguyen H Nam Tran	+84 933 780 114	trang@spica.com.vn

CAMEROON (+237) GMT +1

DOUALA

BUDD CAMEROON

P O Box 4574 Douala Residence Kassap,

82 Boulevard de la Liberte, Douala

Telephone +237 233 427 345 / +33 1 8488 0841 (AOH Emergency)

Fax +237 233 430 571

Email budd.cameroun@budd-pni.com

general.marseille@budd-pni.com (in copy)

Web address www.budd-pni.com

After hours

Mobile

Email

Mrs. Suzanne Moume +237 677 789 100

suzanne.moume@budd-pni.com

Ms. Natasha Sm Etoa +237 677 379 627

natasha.sm.etoa@budd-pni.com

TCI AFRICA

P O Box 1048 Douala Immeuble CNPS ex Sia 10,

Face Place du Gouvernement Bonanjo, Douala, Cameroon

Telephone +237 233 439 480

Fax +237 233 439 480

Email tci-douala@tci-africa.com

mail@eltvedtosullivan.com (copied in for emergency and new instructions)

Web address www.eltvedtosullivan.com

After hours

Mobile

Email

Joel Ndona +237 696 534 481 / 699 912 268 j.ndona@tci-africa.com

Peguy Houdjeu +237 677 428 343 / 677 118 564 p.houdjeu@tci-africa.com

To avoid possible misrouting, for new instructions, please copy mail@eltvedtosullivan.com

24/7 emergency telephone +33 6 2573 0808

CANADA (+1) GMT -3 /-8

HALIFAX

*STEWART MCKELVEY

Suite 600 Queen's Marquee 1741 Lower Water Street

Halifax, Nova Scotia B3J 2X2

Telephone +1 902 420 3200

Fax +1 902 420 1417

After hours

Mobile

Email

Dylan A.F. MacDonald +1 902 220 2672 dmacdonald@stewartmckelvey.com

Mr. William A Moreira +1 902 222 0083 wmoreira@stewartmckelvey.com

Mr. Scott R Campbell +1 902 802 8033 srcampbell@stewartmckelvey.com

MONTREAL

SHIPOWNERS ASSURANCE MANAGEMENT LTD

7475 Boulevard Newman, Suite 530 LaSalle, Quebec H8N 1X3

Telephone +1 514 393 9864 / +1 514 393 9865 / +1 514 393 9866

Fax +1 514 393 3848

After hours

Mobile

Email

Alan Loiseau +1 514 945 8884 alan.loiseau@shipassurance.ca

Sean Rozum +1 514 865 3876 sean.rozum@shipassurance.ca

Peter Rozum +1 514 594 6443 peter.rozum@shipassurance.ca

Andrew Rozum +1 514 758 3876 andrew.rozum@shipassurance.ca

*BORDEN LADNER GERVAIS LLP

1000 de La Gauchetiere Street West Suite 900 Montreal, Quebec H3B 5H4

Telephone +1 514 879 1212

Fax +1 514 954 1905

Email admiralty@blg.com

Web address www.blg.com

After hours

Mobile

Email

Jean-François Bilodeau +1 514 923 0701 jbilodeau@blg.com

Darren McGuire +1 514 954 3105 dm McGuire@blg.com

Nigah Awj +1 514 395 2706 nawj@blg.com

Jean-Marie Fontaine +1 514 954 3196 jfontaine@blg.com

QUEBEC

*LANGLOIS GAUDREAU O'CONNOR LLP

Telephone	2820 Laurier Boulevard, 13th Floor Quebec City QC, G1V 0C1	
	+1 418 682 1212	
Fax	+1 418 682 2272	
Email	maritime@langlois.ca	
Web address	http://www.langlois.ca.	
After hours	Mobile	Email
John G O'Connor	+1 418 563 8339	john.oconnor@langlois.ca
Jean Gregoire	+1 418 808 2475	jean.gregoire@langlois.ca
Daniel Baum	+1 514 842 7821 / 514 591 3773	daniel.baum@langlois.ca

SAINT JOHN (NEW BRUNSWICK)

*STEWART MCKELVEY

	PO Box 20105 RPO Brunswick Square Saint John, NB E2L 5B2	
	Suite 1000, Brunswick House, 44 Chipman Hill, Saint John	
Telephone	+1 506 632 1970	
Fax	+1 506 652 1989	
Email	saint-john@stewartmckelvey.com	
Web address	www.stewartmckelvey.com	
After hours	Mobile	Email
J Paul M Harquail	+1 506 639 0974	pharquail@stewartmckelvey.com

SOREL

SHIPOWNERS ASSURANCE MANAGEMENT LTD

(SEE MONTREAL)

ST JOHNS (NEW FOUNDLAND)

A. HARVEY LOGISTICS

	P O Box 5774, St. John's, Newfoundland, A1C 5X3, 60 Water Street,	
	3rd Floor, Harvey Building St. John's, Newfoundland A1C 1A3	
Telephone	+1 709 576 4761 (24/7)	
Fax	+1 709 576 0159	
Email	logistics@aharvey.nf.ca / agency@aharvey.nf.ca	

After hours

Mr. Francis Kenny
Mr. Frank Hatcher
Pamela Humphries
Dean Keats
Peggy Foster

Mobile

+1 709 682 8070
+1 709 682 6797
+1 709 685 4732
+1 709 725 7171
+1 709 725 5117

TORONTO

SHIPOWNERS ASSURANCE MANAGEMENT LTD (SEE MONTREAL)

VANCOUVER

*BERNARD LLP

1500-570 Granville Street Vancouver, B.C. V6C 3P1

Telephone

+1 604 681 1700

Fax

+1 604 681 1788

Email

shipping@bernardllp.ca

Web address

www.bernardllp.ca

After hours

Peter Swanson
Thomas Hawkins
David Jones
David Jarrett

Mobile

+1 604 649 5874
+1 604 889 5732
+1 604 644 4057
+1 604 379 6113

Email

swanson@bernardllp.ca
hawkins@bernardllp.ca
Jones@bernardllp.ca
jarrett@bernardllp.ca

*NORTON ROSE FULBRIGHT CANADA LLP

Suite 1800, 510 West Georgia Street, Vancouver BC V6B 0M3

Telephone

+1 604 687 6575

Emergency Number

+1 604 641 4883

Fax

+1 604 641 4949

Web address

www.nortonrosefulbright.com

After hours

Mr. Andrew Stainer
Ms. Shelley Chapelski
Ms. Erica Grant
Mr. Nathan Jones

Mobile

+1 604 374 6235
+1 604 329 0855
+1 604 329 4393
+1 250 882 8000

Email

andrew.stainer@nortonrosefulbright.com
shelley.chapelski@nortonrosefulbright.com
erica.grant@nortonrosefulbright.com
nathan.jones@nortonrosefulbright.com

CANARY ISLANDS (+34) GMT +1

LAS PALMAS

VB COMISARIOS DE AVERIAS SA (SEE SPAIN)

Avda de las Petroliferas s/n, Edificio Grupo Boluda,
35008 Las Palmas de Gran Canaria Spain

Telephone +34 928 218 869 / 872
Email bldcasa@vbcomisarios.com
After hours **Mobile**
Cristina S Dominguez +34 609 579 579
Ivan Marquez Olmedo +34 629 765 831
Christian Cabral Cabrera +34 679 728 947

CAPE VERDE ISLANDS (+238) GMT -1

MINDELO

BUDD Cape Verde c/o Intercontinental Cabo Verde, LDA

Rua Senador Vera Cruz Mindelo, Saint Vincent

Please copy all emails to general.marseille@budd-pni.com

Telephone +221 33 821 3722 / +33 1 8488 0841 (AOH Emergency)
Email budd.cape-verde@budd-pni.com
general.marseille@budd-pni.com
Web address www.budd-pni.com

After hours	Mobile	Email
Samba Cor Fall	+221 77 636 5558	samba.fall@budd-pni.com
Amilcar Ramos	+238 983 8698	intercontinentalcv@gmail.com
Clandia Lopes	+238 958 8156	intercontinentalcv@gmail.com

CHILE (+56) GMT -4

SANTIAGO

*JORQUIERA & ROZAS ABOGADOS

Isidora Goyenechea No. 3250, 4th floor, Las Condes - 755 0083 Santiago

Telephone +56 2 2580 9300

Email	rrozaz@jjr.cl / mmorgan@jjr.cl / sperretta@jjr.cl	
Web address	www.jjr.cl	
After hours	Mobile	Email
Max Morgan	+56 9 9969 2517	mmorgan@jjr.cl
Ricardo Rozas	+56 9 9919 7993	rrozaz@jjr.cl

VALPARAISO

CAVE & CIA LTDA

Almirante Senoret 70, Edificio Capitania Floor 11, Office 111, Valparaíso

Telephone	+56 32 213 1000	
Fax	+56 32 213 1001	
Email	claims@cave.cl	
Web address	www.cave.cl	
After hours	Mobile	Email
Mr. Andrew Cave	+56 9 8249 7231	andrew.cave@cave.cl
Ms. Ruth Cave	+56 9 9539 2842	ruth.cave@cave.cl
Mr. John Marchant	+56 9 7758 1544	john.marchant@cave.cl
Mrs. Julia Santana	+56 9 7758 1546	julia.santana@cave.cl

CHINA (+86) GMT+8

Emergency Mobile (24/7): +86 130 5238 9777

SHANGHAI

CHINA P & I MANAGEMENT COMPANY LIMITED

6F, China P & I Centre, Building 7, No.18, Gongping Road
Shanghai 200082 P. R. China

Telephone	+86 21 3503 6876 / 6827 / 6856 / 6865	
Fax	+86 21 6595 0216	
Web address	www.chinapandi.com	
After hours	Mobile	Email
Carl Pang (P&I)	+86 182 2116 6263	pangkaihua@chinapandi.com
Kevin Jia (P&I)	+86 185 1525 0805	jiajintao@chinapandi.com
Phillippe Liu (FDD)	+86 136 8171 3405	liuxuanang@chinapandi.com

Victor Ma (H&M)

+86 159 6138 7086

maying@chinapandi.com

BEIJING

CHINA P & I MANAGEMENT COMPANY LIMITED

Room 506-513, Block A, Xingfu Building, 3 East Sanhuan Road,
Chaoyang District, Beijing, Post Code: 100027 P.R.China

Telephone

+86 10 6464 0590 / 6464 0592 / 6464 0593

Fax

+86 10 6464 0522

Web address

www.chinapandi.com

After hours

Mobile

Email

Sunny Ma

+86 136 9120 5587

maxueling@chinapandi.com

Ingrid Yang

+86 135 8159 6665

yangying@chinapandi.com

DALIAN

CHINA P & I MANAGEMENT, DALIAN BRANCH

Unit 07, 23/F, Xiwang Tower, No.136 Zhongshan Dist,
Dalian, 116001, PR.China

Telephone

+86 411 3960 3009 / 3960 3008

Fax

+86 411 3960 3011

Web address

www.chinapandi.com

After hours

Mobile

Email

Benjamin L.J.

+86 130 2947 0018

liangjian@chinapandi.com

Felix Guo

+86 138 0494 2520

guoleinan@chinapandi.com

HONG KONG

CHINA P & I SERVICES (HONG KONG) LTD.

Rm. 2602, 26/F., China Merchants Tower, Shun Tak Centre,
200 Connaught Rd. C, Hong Kong

Telephone

+852 2858 3708 / 2858 4210 / 2858 9800

Fax

+852 2548 8907

Web address

www.chinapandi.com

After hours

Mobile

Email

Dylan Wu

+852 9665 0038

wujianping@chinapandi.com

Chelsea Hao

+852 9235 2987

haochunqiu@chinapandi.com

Jacky Cao	+852 5395 1505	caowenkai@chinapandi.com
Orra Li	+8529462 3431	liyujing@chinapandi.com

KAOHSIUNG, TAIWAN

TAIWAN MARITIME SERVICES LIMITED

4th Floor No.553 Chung Shan 2nd Road, Kaohsiung Taiwan, China

Telephone	+886 7 282 3511
24 hours duty call	+886 983 345 693
Fax	+886 7 241 3326
Email	cmskao@ms3.hinet.net

After hours	Telephone	Mobile
Mr. P.L. Wang	+886 7 552 5842	+886 939 925 511
M.Y. Tsai	+886 7 821 5205	+886 9 3009 4697

Please always contact Taipei Head Office tmspis@panditms.com.tw unless urgent matter locally

KEELUNG, TAIWAN

TAIWAN MARITIME SERVICES LIMITED

6th Floor-2 No.3 Hsiao 4thRoad, Keelung, Taiwan, China

Telephone	+886 2 2422 3265
24 hours duty call	+886 983 345 693
Fax	+886 2 2428 7965
Email	cmskee@ms15.hinet.net

After hours	Telephone	Mobile
Mr. F.S. Hsia	+886 2 2497 3012	+886 930 094 691
Ms. W.L. Chen	+886 3 323 2653	+886 955 010 641

Please always contact Taipei Head Office tmspis@panditms.com.tw unless urgent matter locally

TAICHUNG, TAIWAN

TAIWAN MARITIME SERVICES LIMITED

4F-8. No.82-1. Ba-De Road. Wuqi Taichung, Taiwan, China

Telephone	+886 4 2656 4002
24 hours duty call	+886 983 345 693
Fax	+886 4 2656 4069
Email	cmstch@ms4.hinet.net

After hours

Mr. J.J. Chi

Mobile

+886 918 865 386

Please always contact Taipei Head Office tmispis@panditms.com.tw unless urgent matter locally

TAIPEI, TAIWAN

TAIWAN MARITIME SERVICES LIMITED

8th Floor, No.36-9 Fu Hsin S Rd. Section 1, Taipei 10492, Taiwan, China

Telephone

+886 2 2741 2968

24 hours duty call

+886 983 345 693

Fax

+886 2 2740 1098

Email

tmispis@panditms.com.tw

After hours

Mr. William Chang

Mr. John Chou

Mrs. Nina Hsu

Mobile

+886 9 1265 5664

+886 9 3009 4993

+886 9 6007 1248

Email

william.chang@panditms.com.tw

john.chou@panditms.com.tw

nina.hsu@panditms.com.tw

TAIWAN TRANSPORT INSURANCE SERVICES LTD

1F, No.29, Aly. 29, Ln. 120, Sec. 4, Nanjing E. Rd, Taipei 10553

Web address

www.ttis.com.tw

Telephone

+886 2 2577 6626

Fax

+886 2 2577 8576

Email

ttisltd@ms75.hinet.net / adelaide.yang@ttis.com.tw

After hours

Adelaide Yang

Jean Hsu

Laurel Hung

Tamon Tseng

Mobile

+886 935 632 990

+886 912 088 442

+886 918 140 175

+886 932 386 819

Email

adelaide.yang@ttis.com.tw

jean.hsu@ttis.com.tw

laurel.hung@ttis.com.tw

tamon.tseng@ttis.com.tw

COLOMBIA (+57) GMT -5

BARRANQUILLA

PANDI COLOMBIA SAS

Working from home

Email

erick.grandjean@pandicolombia.com.co (Always copy)

	pandi.colombia@metrotel.net.co	
After hours	Mobile	Email
Erick Grandjean I.	+57 315 721 3016	erick.grandjean@pandicolombia.com.co
Alvaro Ortiz	+57 316 690 0764	alvaro.ortiz@pandicolombia.com.co

A&A MULTIPRIME LTDA

	Carrera 52 No 76-167 Of.201, Edificio Atlantics Center, Barranquilla	
Telephone	+57 314 284 4799 / 315 333 5072 (24 hrs)	
Email	barranquilla@aamultiprime.com	
After hours	Mobile	Email
Juan Manuel Pinzon	+57 315 333 5072	juan.pinzon@aamultiprime.com
Santiago M-Andrade	+57 314 284 4799	smoreno@aamultiprime.com
Manuel Calderon	+57 314 284 4799	barranquilla@aamultiprime.com

BOGOTA

A&A MULTIPRIME

	Av. Cra 19 No.114-09 Of.205, Bogota	
Telephone	+57 314 284 4799	
Emergency phone	+57 314 284 4799	
Email	bogota@aamultiprime.com	
Web Address	www.aamultiprime.com	
After hours	Mobile	Email
Juan Manuel Pinzon	+57 315 333 5072	juan.pinzon@aamultiprime.com
Santiago M-Andrade	57 314 284 5799	smoreno@aamultiprime.com

BUENAVENTURA

PANDI COLOMBIA SAS

	Calle 2 #3-24 Edificio del Comercio Office 202 Buenaventura Colombia	
Telephone	+57 2 242 3508 / +57 5 360 0524 / +57 5 368 0482	
Email	erick.grandjean@pandicolombia.com.co (Always copy) pandi.colombia@metrotel.net.co	
After hours	Mobile	Email
Erick Grandjean I.	+57 315 721 3016	erick.grandjean@pandicolombia.com.co

Alejandro Ramos	+57 315 555 2263	alejandro.ramos@pandicolombia.com.co
Alvaro Ortiz	+57 316 690 0764	alvaro.ortiz@pandicolombia.com.co

MARVENTURA SERVICES LTDA.

Carrera 11A No. 93A-80, Of. 204 BOGOTA Colombia

Telephone	+57 1 623 2730	
Fax	+57 1 623 5829	
Email	marventura.mail@marventura.com / gruan@marventura.com	
Mobile	+57 315 883 4916 / +57 315 341 9545	
After hours	Mobile	Email
Alvaro Campos	+57 315 341 9545	acampos@marventura.com
Guillermo Ruan	+57 315 883 4916	gruan@marventura.com

CALI

PANDI COLOMBIA SAS

Calle 2 #3-24 Edificio del Comercio Office 202 Buenaventura Colombia

Telephone	+57 2 242 3508	
Email	alejandro.ramos@pandicolombia.com.co erick.grandjean@pandicolombia.com.co (Always copy) pandi.colombia@metrotel.net.co	
After hours	Mobile	Email
Alejandro Ramos	+57 315 555 2263	
Erick Grandjean I.	+57 315 721 3016	erick.grandjean@pandicolombia.com.co
Alvaro Ortiz	+57 316 690 0764	alvaro.ortiz@pandicolombia.com.co

CARTAGENA

PANDI COLOMBIA SAS

Calle 28 #21-69 Edificio Cosmos 401 A Cartagena Colombia

Telephone	+57 5 660 1693 / +57 5 360 0524	
Email	erick.grandjean@pandicolombia.com.co (Always copy) pandi.colombia@metrotel.net.co	
After hours	Mobile	Email
Nello Carlini	+57 315 731 1973	nello.carlini@pandicolombia.com.co
Erick Grandjean I.	+57 315 721 3016	erick.grandjean@pandicolombia.com.co

Alvaro Ortiz	+57 316 690 0764	alvaro.ortiz@pandicolombia.com.co
--------------	------------------	-----------------------------------

SANTA MARTA

PANDI COLOMBIA SAS (Head Office)

	Calle 14 N°26-A, 25 Santa Marta	
Telephone	+57 3157213016	
Email	erick.grandjean@pandicolombia.com.co (Always copy) pandi.colombia@metrotel.net.co	
After hours	Mobile	Email
Erick Grandjean I.	+57 315 721 3016	erick.grandjean@pandicolombia.com.co
Alvaro Ortiz	+57 316 690 0764	alvaro.ortiz@pandicolombia.com.co

COMOROS (+269) GMT +3

MORONI

INDOCEANIC SERVICES - SORNAV

	Mini Zone Industrielle Mavouna BP 2493 - Moroni	
Telephone	+269 773 0590	
Fax	+269 773 0377	
Email	mans_ibrahim@yahoo.fr / mni.imansour@sornav.com; contact@indoceanic.com	
After hours	Mobile	
Capt. Mansour Ibrahim	+269 333 0590	
Dominique Thomson	+262 692 01 7777	
Shani Ghurburrun	+230 5254 0200	

During AOH & Weekend please contact local correspondents on their mobiles. Please copy all messages to HEAD OFFICE at REUNION (contact@indoceanic.com)

CONGO (+242) GMT +1

POINTE NOIRE

TCIAFRICA

25, Rue Ditomba Cité ELF – Lot n°4 – 1er Camp. Zone industrielle/Foire
P.O Box : 5179 Pointe Noire

Telephone +242 04 442 46 05 / +242 04 442 46 06 / +242 05 563 81 98
 Email tcipointenoire@yahoo.fr / tci-pointe-noire@tci-africa.com
 tci-pointe-noire@tci-africa.com / mail@eltvedtosullivan.com (in copy)
 Web address www.eltvedtosullivan.com

After hours

Mobile

Ibrahim Tall +242 06 662 4215 / +242 06 662 6253

Samba Tall +242 06 664 4215 / +242 05 563 8198

Jeaney Kimbassa +242 04 422 4606 / +242 06 867 0122

To avoid possible misrouting, for new instructions, please copy mail@eltvedtosullivan.com
 24/7 emergency telephone +33 6 2573 0808

AFRICA P&I CONGO

P O Box 5276, Point-Noire

Telephone +242 04 438 1795 (24/7) / +242 22 611 2764

Email congo@africapandi.com / pointenoire.eticmar@gmail.com

Web address www.etic-sas.com

After hours

Mobile

Bertrand L Kaya +242 05 533 8275 / +242 06 933 8275

Vie-Sainte ELENGA MAYANGUI n° +242 05 789 5252

Patrick Beranger Da-Sylva +242 06 968 5500

In case of difficulty please contact ETIC SAS: contact@eticmar.com +33 495 06 11 92

CONGO D.R (+243) GMT+1

KINSHASA

BUDD CONGO (DR)

c/o Safety Marine Office sprl, 19B Avenue du Plateau, Kinshasa/Gombe

Telephone +243 99 993 5713 / +243 99 992 7086

+33 1 8488 0841 (AOH Emergency)

Email budd.kinshasa@budd-pni.com / general.marseille@budd-pni.com

Web address www.budd-pni.com

After hours

Mobile

Email

Ms. Ndeye Fatou Diouf +221 764 668 888

fatou.diouf@budd-pni.com

Remy Kasangu +243 851 92 7086

remykasangu@yahoo.fr

MATADI

TCI AFRICA

P O Box 237 Matadi

Telephone +243 99 851 8846

Email tci-matadi@tci-africa.com / mail@eltvedtosullivan.com (in copy)

Web address www.eltvedtosullivan.com

After hours

Mobile

Email

Capt. Kapolisi +243 855 10 5992 / 810 96 2642 captkapolisi@yahoo.fr

Kiskimba Bagulawi +243 855 12 7517 / +243 994 869 485

To avoid possible misrouting, for new instructions, please copy mail@eltvedtosullivan.com
24/7 emergency telephone +33 6 2573 0808

BUDD CONGO (DR)

1 Hotel de la Gare, Ville Basse/Matadi

Telephone +243 998 099 144 / +33 1 8488 0841 (AOH Emergency)

Email budd.matadi@budd-pni.com

general.marseille@budd-pni.com (in copy)

Web address www.budd-pni.com

After hours

Mobile

Email

Papy Mbambi +243 855 286 610

papymbambi@yahoo.fr

Ms. Ndeye Fatou Diouf +221 764 668 888

fatou.diouf@budd-pni.com

COSTA RICA (+506) GMT -6

SAN JOSE

PANDI COSTA RICA SA

Paseo de los Estudiantes, Avenida 10 Calle 11. Del A y A,

100m Este Edificio esquinero No 995 10104 San Jose Costa Rica

Telephone +506 2221 4111

Fax +506 2221 4111

Web address www.fjapandi.com

Email info@fjapandi.com

After hours

Mobile

Email

Ms. A Jimenez-Beeche	+506 7012 8370	ajimenez@fjapandi.com
Mr. E Montenegro	+506 7011 2299	emontenegro@fjapandi.com

COTE D'IVOIRE (+225) GMT-6

ABIDJAN

BUDD COTE D'IVOIRE

01 P O Box 4553, Abidjan 01

Immeuble Chevalier de Clieu, Boulevard VGE Treichville

Telephone +225 27 2124 3460 / 2124 3462

Fax +225 27 2124 0371

Email budd.cote-ivoire@budd-pni.com

general.marseille@budd-pni.com (in copy)

Web address www.budd-pni.com

After hours

Mobile

Email

Kouame N'da +225 05 0470 6310

kouame.nda@budd-pni.com

Corneil Pol Djohore +225 07 07 13 58 96

corneil.djohore@budd-pni.com

Thomas Miller +33 (0)6 47 00 41 89

thomas.miller@budd-pni.com

Valentin Assouan +225 05 0598 3600

valentin.assouan@budd-pni.com

AFRICA MARINE SERVICES COTE D'IVOIRE

06 BP 2424 Abidjan 06 Côte d'Ivoire (In case of communication problems,

Please contact Africa Marine Services UK africamarine@aol.com)

Telephone +225 07 0762 1580 / +225 27 2254 3545 / +225 05 6443 3903

Email infos@amsci.ci / elesi.benie@amsci.ci / gnilale@yahoo.com

Web address www.africamarineserv.com

After hours

Mobile

Email

Ms. Elesi Benie +225 07 0762 1580 / +225 05 6443 3903 gnilale@yahoo.com

Mr. Nick Williams +44 207 613 0131

TCI ABIDJAN

18 BP 1373, Abidjan 18, Ivory Coast

Telephone +225 27 2124 2964

Fax +225 27 2124 2963

Email tci-abidjan@tci-africa.com / mail@eltvedtosullivan.com

After hours Mobile

Lacine Bamba +225 0707 051 527

Oumar Kone +225 0707 449 201

Robert Kohou Bi +225 07 0707 5603

24 Hr Duty Telephone +33 6 2573 0808

NB: In case of communication difficulties, please contact Eltvedt & O'Sullivan, Marseille,

Telephone: +33 4 9114 0460/ +33 625 730 808, Email: mail@eltvedtosullivan.com

CROATIA (+385) GMT +1

RIJEKA

JADROAGENT D.D., RIJEKA

Trg Ivana Koblera 2 PO Box 120 51000 Rijeka Croatia

Telephone +385 51 780 714

Fax +385 51 213 696

After hours Mobile

Email

Mr. V Margan +385 98 257 317

pandi@jadroagent.hr

Mr. Sandro Barsic Derencin +385 99 807 0891

CUBA (+53) GMT -5

HAVANA

CARIBBEAN MARINE SURVEYORS & CONS LLC.

Calle 14 No. 11636 (bajos),e/11 y Canal, Casino Deportivo,

Municipio Cerro, Havana, CUBA

Telephone +58 212 988 5117 / +1 786 600 2874

Fax +58 212 988 5169

Email operations@caribbeansurveyor.com

Web address www.caribbeansurveyor.com

After hours Mobile

Email

David Campis +1 786 702 2931

operations@caribbeansurveyor.com

Lenin Garcia +1 786 651 4230

capitanlenin@caribbeansurveyor.com

Rafael Rivas +1 786 609 6048

rafael.rivas@caribbeansurveyor.com

Terry Lopez

+1 786 609 6048

terry.lopez@caribbeansurveyor.com

MARINTER S.A.

Calle 3rd, Miramar Trade Center, 1st Floor, Office Nr 112 e/ 78

Street & 80 Street, Miramar, Playa, La Habana

Telephone

+537 204 9775 / +537 204 9777

Fax

+537 204 9743

Email

havana@marinter.cu

Web address

www.marinter.cu

After hours

Mobile

Email

Jose M Villazul

+535 280 8282

jose.mvillazul@marinter.cu

Ivan Llanes

+537 203 0759 / +535 806 298 ivan.llanes@marinter.cu

CURACAO (+599) GMT -4

WILLEMSTAD

NV V/H FIRMA CS GORSIRA J.P. Ez.

P O Box 3677, VR Shipping Building, Fokkerweg 26, Salina, Willemstad

Telephone

+599 9 510 1723 / 9 461 5873 / 9 461 4700

Fax

+599 9 461 2576 / 9 461 5253

Email

gorsira@gorsira.com

After hours

Mobile

Email

David van Nierop

+599 9 510 1723

vannieropd@vrshipping.com

Joop van Vliet

+599 9 514 6609 / 461 4656 vanvlietj@vrshipping.com

CYPRUS (+357) GMT +2

LARNACA

HULL BLYTH ARAOUZOS LTD.

Makariou 94, Delmeza Court 9-10, 6017 Larnaca, Cyprus

Postal Address: P.O. Box 40008, 6300 Larnaca

Telephone

+357 246 52 219 / +357 246 54 033

Fax

+357 246 52 384

Email

shipping@hba.com.cy

Web address	Telephone	Mobile
Mr. Neophytos Droussiotis		+357 9958 9399
Costas Dias Economou		+357 9626 7827
Sotiris Pouroutis		+357 9784 5521
John Economou	+357 25 879 777	+357 9967 4300

LIMASSOL

HULL BLYTH ARAOUZOS LTD.

Prokymea Bldg 147 Chr Hadjipavlou Street 3036 Limassol

Postal Address: P.O. Box 50017, 3600 Limassol

Telephone	+357 25 362 223 / +357 25 506 100 / +357 25 506 204 (direct line)
Fax	+357 25 747 662
Email	shipping@hba.com.cy
Web address	www.hba.com.cy

After hours	Telephone	Mobile
Mr. Neophytos Droussiotis		+357 9958 9399
Costas Dias Economou		+357 96 267 827
Sotiris Pouroutis		+357 9784 5521
John Economou	+357 25 879 777	+357 99 674 300

DENMARK (+45) GMT +1

COPENHAGEN

P&I SCANDINAVIA ApS

P&I Scandinavia ApS Ehlersvej 11 DK-2900 Hellerup / Copenhagen

Telephone	+45 3315 4777	
Email	info@pandiscan.com	
Web address	www.pandiscan.com	
After hours	Mobile	Email
Henrik Nissen	+45 2175 1924	info@pandiscan.com
Zacharias Bjar	+46 7004 35468	zacharias.bjar@pandiscan.com

DANISH P&I

Kvaesthusgade 5 st. th. 1251 Copenhagen

Telephone	+45 3315 4778	
Email	copenhagen@danishpandi.com	
Web address	www.danishpandi.com	
After hours	Mobile	Email
John Kure	+45 2845 3728	john.kure@danishpandi.com
Joy Sinius Clausen	+45 28455 9569	joy.clausen@danishpandi.com
Reid de Jong	+31 6143 64264	Reid.dejong@dutchpandi.com
Sander Jongenelen	+31 6126 96071	sander.jongenelen@dutchpandi.com
Nils Heijboer	+31 6542 42073	nils.heijboer@dutchpandi.com

DJIBOUTI, REPUBLIC OF (+253) GMT +3

DJIBOUTI

McLEANS-WAMS

Salam Tower 6th Floor Djibouti Republic of Djibouti

Telephone	+253 7775 1945	
Fax	+33 140 39 9392	
Email	wams@mcleans.fr	
Web address	https://mcleangroup.fr	
After hours	Mobile	Email
Mr. Daoud Hared	+253 7775 1945	
Mohamed Ali	+253 773 394 30	
Philippe Garo	+33 607 792 028	pgaro@mcleans.fr
Marc gignoux	+33 686 684 527	
Matthieu Leroux	+33 674 759 148	mleroux@mcleans.fr

AGENCE MARITIME MARILL

8 rue Marchand BP 57 Djibouti

Telephone	+253 2132 7412 / 2135 1150	
Fax	+253 2135 7335	
Email	mohamed.abgal@groupe-marill.com / AMM@groupe-marill.com	
Web address	www.groupe-marill.com	
After hours	Mobile	Email
Mohamed Abgal Abdi	+253 7783 7426	mohamed.abgal@groupe-marill.com

Fabrice Giraud	+253 77 762728	Fabrice.giraud@groupe-marill.com
Thierry Marill	+253 2135 5623	thierry.marill@groupe-marill.com

DOMINICAN REPUBLIC (+1) GMT -4

SANTO DOMINGO

SCHAD EXPERTISE, FREDERIC SCHAD INC

Carretera Sanchez Km. 11½, Santo Domingo, Dominican Republic

Telephone	+1 809 221 8000
Fax	+1 809 688 7696
Email	mail.expertise@schad.do
Web address	www.schad.do

After hours	Mobile	Email
Nilda A Burgos	+1 809 223 4341	nburgos@schad.do
Alexander N Schad	+1 809 858 4042	

ECUADOR (+593) GMT -5

GUAYAQUIL

ECUAPANDI S.A.

Av. C.J.Arosemena 402 y Av. Principal de Miraflores Piso 1 of. 4

Email	kettyvillacis@gmail.com
-------	-------------------------

After hours	Mobile	Email
Jaime Molinari	+593 9 9940 5413	jmolinari@ecuapandi.com
Ketty Villacis	+593 9 9397 15623	kvillacis@ecuapandi.com

EGYPT (+20) GMT +2

ALEXANDRIA

MESCO (MIDDLE EAST SURVEY & CONTROL OFFICE)

7 Saad Zaghloul Square Alexandria

Telephone	+20 3 486 8530 / +20 3 485 4001 / +20 3 486 1445 / +20 3 485 4002
Fax	+20 3 487 4435
Email	mesco@mescoalex.com

Web address www.mescoalex.com

After hours

Ashraf El Sabbagh

Alaa El Sabbagh

Ibrahim Hamza

Rehab Farouk

Seif El Sabbagh

Tarek Mady

Mobile

+20 122 213 0799

+20 122 234 7905

+20 122 319 9155

+20 100 091 6071

+20 100 144 6006

+20 100 149 3480

Email

ashraf.sabbagh@mescoalex.com

alaa.sabbagh@mescoalex.com

ibrahim.hamza@mescoalex.com

rehab.farouk@mescoalex.com

seif.sabbagh@mescoalex.com

legal.dept@mescoalex.com

EL HAMAMSY MARINE SERVICES LTD.

12 Nouh Afandi Street, El Faranna ALEXANDRIA Egypt

Telephone

+20 3 487 0900 / +20 3 487 6813 / +20 3 485 8966

Fax

+20 3 486 3838

Email

survey@elhamamsy.com.eg

Web address

www.elhamamsy.com

After hours

Marwa El Hamamsy

Mostafa El Hamamsy

Hady El Hamamsy

Nagi El Naggar

Telephone

+20 3 487 5706

+20 3 481 9864

+20 3 486 6499

+20 3 522 0229

Mobile

+20 122 234 6816

+20 122 234 6821

+20 122 3216 984

+20 122 3925 618

ELDIB PANDI

2 Lumumba Street, Bab Sharki. Alexandria 21131 – Egypt

Telephone

+20 3 486 7776 / +20 3 496 1000

Emergency phone

+20 12 2 327 3620

Fax

+20 3 496 2000 / +20 3 481 5600

Email

mail@eldibpandi.com

Web Address

www.eldibpandi.com

After hours

Abdel Hamid Fahmy

Ahmed Metwally

Nada Eldib

Mobile

+20 12 2214 3213

+20 12 2327 3624

+20 10 0188 4433

Email

abdelhamid.fahmy@eldibpandi.com

ahmed.metwally@eldibpandi.com

nada.eldib@eldibpandi.com

CAIRO

Telephone

Fax

Mobile

Email

After hours

Nada Eldib

ELDIB PANDI

1081 Corniche El Nil, 16th Floor. Apt 31. Garden City Cairo 11519, Egypt

+20 2 2794 3400

+20 2 2796 1500

+20 12 2 327 3620

cairo@eldibpandi.com

Mobile

+20 10 0188 4433

Email

nada.eldib@eldibpandi.com

PORT SAID

Telephone

Fax

Email

Web address

After hours

Magdy Takla

MESCO (MIDDLE EAST SURVEY & CONTROL OFFICE)

7, El Gomhoraya Street Sarhan Tower, 1st Floor Port Said

+20 66 320 1340

+20 66 320 1329

mescopsd@mescoalex.com

www.mescoalex.com

Mobile

+20 100 919 8827

Email

magdy.takla@mescoalex.com

ELDIB PANDI

Elkilany Tower, 23rd July & Salah Eldin Str., Port Said 42111,

Egypt Elkilany Tower, P.O.Box 920, Egypt

Telephone

+20 66 323 9779

Fax

+20 66 323 9760

Email

portsaid@eldibpandi.com

After hours

Mobile

+20 122 327 3624

Email

ahmed.metwally@eldibpandi.com

Ahmed Metwally

+20 127 866 0272

Sarah.diaa@eldibpandi.com

Sarah Diaa

SUEZ

EL HAMAMSY MARINE SERVICES LTD.

34 El Geish St. Port Tawfick SUEZ Egypt

Telephone

+20 3 487 0900

Fax	+20 3 486 3838	
Email	survey@elhamamsy.com.eg	
Web Address	www.elhamamsy.com	
After hours	Telephone	Mobile
Beshr Shahin	+20 3 584 1114	+20 122 3235 929
Eng. Mostafa	+20 3 481 9864	+20 122 2346 821
Hady El Hamamsy	+20 3 486 6499	+20 122 3216 984
Nagi El Naggar	+20 3 522 0229	+20 122 3925 618

ELDIB PANDI

6 El Imam El Leithy Street, Port Tewfik Suez 43552, Egypt

Telephone	+20 62 319 1570	
Fax	+20 62 319 8930	
Email	suez@eldibpandi.com	
After hours	Mobile	Email
Sarah Diao	+20 127 866 0272	Sarah.diao@eldibpandi.com

EL SALVADOR (+ 503) GMT -6

ACAJUTLA

MARITIME CLAIMS ADMINISTRATORS (MCA)

Operations Building CEPA, 1st Floor Acajutla, Sonsonate

El Salvador, Central America

Telephone	+503 2452 4792	
Fax	+503 2452 5117	
Email	mcaelsalvador@remasur.net / mcaelsalvador@gmail.com	
Web address	www.maritime-claims.com	
After hours	Mobile	
Milton Guillen	+503 7853 4140 / 2452 3447	
Guillermo Polio	+503 7850 1160	
Jonathan Vides	+503 7744 9241 / 2452 5382	

EQUATORIAL GUINEA (+240) GMT +1

BATA

BUDD C/O Sea & Ports MGM, S.L - BATA

Carretara de Bome Km2 SN Bata - Litoral

(Please copy all emails to general.marseille@budd-pni.com)

Telephone +240 333 084 378 / +33 1 8488 0841 (AOH Emergency)

Fax +240 333 084 396

Email budd.ecuatorial-guinea@budd-pni.com

general.marseille@budd-pni.com

Web address www.budd-pni.com

After hours

Mobile

Email

Vicente Edu +240 222 23 11 12

v.edu@image-sa.com

Suzanne Moume +237 677 78 9100

suzanne.moume@budd-pni.com

Olga Marino +240 222 27 5515

shipping-dpt.bata@image-sa.com

Enrique Baltanas +34 626 27 9448

MALABO

BUDD C/O Sea & Ports MGM, S.L - Malabo

P O Box 983, Malabo Carretera del Aeropuerto, Km 5, Malabo

Telephone +240 333 090 567 / +33 1 8488 0841

Fax +240 333 090 568

Email budd.ecuatorial-guinea@budd-pni.com

general.marseille@budd-pni.com (in copy)

Web address www.budd-pni.com

After hours

Mobile

Email

Mr. Enrique Baltanas 34 626 27 9448

budd.ecuatorial-guinea@budd-pni.com

Mrs. Suzanne Moum 237 677 78 9100

suzanne.moume@budd-pni.com

ERITREA (+291) GMT +3

ASMARA

MULTI CARGO INTERNATIONAL TRADING & SERVICES

St No 176-7 House No 25 PO Box 359 Asmara Eritrea

Telephone +291 1 201 371

Fax +291 1 125 715

Email multicargo2017@gmail.com

After hours **Mobile**

Akberet Weldelessie +291 711 3503

Capt. Asres Habte +291 712 0875

Mr. Henok Asmelash +271 713 2509

In case of communication difficulties, please contact Gulf Agency Company (Dubai) L.L.C.

- our Dubai correspondents: Tel +971 4 345 7555 (24 hours), Fax +971 4 345 8691 / 345 7202,

Email claims.dubai@gacworld.com

ESTONIA (+372) GMT+2

TALLINN

VAN AMEYDE KROGIUS OÜ

Ahtri 12, WTTC 2nd Floor 10151 Tallinn

Telephone +372 611 6620 / +372 611 6621 / +372 611 6622

Fax +372 611 6685

Email estonia@krogius.com

Web address www.krogius.com

After hours **Mobile**

Email

Sirje Lubi +372 50 14 774

Sirje.lubi@krogius.com

Igor Golovin +372 53 496 960

Igor.golovin@krogius.com

Kaupo Pyvi +372 50 58 299

kaupo.pyvi@krogius.com

ETHIOPIA (+251) GMT+3 /+4

ADDIS ABABA

GLOBAL INSPECTION SURVEY AGENCY (GISA)

Arada Sub-City, Wereda 01, House No 845/U

Postal Address: PO Box 22801, Addis Ababa, Ethiopia

Telephone +251 111 550 662 / +251 111 555 888 / +251 118 101 195

Fax +251 111 551 104

Email gisa@ethionet.et

After hours **Mobile**

Fikerte Alemu +251 911 172 051

Abebe Berrou +251 911 200 659
Henok Wendimu +251 913 543 417

FINLAND (+358) GMT +2

HELSINKI

VAN AMEYDE KROGIUS OY

Sturenkatu 16, FIN-00510 Helsinki, Finland

Telephone	+358 9 4763 6300	
Email	finland@krogius.com / surveys@krogius.com	
Web address	www.krogius.com	
After hours	Mobile	Email
24/7 duty phone	+358 9 4763 6300	finland@krogius.com / surveys@krogius.com
Aki Hanhela	+358 405 741 547	aki.hanhela@krogius.com

FRANCE (+33) GMT +1

BREST

LES COURTIERIS MARITIMES SARL

554 rue Jurien de la Graviere, F-29200 Brest

Telephone	+33 2 9844 4995
Fax	+33 2 9843 3020
Email	brest@humtac.fr
After hours	Mobile
Camille Jaffres	+33 6 0901 1794
Gabriel Lageat	+33 6 1156 2863
Lucie Le Mad	+33 6 4653 2566

FOS-SUR-MER

MCLEANS (FOS-SUR-MER)

Centre les Vallins PO Box A1 13270 Fos-sur-Mer

Telephone	+33 4 4205 1070
Email	info@mcleans.fr
Web address	https://mcleangroup.fr

After hours

Matthieu Leroux

Marc Gignoux

Mobile

+33 674 759 148

+33 686 684 527

Email

mgignoux@mcleans.fr

BUDD SA MARSEILLE – FOS (SEE MARSEILLE)

LA ROCHELLE-PALLICE

MCLEANS (LA ROCHELLE)

8 rue du Senegal 17000 La Rochelle

Telephone

+33 5 4642 8537

Email

larochelle@mcleans.fr

Web address

<https://mcleangroup.fr>

After hours

Virginie Ringear

Caroline Marrades

Philippe Garo

Mobile

+33 680 008 744

+33 676 133 111

+33 607 792 028

Email

vringear@mcleans.fr

cmarrades@mcleans.fr

pgaro@mcleans.fr

LE HAVRE

C. BOUTIGNY & CO

2 rue Dombasle--76600 Le Havre

Telephone

+33 2 3543 3477

Email

cboutigny@boutigny.fr

cfjblh@gmail.com

After hours

Christian Boutigny

Mobile

+33 608 545 134 / 235 206 501 cboutigny@boutigny.fr

Email

MARSEILLE

MCLEANS (MARSEILLE)

P O Box 50319 9 Place Felix Baret 13177 Marseille, Cedex 20

Telephone

+33 4 9610 2525

Fax

+33 4 9137 2981

Email

info@mcleans.fr

Web address

<https://mcleangroup.fr>

After hours

Mobile

Email

Thomas Miller	+33 6 47 00 41 89	thomas.miller@budd-pni.com
Philippe Garo	+33 607 792 028	pgaro@mcleans.fr
Marc Gignoux	+33 686 684 527	mgignoux@mcleans.fr
Matthieu Leroux	+33 674 759 148	mleroux@mcleans.fr

BUDD S.A. MARSEILLE-FOS

7 Rue Bailli De Suffren, CS 80034 13231 Marseille Cedex 01

Telephone +33 4 9133 5833 / +33 1 8488 0841

Email general.marseille@budd-pni.com

Web addressv www.budd-pni.com

After hours

Mobile

Email

Mr. James Budd	+33 0 607 77 4117	james.budd@budd-pni.com
Mr. Jean-Pierre Perillat	+33 0 611 112 785	jean.pierre@budd-pni.com
Mr. Philippe Delaporte	+33 0 607 95 6026	philippe.delaporte@budd-pni.com
Ms. Sarah Penwarden	+33 0 683 392 658	sarah.penwarden@budd-pni.com
Thomas Miller	+33 (0)6 47 00 41 89	thomas.miller@budd-pni.com

PARIS

BUDD S.A.

35 Avenue Des Champs-Elysees, 75008 Paris

Telephone +33 1 4256 3612 / +33 1 8488 0841 (AOH Emergency)

Email budd.paris@budd-pni.com

Please copy all emails to general.marseille@budd-pni.com

Web address www.budd-pni.com

After hours

Mobile

Email

Mr. James Budd	+33 0 6 0777 4117	james.budd@budd-pni.com
Mr. Philippe Delaporte	+33 0 6 0795 6026	philippe.delaporte@budd-pni.com
Mrs. Rhea Li	+33 0 6 7982 2539	rhea.li@budd-pni.com

ROUEN

NORMANDY P&I SERVICES

37 Rue de la Lombardie 76160 Darnetal Rouen

Telephone +33 2 3208 5320 (24hrs)

Fax +33 2 3208 5329

Email pandi@ro.normandyclaims.fr
 Web address www.mcleangroup.fr
After hours **Mobile**
 Elise Duquennoy +33 679 45 3874

SETE

MCLEANS S.A.

2 Quai d'Orient 34200 Sete

Telephone	+33 4 6774 4343	
Email	info@mcleans.fr	
Web address	https://mcleangroup.fr	
After hours	Mobile	Email
Marc Gignoux	+33 6 8668 4527	mgignoux@mcleans.fr
Philippe Garo	+33 6 0779 2028	pgaro@mcleans.fr
Matthieu Leroux	+33 6 7475 9148	mlieroux@mcleans.fr

BUDD S.A.

7 Rue Bailli De Suffren, CS 80034 13231 Marseille Cedex 01

Telephone	+33 0491 335 833 / +33 1 8488 0841 (AOH Emergency)	
Web address	www.budd-pni.com	
Email	budd.sete@budd-pni.com / general.marseille@budd-pni.com (in copy)	
After hours	Mobile	Email
Mr. Thomas Miller	+33 6 47 00 41 89	thomas.miller@budd-pni.com
Mr. Jean-Pierre Perillat	+33 6 1111 2785	jean.pierre@budd-pni.com
Mr. James Budd	+33 6 0777 4117	james.budd@budd-pni.com
Mrs. Rhea Li	+33 0 6 7982 2539	rhea.li@budd-pni.com

FRENCH POLYNESIA (+689) GMT -10

PAPEETE

BUDD TAHITI

c/o Mr Philippe Presle B.P. 44 989 98713 Papeete French Polynesia

Emergency number +33 625 730 808
 Telephone +689 87 324 277

Email budd.tahiti@budd-pni.com
general.marseille@budd-pni.com (in copy)

Web address www.budd-pni.com

After hours Mobile Email

Mr. Philippe Presle +689 87 324 277 budd.tahiti@budd-pni.com

In case of emergency or communication difficulties, kindly contact Budd Marseille:
Tel: +33 (0)4 91 33 58 33
or call the 24/7 Budd Group AOH Emergency Contact Number: +33 (0)1 84 88 08 41

GABON (+241) GMT +1

LIBREVILLE

TCI AFRICA

Zone portuaire d'Owendo, BP 72, Libreville, GABON

Emergency number +33 625 730 808

Telephone +241 62271858

Email tci-libreville@tci-africa.com
mail@eltvedtosullivan.com (in copy)

Web address www.eltvedtosullivan.com

After hours Mobile Email

Nguema Obam +241 6540 9157/ +241 6227 1858 ada.nguemaobam@bollore.com

Romain Ogandaga +241 7735 4700/ +241 6235 4700 romain.ogandaga@bollore.com

To avoid possible misrouting, for new instructions, please copy mail@eltvedtosullivan.com

24/7 emergency telephone +33 6 2573 0808

PORT GENTIL

TCI AFRICA

C/o Saga Afritramp B.P. 518, Port Gentil

Telephone +241 011 553 516

Email tci-portgentil@tci-africa.com
mail@eltvedtosullivan.com (in copy)

Web address www.eltvedtosullivan.com

After hours Mobile Email

Romain Ménard +241 65 031 441 romain.menard@bollore.com

Ravel Mondjo +241 6557 4335 ravel.mondjo@bollore.com
To avoid possible misrouting, for new instructions, please copy mail@eltvedtosullivan.com
24/7 emergency telephone +33 6 2573 0808

GAMBIA (+220) GMT 0

BANJUL

TCI AFRICA

78, Libration Avenue 1st Floor Momodou Musa Njie Memorial Building
POB 437/1714 Banjul The Gambia

Telephone +220 42 25895
Fax +220 42 29347
Email tci-banjul@tci-africa.com / interstate@gamtel.gm
 mail@eltvedtosullivan.com / mail@eltvedtosullivan.com (in copy)
Web address www.eltvedtosullivan.com

After hours

Mobile

Email

Mr. B Sagnia +220 996 1144 / +220 776 1144 tci-banjul@tci-africa.com
Ngagne Faye +221 773 327 215 n.faye@tci-africa.com

To avoid possible misrouting, pls copy all emails to tci-dakar@tci-africa.com and for new instructions, please copy mail@eltvedtosullivan.com 24/7 emergency telephone +33 6 2573 0808

AFRICA MARINE SERVICES (GAMBIA)

48. Perseverence Street Banjul, Gambia

Telephone +220 799 6549
Email africamarine@aol.com
Web address www.africamarineserv.com
After hours Mobile Email
Mr. Lamane Dione +220 395 6549 lamanesindokhdione@gmail.com

In case communication difficulties, please contact Africa Marine Services (Europe) Ltd.
London: Nick Williams Telephone +44 2076 130 131 (24 Hour) Email africamarine@aol.com

GEORGIA, REPUBLIC OF (+995) GMT +4

BATUMI

GEOMAR CO LTD

Maritime Consultants & Surveyors

Gogebashvili 32, Office No 13 6003, Batumi

Telephone +99 5422 276 201

Fax +99 5422 276 202

Email info@geomar.ge

Web address www.geomar.ge

After hours Mobile

Office Mobile +99 5577 468 763

George Imnaishvili +99 5577 468 763

GERMANY (+49) GMT +1

BRAKE

PANDI SERVICES J & K BRONS GMBH (SEE BREMEN)

BREMEN

PANDI SERVICES J & K BRONS GMBH

An der Reeperbahn 6, D-28217 Bremen

Telephone +49 421 308 870 (24 hrs)

Fax +49 421 308 8732

Email corresp@pandi.de

Web address www.pandi.de

After hours Mobile

Mr. Fabian Schweigel +49 171 885 7940

Mr. Björn Siewers +49 171 885 7942

BREMERHAVEN

PANDI SERVICES J & K BRONS GMBH (SEE BREMEN)

CUXHAVEN

CLAAS W BRONS (GMBH & CO) KG

c/o Kapitan Jurgen Feldmann Sudlandstrase 6 27478 Cuxhaven

Telephone +49 4723 50 5516

Fax +49 4723 50 5516

Email cuxhaven@cwbrons.de

Web address	www.cwbrons.de	
After hours	Mobile	Email
Claas-Henning Brons	+49 171 213 1135	chbrons@cwbrons.de
Jan-Wessel Brons	+49 160 944 20292	jwbrons@cwbrons.de
Matthias Bimschas	+49 40 3609 0163	bimschas@cwbrons.de
Gunnar Neubauer	+49 40 4118 4502	neubauer@cwbrons.de

EMDEN

Y. & B. BRONS

Nesserlander Strasse 5, P.O. Box 1229, 26692 Emden, GERMANY

Telephone	+49 4921 20177 / +49 170 476 1023	
Fax	+49 4921 33107	
Email	yb@brons.de	
Web address	www.brons.de	
After hours	Mobile	Email
Claas Brons	+49 170 476 1023	claas.brons@brons.de

HAMBURG

PANDI SERVICES J&K BRONS GMBH

Roedingsmarkt 43, D-20459 Hamburg

Telephone	+49 40 369 8180 (24 hrs)	
Fax	+49 40 369 818 19	
Email	corresp@pandi.de	
Web address	www.pandi.de	
After hours	Mobile	Email
Mr. Florian Block	+49 171 885 7945	Blockf@pandi.de
Ms. Charlotte Minners	+49 171 885 7941	minnersc@pandi.de

CLAAS W BRONS (GMBH & CO) KG

Am Inselepark 1 D-21109 Hamburg

Telephone	+49 40 374 8860	
Fax	+49 40 374 88643	
Email	info@cwbrons.de	
After hours	Mobile	Email

Mr. M Bimschas	+49 40 3609 0163	bimschas@cwbrons.de
Mr. G Neubauer	+49 40 4118 4502	neubauer@cwbrons.de
Mr. CH Brons	+49 171 213 1135	chbrons@cwbrons.de
Mr. JW Brons	+49 160 9442 0292	jwbrons@cwbrons.de

KIEL

*SARTORI & BERGER (GMBH & CO)

P O Box 3807, 24037 Kiel Wall 47/51, D-24103 Kiel

Telephone	+49 431 9810
Fax	+49 431 96108
Email	kiel@sartori-berger.de
Web address	www.sartori-berger.de

After hours

Mobile

Email

Mr. Arne Liemann	+49 171 7970 270	a.liemann@sartori-berger.de
Mr. Michael Hartmann	+49 171 4307 033	m.hartmann@sartori-berger.de
Mr. J Funck	+49 171 4146 028	j.funck@sartori-berger.de

ROSTOCK

PANDI SERVICES J&K BRONS GMBH

Branch Office Rostock Am Skandinavienkai 15 18147 Rostock Germany

Telephone	+49 40 369 8180 (24 hrs)
Email	corresp@pandi.de

After hours

Mobile

Email

Ms. Charlotte Minners	+49 171 885 7941	minners@pandi.de
Mr. Florian Block	+49 171 885 7945	

GHANA (+233) GMT 0

TAKORADI

AFRICA MARINE SERVICES (GHANA) (SEE TEMA)

TEMA

AFRICA MARINE SERVICES (GHANA)

A/B 7, Community 11 PO Box CO. 972, Tema

Telephone	+233 303 306 619
-----------	------------------

Fax +233 303 306 619
Email amsamsgh@yahoo.com / africamarine@aol.com
Web address www.africamarineserv.com

In case communication difficulties, please contact Africa Marine Services (Europe) Ltd.
London: Nick Williams Telephone +44 2076130131 (24 Hour) Email africamarine@aol.com

After hours Mobile

Daniel Owusu +233 208 115 837
ENG. Jonathan Dwomott +233 243 304 1937
Mark Cobbinah +233 262 829 813

GMT SHIPPING (GHANA) LTD

GPHA Westgate Container Rd.

Telephone +233 544 33 8290 / +233 20 201 3925
Email leonard.ocloo@gmtshipping.com / Ghana@gmtshipping.com
Web address www.gmtshipping.com

After hours Mobile Email
Leonard D OCLOO +233 544 33 8290 leonard.ocloo@gmtshipping.com

WILTEX LIMITED

P O Box 623 Tema 1st Floor, Room 6, Greenwich Tower House
Meridian Road, Harbour Area, Tema

Telephone +233 303 202 183
Fax +233 303 206 540
Email tema.wiltex@gmail.com
Web address www.wiltexghana.com

After hours Mobile
Thomas M Appiah +233 208 11 5703
Anthony K Assifuah +233 208 11 5745
Charles Asiedu +233 244 98 2466

GIBRALTAR (+350) GMT +1

GIBRALTAR

INCHCAPE SHIPPING SERVICES (GIBRALTAR) LTD.

Suite 267, 1st Floor 1.02, World Trade Centre, 6 Bayside Road, Gibraltar.

Telephone +350 200 72 685

Email Iss.gibraltar@iss-shipping.com

Web address www.iss-shipping.com

After hours **Mobile**

Jonathan Victory +350 586 260 00

*TRIAY AND TRIAY

28 Irish Town, Gibraltar, GX11 1AA

Telephone +350 200 72020

Fax +350 200 72270

Email info@triay.com / enquiries@triay.com

Web address www.triay.com

After hours **Mobile**

Christian Triay +34 646 642 394

James Ramagge +35 057 908 000

Raymond Andrew Triay +34 607 927 808

GREECE (+30) GMT +2

ATHENS/PIRAEUS

BUDD GREECE

C/o Eurorisk S.A.5-7 Agiou Nikolaou Str.2nd Floor.18537 Piraeus. Greece

Telephone +30 210 921 2720 / +30 210 921 2721 / +33 1 8488 0841 (Emergency)

Fax +30 210 921 2644

Web address www.budd-pni.com

Email budd.greece@budd-pni.com / general.marseille@budd-pni.com (in copy)

After hours **Mobile** **Email**

Mrs. Rhea Li +33 0 6 7982 2539 rhea.li@budd-pni.com

Mr. Stratis Porfyratos +44 0 750 562 7230 budd.greece@budd-pni.com

Mr. Leonard Louloudis +30 69 4284 3933

In case of communication difficulties or emergency, please call the Budd Group Emergency:
(+33 1)84880841

KALIMBASSIERIS MARITIME

65 Akti Miaouli, 185 36 Piraeus, Greece

Telephon +30 210 4294 444
Emergency Telephone +30 694 45 41 622
Email pir.maritime@kalimbassieris.com
Web address www.kalimbassieris.com

After hours	Mobile	Email
Surveyor in charge	+30 6944 541 622	pir.maritime@kalimbassieris.com
Dimitrios Giannakouros	+30 6946 504 405	d.giannakouros@kalimbassieris.com
Achilleas Mavranetzoulis	+30 6946 504 399	a.mavranetzoulis@kalimbassieris.com
Christina Kalimbassieris	+30 6944 541 621	c.kalimbassieris@kalimbassieris.com

COSCO SHIPPING LINES (GREECE) S.A.

Telephone +30 210 429 0810 (ext.311)
Mobile +30 695 540 1000
Email liner-ops@cosco.gr / claims@cosco.gr

After hours	Email
Su Xu Dong	suxd@cosco.gr
Angelos Karakostas	angelos@cosco.gr
Dimitra Tsetsenekou	dimitra@cosco.gr
Antonis Chiras	a.chiras@cosco.gr

*DEUCALION REDIADIS LP

41, Akti Miaouli, GR-185.35 Piraeus, Greece

Telephone +30 210 429 4900
Fax +30 210 429 4941
Email mail@rediadis.gr
After hours **Mobile**
D.G. Rediadis +30 69 4430 4324
A-K.I Tzimas +30 69 3229 9805
F. Digkas +30 69 3745 5666

GREENLAND (+299) GMT 0/-4

NUUK

P&I SCANDINAVIA

C/o Nuna Advokater P O Box 59, DK-3900 Nuuk Quillilerfik 2, 6
 Telephone +299 321 370
 Fax +299 324 117
 Email email@nuna-law.gl / ts@nuna-law.gl
 Web address www.pandiscan.com / www.nuna-law.gl
After hours **Mobile**
 Thor Suhr +299 58 0100

GUADELOUPE (+590) GMT -4

LAMENTIN

MCLEANS (FWI)

Maison Petrel, Dorville Baie, Mahault, 97122
 Telephone +33 690 357 023
 Fax +33 4 9137 2981
 Email mcleansfwi@mcleans.fr
 Web address www.mcleangroup.fr
After hours **Mobile**
 Luc Petrelluzzi +33 690 357 023
 In case of emergency, please contact directly Mr Philippe Garo: pgaro@mcleans.fr
 or +33 6 0779 2028

GUATEMALA (+502) GMT -6

GUATEMALA

MCA-GUATEMALA

3 Calle 8-76 Zone 8 Mixco, Blvd Principaal San Cristobal
 Centro Empresarial San Cristobal Nivel 1, Oficina 302, Guatemala
 CityCompany: PUBLIMEX
 Fax +502 227 7100 / +502 223 1657
 Web address www.maritime-claims.com
 E-mail mariotager@mcaguate.com

After hours

Mario Tager

Michelle Tager

Christian Tager

Estuardo Tager

Mobile

+502 5753 8042

+502 4010 3158

+502 4010 2084

+502 4010 1646

Email

mariotager@mcaguate.com

michelle@mcaguate.com

ctager@mcaguate.com

etager@mcaguate.com

In case of communication difficulties, please contact Maritime Claims Inc, New Orleans, Telephone: (1 504)3901515, E-mail: cayestas@maritime-claims.com.

CORPORACION PIMAR

Diagonal 6, 12-42, Zona 10. Torre II, Oficina No.401 Edificio

Designcentre Guatemala CA01010

Telephone

+502 2255 0503

E-mail

general@corporacionpimar.com

After hours

R.J. Gutierrez

Jorge A.Rivas

Mobile

+502 5528 2357

+502 5783 6121

Email

rjgutierrez@corporacionpimar.com

lic.jorgerivas@corporacionpimar.com

GUINEA (+224) GMT 0

CONAKRY

WINNING GUINEE SARL.

Wazni building, tombo 1, kaloum, conakry, republique de guinee, bp 2162

Telephone

+224 624 401 756

Mobile

+224 624 401 756

Email

jiangxiaobei@winningshipping.com.sg

After hours

Ms. Jiang Xiaobei

Mobile

+224 624 401 756

Email

jiangxiaobei@winningshipping.com.sg

TCI AFRICA CONAKRY

C/o Captain Diallo BP 5106 Conakry Republic of Guinea

Telephone

+224 664 323 702 / +224 655 323 702

Email

tc-conakry@tc-africa.com / cdtiallo@hotmail.com

Web address

www.elvedtosullivan.com

All Emails to be sent in copy to: mail@elvedtosullivan.com

After hours	Mobile	Email
Capt. Alpha Diallo	+224 655 323 702	cdtdiallo@hotmail.com
To avoid possible misrouting, for new instructions, please copy mail@eltvedtosullivan.com		
24/7 emergency telephone +33 6 2573 0808		

BUDD GUINEA

	BP 4259 Conakry Republic of Guinea	
Telephone	+224 664 209 311 / +33 1 8488 0841	
Mobile	+224 657 253 737 / +224 628 25 5834	
Email	budd.guinee-conakry@budd-pni.com / general.marseille@budd-pni.com (in copy)	
After hours	Mobile	Email
Mr. FM Camara	+232 7934 2357	fode-mario.camara@budd-pni.com
Mr. Yousseuf Sankhon	+224 627 258 962 / 656 653 246	yousseuf.sankhon@budd-pni.com
Mr. Omaru Cheriff	+224 626 95 1722	omaru.cheriff@budd-pni.com

GUINEA-BISSAU (+245) GMT 0

BISSAU

TCI AFRICA

	BP 401 Bissau Codex Rua 4, Porta 5, Bissau	
Telephone	+ 245 966 730 794	
Email	tci-bissau@tci-africa.com / tci-dakar@tci-africa.com (in copy) mail@eltvedtosullivan.com (in copy)	

Web address www.eltvedtosullivan.com

After hours	Mobile	Email
Mr. Fernando Tavares	+245 955 171 981	tci-bissau@tci-africa.com
Mr. Ngagne Faye	+221 77 332 7215	n.faye@tci-africa.com

To avoid possible misrouting, pls copy all emails to tci-dakar@tci-africa.com and for new instructions, please copy mail@eltvedtosullivan.com 24/7 emergency telephone +33 6 2573 0808

GUYANA (+592) GMT -4

GEORGETOWN

CARICONCONSULT GUYANA OFFICE

75 Sixth Street, Alberrtown Georgetown

Telephone +592 231 8135
Fax +592 226 3960
Email group@cconsult.com.bb
Web address www.steers.com.bb

After hours	Telephone	Mobile
24 Hrs Emergency		+1 246 231 2196
Rupert Steer – Barbados	+1 246 423 6551	+1 246 253 6412
James Henderson		+1 592 626 6709
Theo Steer – Barbados		+1 246 230 9096

*CAMERON & SHEPHERD

2 Avenue of the Republic, PO Box 10109, Georgetown, Guyana

Telephone +592 226 2671
Fax +592 226 7809
Email csmain@cameronandshepherd.com
Web address www.cameronandshepherd.com

After hours	Mobile	Email
Kamal Ramkarran	+592 679 7373	k.ramkarran@cameronandshepherd.com
Josephine Whitehead	+592 623 4148	j.whitehead@cameronandshepherd.com
Satanand Gopie	+592 613 1151	
Nikhil Ramkarran	+592 600 0101	n.ramkarran@cameronandshepherd.com

HAITI (+509) GMT -5

PORT AU PRINCE

ANTOINE HOGARTH S.A.

Rue Assad No. 1, Turgeau Port-Au-Prince HAITI

Telephone +509 2813 1965 / +509 2813 1966
Email ahogarthsa@aol.com / mo2781@aol.com
maurice@hogarthsa.com

After hours	Mobile	Email
-------------	--------	-------

Mr. Maurice Hogarth	+509 3701 5414	maurice@hogarths.com
Mr. Jean Hogarth	+509 3881 8181	jean@hogarths.com
Mrs. Marielyn Hogarth	+509 3701 6668	

HONDURAS

(+504) GMT -6

PUERTO CORTES

MARITIME CLAIMS ADMINISTRATORS (MCA)

	Puerto Cortes Segunda Avenida Este	
	6 /7 Calles Bo El Centro PO Box 13	
Telephone	+504 9990 4540 / +504 9991 7581	
Email	mcahonduras@yahoo.com	
	evagwork@gmail.com	
After hours	Mobile	Email
C Ayestas (New Orleans)	+1 504 390 1515	cayestas@maritime-claims.com

SAN PEDRO SULA

AGENCIA MIVIGAR S.A. DE C.V.

	21 Calle “A”, 17 Avenida S.O. #1717	
	Colonia Lomas de Altamira, San Pedro Sula	
Telephone	+504 2556 8446	
Fax	+504 2516 0445	
Email	mivigar@mivigar.com	
(Main Email address where all communications must be directed)		
After hours	Telephone	Mobile
Mrs. MI de Rodriguez	+504 9992 9968	mider@mivigar.com
Mrs. G de Reyes	+504 9992 9969	gaby.rreyes@mivigar.com

ICELAND

(+354) GMT 0

REYKJAVIK

GEIR ZOEGA

	Fiskislod 45c, 101 Reykjavik
Telephone	+354 551 7797

Email	geir@arka.is	
After hours	Telephone	Mobile
Geir M Zoega	+354 562 1304	+354 894 6292

INDIA (+91) GMT +5½

CHENNAI (MADRAS)

JAMES MACKINTOSH & CO PVT LTD

Flat A, Ground Floor, TCR Regency Building, No. 10,
Judge Jumbulingam Road Mylapore, Chennai 600 004, INDIA

Telephone +91 44 2847 3591 / 2847 5871 / 2847 0829 / 2847 0831

Fax +91 44 2847 3590

Email claims.chen@jamesmackintosh.com

Web address www.jamesmackintosh.com

After hours	Mobile	Phone	Email
Mr. Murali Rao	+91 98 4007 5293	+91 44 2229 3838	muralirao@jamesmackintosh.com
Mr. PK Menon	+91 97 8992 2038	+91 44 2442 2633	pkmenon@jamesmackintosh.com
Mr. Karthikeyan A	+91 97 8905 2448		akarthikeyan@jamesmackintosh.com

* Also covers Tuticorin, Vizag, Kakinada and minor ports in Tamil Nadu and Andhra Pradesh.

P&I SERVICES PVT LTD

Flat No.2-B, K. G. Vallencia, 2nd floor, No.57, 1st Main Road,
Gandhi Nagar, Adyar, CHENNAI – 600 020 INDIA

Telephone +91 44 2445 6115 / +91 44 2445 6116

Fax +91 44 2445 6113

Email chennai@piserve.in

Web address www.pandiservices.in

After hours	Mobile	Email
Mr. R. Jai Kumar	+91 887 056 9494	jaikumar@piserve.in
Ms. Smruthi Ajayan	+91 905 218 6805	chennai@piserve.in

GOA

PANDI CORRESPONDENTS PVT LTD

Flat no. 204, 2nd Floor, Khalap Mansion, Near Vasco Police station,

Vasco Da Gama, Goa

Telephone +91 928 458 3229

Email goa@pandiindia.in

Web address http://www.pandiindia.in

After hours Mobile

Capt. Clive Colaco +91 800 749 5293 /+91 992 033 7969

Sonia T Gadekar +91 744 779 4616 /+91 976 381 8962

KANDLA

JAMES MACKINTOSH & CO PVT LTD

Office No.218, Level No.2, "Golden Arcase", Plot Nos. 141 and 142,
Sector No.8, Gandhidham – Kutch Gujarat 370 201

Telephone +91 2836 235226 / 235227

Fax +91 2836 234227

Email ixy@jamesmackintosh.com

Web address www.jamesmackintosh.com

After hours Mobile Email

Mr. Satish Nair +91 98 242 11164 satish.ixy@jamesmackintosh.com

Mr. Bovas Daniel +91 98 792 86477 ops.ixy@jamesmackintosh.com

Please contact Mumbai for claim handling

KOCHI

P&I SERVICES PVT LTD

Swargath Madom Flower Junction, TD Road Kochi – 682035 INDIA

Telephone (0484) 235 3676

Email kochi@piserve.in

Web address www.pandiservices.in

After hours Mobile Phone Email

Ms. Rajashree Prabhu +91 989 528 1040 +91 484 235 3676 rajashree@piserve.in

KOLKATA

JAMES MACKINTOSH & CO PVT LTD

OM Tower, Suite 508, 5th Floor 32 Chowringhee Road, Kolkata 700 071

Telephone +91 33 2217 0115 / +91 33 2217 1686 / +91 33 2217 1687

Fax	+91 33 2217 0116	
Email	claims.cal@jamesmackintosh.com	
Web address	www.jamesmackintosh.com	
After hours	Mobile	Email
Valli Srinivasan	+91 98 3002 0527	valli.s@jamesmackintosh.com
Mr. Indranil Datta	+91 98 3002 4510	indranil@jamesmackintosh.com

P&I SERVICES PVT LTD

Subol Dutt Building, 4th Floor 13-Brabourne Road
Kolkata 700 001 INDIA

Telephone	+91 33 2242 7595 / +91 33 2242 9255		
Fax	+91 33 2242 1012		
Email	kolkata@piserve.in		
Web address	www.pandiservices.in		
After hours	Mobile	Phone	Email
Mr. Pitam Basu	+91 98 3699 6680	+91 33 2243 6649	pitam@piserve.in
Mr. Arka Dasgupta	+91 98 7434 6677	+91 33 2242 9255	arka@piserve.in

MUMBAI

P&I SERVICES PVT LTD

302, Pramukh Plaza, B Wing, 3rd Floor, Cardinal Gracias Road
Chakala, Andheri (East), Mumbai 400 099 INDIA

Telephone	+91 22 6761 8948		
Fax	+91 22 6761 8999		
Email	mumbai@piserve.in		
Web address	www.pandiservices.in		
After hours	Mobile	Phone	Email
Mr. S. K. Mankad	+91 98 2008 2027	+91 22 6761 8950	suresh@piserve.in
Capt. V. K. Malik	+91 98 7003 3947	+91 22 6761 8956	vkmalik@piserve.in
Mr. K S. Mankad	+91 98 2028 4190	+91 22 6761 8955	kaustubh@piserve.in
Mrs. N. D. Wadia	+91 98 1951 9239	+91 22 6761 8945	nilufer@piserve.in
Ms. R. K. Variava	+91 83 6985 4709	+91 22 6761 8952	roxanne@piserve.in

INDONESIA (+62) GMT +7

JAKARTA

P.T. POLYNESIA BHAKTI

Jl.Menteng Atas Selatan II No.4, Jakarta 12960

Telephone +62 21 8379 0454 / +62 21 8370 9741

Fax +62 21 8378 0116

Email slamet.g@dnet.net.id / polyba@rad.net.id

After hours

Mobile

Email

Mr. Slamet Gijarto

+62 81 811 2350

slametgijarto1@gmail.com

Mr. S Hadisoerjo

+62 81 187 3261

Mr. Padmo Sardjono

+62 81 118 3458

Ms. Rini Indriani

+62 81 815 1200

SPICA SERVICES (INDONESIA)

RPX Center Building, 12th Floor, Jl.Ciputat Raya No. 99, Pindok Pinang,
Kebayoran Lama, Jakarta Selatan 12310 - Indonesia

Telephone +62 21 2751 3535

Fax +62 21 2751 5873

Email indonesia@spicaina.co.id

After hours

Mobile

Email

Capt M. Abdullah

+62 815 8640 8640

mohd.abdullah@spicaina.co.id

Capt. Hamrin Rawia

+62 811 8904 088

hamrin.rawia@spicaina.co.id

Ms. Leonora Febriany

+62 813 8046 0355

leonora.febriany@spicaina.co.id

Mr. M. G. Mandang

+62 815 1957 4294

mario.gideon.mandang@spicaina.co.id

Capt. D. R. Syah

+62 813 8166 0048

dedhy.rahadian.syah@spicaina.co.id

Ms. Erly Senjaya

+62 812 9061 5401

erly.senjaya@spicaina.co.id

Capt. Dodi Komendangi

+62 811-8252-001

Dody.Komendangi@spicaina.co.id

Murdany Ansary

+62 813 2853 7189

murdany.ansary@spicaina.co.id

IRAN (+98) GMT +3½

BANDAR ABBAS

CALM SEA CULTURE MARINE SERVICES LTD

Flat No.11, 5th Floor, Next to Binesh 2 Alley
Seyed Jamaledin Asadabadi Street, Bandard Abbas 7914743937

Telephone +98 21 2241 1970 (central, 10 lines)

Fax +98 21 2241 1965

Email info@calmseaculture.com

Web address www.calmseaculture.com

After hours Mobile

Mr. Farhang Ghasemi +98 912 114 2066

Mr. Mohammad Jahanbakhsh +98 917 498 4088

BANDAR AMIR ABAD

CALM SEA CULTURE MARINE SERVICES LTD

(SEE TEHRAN)

BANDAR ASSALUYEH

CALM SEA MARINE SERVICES LTD

Flat No.124, Pasargad residential and commercial building, Assaluyeh,
7539148314, IRAN

Telephone +98 21 2241 1970 (central, 10 lines)

Fax +98 21 2241 1965

Email info@calmseaculture.com

Web address www.calmseaculture.com

After hours Mobile

Mr. Farhang Ghasemi +98 912 114 2066

Mr. Yazdan Ayoubian +98 917 049 9001

Mr. Morteza Ayoubian +98 917 082 0509

BANDAR BUSHIRE

CALM SEA CULTURE MARINE SERVICES LTD

P O Box 55/1188, Saheli Ave, Mehraban Building Bandar Bushire, Iran

Telephone +98 21 2241 1970 (central, 10 lines)

Fax +98 21 2241 1965

Email info@calmseaculture.com

Web address www.calmseaculture.com

After hours

Mr. Farhang Ghasemi

Mr. Afshin Mehraban

Mobile

+98 912 114 2066

+98 917 775 5463

BANDAR IMAN KHOMEINI

CALM SEA CULTURE MARINE SERVICES LTD

Flat No.9, Noor Building, Chamran Alley, Chamran 3 Street, Sar Bandar
6356144731, Iran

Telephone

+98 21 2241 1970 (central, 10 lines)

Fax

+98 21 2241 1965

Email

info@calmseaculture.com

Web address

www.calmseaculture.com

After hours

Mr. Farhang Ghasemi

Mr. Farhood Ghasemi

Mobile

+98 912 114 2066

+98 912 120 1615

CHABAHAR

CALM SEA CULTURE MARINE SERVICES LTD

Jetty No.5, Bandar Shahid Kalantary Chah Bahar, Iran

Telephone

+98 21 2241 1970 (central, 10 lines)

Fax

+98 21 2241 1965

Email

info@calmseaculture.com

Web address

www.calmseaculture.com

After hours

Mr. Farhang Ghasemi

Mr. Abdolkhalegh Ibrahim

Ms. Farzaneh Ibrahim

Mobile

+98 912 114 2066

+98 917 171 8013

+98 917 773 4039

KHARG ISLAND

CALM SEA CULTURE MARINE SERVICES LTD

Taleghani Ave, Ebrahimi Building, Kharg Island, Iran

Telephone

+98 21 2241 1970 (central, 10 lines)

Fax

+98 21 2241 1965

Email

info@calmseaculture.com

Web address www.calmseaculture.com

After hours Mobile

Mr. Farhang Ghasemi +98 912 114 2066

Mr. Abdolkhalegh Ibrahimi +98 917 171 8013

Ms. Farzaneh Ibrahimi +98 917 773 4039

KISH ISLAND

**CALM SEA CULTURE MARINE SERVICES LTD
(SEE TEHRAN)**

TEHRAN

CALM SEA CULTURE MARINE SERVICES LTD

Office No. 9, 5th Floor, No. 35 Behzadi Boulevard

Asef Avenue, Zaferanie, Tehran 1987745513

Telephone +98 21 2241 1970 (central, 10 lines)

Fax +98 21 2241 1965

Email info@calmseaculture.com

Web address www.calmseaculture.com

After hours	Mobile	Email
Mr. M. Ghasemi	+98 912 126 6894	m.ghasemi@calmseaculture.com
Mr. Farhang Ghasemi	+98 912 114 2066	farhang.ghasemi@calmseaculture.com
Mr. Farhood Ghasemi	+98 912 120 1615	farhood.ghasemi@calmseaculture.com
Ms. Solmaz Sadrzadeh	+98 912 132 6542	

SEA PARS SHIPPING SERVICES LTD.

No.22, 35th St. Alvand Avenue, Argentine Square,

Postal Code: 1516695514 Tehran, Iran

Telephone +98 21 8877 5798 (Central Line)

Fax +98 21 8879 0467

Web address www.seapars.com

Email nfo@seapars.com / info@seapars.ir

After hours	Mobile	Email
Mr. M. R Rounaghi	+98 912 126 7155	rounaghi@seapars.com
Mr. Saman Rounaghi	+98 912 326 8921	s.rounaghi@seapars.com

BAGHDAD**SADIQ JAAFAR & ASSOCIATES**

Alyarmouk district , P O Box 15032, Al

Yarmouk, District 616 Road 11, Building 62/1, Baghdad, Iraq

Telephone +964 781 914 1633

+964 780 742 6639

Email sadiqaljashamy@yahoo.com

After hours**Mobile****Email**

Mr. Sadiq Jaafar +964 781 914 1633

sadiq.jaafar@sadiqjaafar.com

Dr. Buraq Alhamdy +964 780 999 9777

buraq.alhamdy@sadiqjaafar.com

Mr. Ali Jaafar +962 796 633 651

ali.jaafar@sadiqjaafar.com

BASRAH**MUTUAL MARINE SERVICES AL MUSHTARAKA LTD**

Building no. 3 1st Floor 14th July Street Al Jazaer District Basrah

Telephone +964 7801 032847 / +971 4 42 14963

Email claims.iraq@mushtaraka.com

After hours**Mobile****Email**

Hassan Omar +966 56 127 7775

HassanOmar@mushtaraka.com

Alaa Mansoor +964 771 843 8410

claims.iraq@mushtaraka.com

Augustine Abraham +971 50 477 2630

Augustine.Abraham@Mushtaraka.com

Fahd A Rahman +971 50 961 4334

fahd.abdulrahman@mushtaraka.com

Larry Heron +966 504 667 728

larry.heron@mushtaraka.com

UMM QASR**MUTUAL MARINE SERVICES AL MUSHTARAKA LTD.**

Office 1201 The Prism Tower, Business Bay PO Box 49991, Dubai, UAE

Telephone +971 4 42 14964 (Dubai Office)

Email claims.dubai@mushtaraka.com

After hours**Mobile****Email**

Hassan Omar +966 56 127 7775

HassanOmar@mushtaraka.com

Alaa Mansoor +964 771 843 8410

claims.iraq@mushtaraka.com

Augustine Abraham	+971 50 477 2630	Augustine.Abraham@Mushtaraka.com
Fahd A Rahman	+971 50 961 4334	fahd.abdulrahman@mushtaraka.com
Larry Heron	+966 504 667 728	larry.heron@mushtaraka.com

SADIQ JAAFAR & ASSOCIATES (SEE BAGHDAD)

IRELAND (+353) GMT 0

DUBLIN

P&I SHIPPING SERVICES LTD

P O Box 27, Chill Dara Industrial Estate, Newbridge, Co Kildare

Telephone +353 45 433 750

Fax +353 1 813 2607

Email pandi@sealaw.ie

Web address www.sealaw.ie

After hours

Telephone

Mobile

Mary O'Reilly

+353 45 433 750

+353 86 176 3281

ISRAEL (+972) GMT +2

ASHDOD

M. DIZENGOFF P&I REPRESENTATIVES LTD

P.O.BOX 120, Port Area Ashdod 77190, Israel

Telephone +972 8 856 5779

Fax +972 8 856 4931

Email ash@dizrep.co.il / ronen@dizrep.co.il

Web address www.dizrep.co.il

After hours

Mobile

Email

Adv. Ronen Benjamin

+972 52 728 3848

Ronen@dizrep.co.il

HARPAZ P&I

13 Ez Haegoz Binyamina, Israel

Telephone +972 4638 0303

Email	office@harpazpandi.com	
Web address	www.harpazpandi.com	
After hours	Mobile	Email
Ilan Goldenberg	+972 522 410 033	ilan@harpazpandi.com
Adi Goldenberg	+972 522 694 027	adi@harpazpandi.com

EILAT

M. DIZENGOFF P&I REPRESENTATIVES LTD (SEE HAIFA)

HARPAZ P&I (SEE ASHDOD)

HAIFA

M. DIZENGOFF P&I REPRESENTATIVES LTD

	City Windows, Oren Bld. 2 Palyam St. Haifa 33095, Israel	
Telephone	+972 4 867 3715 / +972 4 867 7584 / +972 4 862 6620	
Fax	+972 4 867 8796	
Email	mail@dizrep.co.il / ziv@dizrep.co.il	
Web address	www.dizrep.co.il	
After hours	Mobile	Email
Mr. Shimon Ziv	+972 50 523 1815	Shimon@dizrep.co.il
Adv. Nir Niessensweig	+972 54 476 5398	nir@dizrep.co.il
Adv. Eenbar Bluestein	+972 52 673 4662	Eenbarb@dizrep.co.il
Mr. Itai Ziv	+972 52 488 7881	ziv@dizrep.co.il

HARPAZ P&I (SEE ASHDOD)

ITALY (+39) GMT +1

ANCONA

MAURO GROUP S.R.L.

	Via Loggia 16 – 60121 Ancona (AN) Italy	
Telephone	+39 0544 42 2288	
Fax	+39 0544 597 439	
Email	info@mgrp.it	

After hours

Avv. Maurizio Mauro
Mrs. Lori Mauro
Avv. Giovanni Bernardi
Avv. Rebecca Mauro

Mobile

+39 348 560 0688
+39 338 299 9835
+39 333 686 4770
+39 349 383 2205

Email

mm@mgrp.it
li@mgrp.it
gb@mgrp.it
rm@mgrp.it

HUGO TRUMPY S.R.L.

Via Cialdini 57, 60121 Ancona, Italy

Telephone

+39 071 2270 550 / 580

Fax

+39 071 2270 551

Email

ancona@hugotrumpy.it

Web address

www.hugotrumpy.it

After hours

Andrea Biasotti
Mara Bresciani

Mobile

+39 3335 7407 557
+39 010 2494 311

AUGUSTA

TAGLIAVIA & CO. SRL

Via Principe Umberto 104, 960141 Augusta

Telephone

+39 091 587 377

Fax

+39 091 322 435

Email

info@tagliaviapandi.it

Web address

www.tagliaviapandi.it

After hours

Mr. Antonio Sorrentino
Mr. Gaetano Tagliavia
Mr. James Tagliavia

Mobile

+39 348 601 7627
+39 348 601 7625
+39 348 601 7627

Email

technical@tagliaviapandi.it
gaetano.tagliavia@tagliaviapandi.it
james.tagliavia@tagliaviapandi.it

BARI

GIRONE PANDI S.R.L.

Via Cairolì, 126 - 70122 - Bari

Telephone

+39 0586 240 205 / 080 521 3052

Email

info@gironepandi.com

Web address

www.gironepandi.com

After hours

Damiano Vaudo
Marco Paggini
24/7 Emergency

Telephone

+39 335 6257163
+39 335 6078248

Mobile

+39 0586 805010
+39 0586 579162
+39 347 376 7049

BRINDISI

* STUDIO LEGALE MORDIGLIA

Via Gallipoli 7, 72100 Brindisi

Telephone

+39 0832 394 570

Fax

+39 0832 394 571

Email

mail@mordiglia.it

Web address

www.mordiglia.it

After hours

Aldo Mordiglia
Enrico Mordiglia
Pietro Palandri
Enrico Salvatico

Mobile

+39 335 704 2104
+39 339 772 1735
+39 348 330 0827
+39 335 677 7273

Email

aldo.mordiglia@mordiglia.it
enrico.mordiglia@mordiglia.it
pietro.palandri@mordiglia.it
enrico.salvatico@mordiglia.it

CAGLIARI

PLAISANT SHIPPING SRL

Via Roma 121 09124 Cagliari CA Italy

Telephone

+39 070 668 208

Fax

+39 070 330 9913

Mobile

+39 348 016 3858

After hours

Mr. S Plaisant
Mr. C Civile

Mobile

+39 348 601 6995
+39 348 016 3858

Email

plaisant.cagliari@plaisant.it

CATANIA

TAGLIAVIA & CO. S.R.L.

Emerico Amari 8 90139 Palermo

Telephone

+39 091 331 981

Fax

+39 091 331 981

Email

info@tagliaviapandi.it

Web address www.tagliaviapandi.it

After hours

Mobile

Email

Mr. Antonio Sorrentino +39 348 601 7627

technical@tagliaviapandi.it

Mr. Gaetano Tagliavia +39 348 601 7625

gaetano.tagliavia@tagliaviapandi.it

Mr. James Tagliavia +39 348 601 7627

james.tagliavia@tagliaviapandi.it

GELA

TAGLIAVIA & CO. S.R.L.

Via Principe Umberto 104 96011 Augusta Italy

Telephone +39 091 587 377

Fax +39 091 322 435 / +39 091 580 495

After hours

Mobile

Email

Mr. Antonio Sorrentino +39 348 601 7627

technical@tagliaviapandi.it

Mr. Gaetano Tagliavia +39 348 601 7625

gaetano.tagliavia@tagliaviapandi.it

Mr. James Tagliavia +39 348 601 7627

james.tagliavia@tagliaviapandi.it

GENOA

FERPANDI S.R.L.

Via San Bartolomeo Degli Armeni, 5, 16122 Genoa

Telephone +39 010 833 3301

Fax +39 010 831 7006

Emergency Mobile +39 335 794 2297 (24 hours)

Email ferpandi@ferpandi.com

Web address www.ferpandi.com

After hours

Mobile

Email

Stefano Galleano +39 335 640 9444

galleano@ferpandi.com Mr. Fabrizio

Pescaglia +39 335 125 8507

pescaglia@ferpandi.com

Mr. Massimiliano Bet +39 331 686 2152

bet@ferpandi.com

Mr. Massimiliano Villa +39 347 349 7211

villa@ferpandi.com

*STUDIO LEGALE MORDIGLIA

Via XX Settembre 14/17, 16121 Genoa

Telephone +39 010 586 841

Fax +39 010 532 729 / +39 (010) 562 998

Email mail@mordiglia.it

Web address www.mordiglia.it

After hours

Mobile

Email

Aldo Mordiglia

+39 335 704 2104

aldo.mordiglia@mordiglia.it

Enrico Mordiglia

+39 339 772 1735

enrico.mordiglia@mordiglia.it

Michele Mordiglia

+39 335 698 3749

michele.mordiglia@mordiglia.it

Pietro Palandri

+39 348 330 0827

pietro.palandri@mordiglia.it

Enrico Salvatico

+39 335 677 7273

enrico.salvatico@mordiglia.it

HUGO TRUMPY S.R.L.

P O Box 81467 GE 14, Via San Siro 10, 16124 Genoa

Telephone

+39 010 2494 265 / 264 / 311

Fax

+39 010 2494 282

Email

htpandi@hugotrumpy.it

Web address

www.hugotrumpy.it

After hours

Mobile

Email

Roberto Sannino

+39 335 7407 557

htpandi@hugotrumpy.it

Marco Noli

+39 335 6515 295

htpandi@hugotrumpy.it

Mara Bresciani

+39 347 7770 453

htpandi@hugotrumpy.it

Giampaolo Reggio

+39 335 8318 035

htpandi@hugotrumpy.it

LA SPEZIA

FERPANDI S.R.L.

C/o Mr Enrico Marzaroli Centro Direzionale Portuale,

Viale San Bartolomeo 20, 19126 La Spezia

Telephone

+39 018 728 0311

Fax

+39 018 756 9095

Email

laspezia@ferpandi.com

Web address

www.ferpandi.com

After hours

Mobile

Emergency Mobile

+39 335 794 2297

Stefano Galleano

+39 335 640 9444

Fabrizio Pescaglia

+39 335 125 8507

Massimiliano Bet

+39 331 686 2152

Massimiliano Villa

+39 347 349 7211

HUGO TRUMPY S.R.L.

Viale San Bartolomeo 20, 19126 La Spezia

Telephone

+39 0187 5511

Fax

+39 0187 5513 01

Email

htpandi@hugotrumpy.it

Web address

www.hugotrumpy.it

After hours

Mobile

Phone

Email

Umberto Battolla

+39 348 8805 725

+39 018 7770 428

u.battolla@lardon.it

Alessandro Carletti

+39 348 7677 361

+39 018 770 428

a.carletti@lardon.it

LIVORNO

FERPANDI S.R.L.

c/o Cosimo Fortuna-Ferrarese

Via del Marmagliaio, 1 – Colognole, Livorno 57014

Telephone

+39 058 697 2822

Fax

+39 058 697 2808

Emergency Mobile

+39 335 794 2297

Email

livorno@ferpandi.com

Web address

www.ferpandi.com

After hours

Mobile

Stefano Galleano

+39 335 640 9444

Fabrizio Pescaglia

+39 335 125 8507

Massimiliano Bet

+39 331 686 2152

Massimiliano Villa

+39 347 349 7211

*VAUDO PAGGINI & C. STUDIO LEGALE ASSOCIATO

Scali D'Azeglio 52 – 57123, Livorno

Telephone

+39 0586 240 001

Fax

+39 0586 240 002

Email

info@vaudopaggini.com

Web address

www.vaudopaggini.com

After hours

Mobile

Phone

Email

D. Vaudo	+39 335 625 7163 +39 0586 805 010	vaudo@vaudopaggini.com
M. Paggini	+39 335 607 8248 +39 0586 579 162	paggini@vaudopaggini.com
A. Personi	+39 346 607 0835	personi@vaudopaggini.com

MESSINA

TAGLIAVIA & CO. S.R.L.

Postal Address: Via Emerico Amari 8, 90139 Palermo

Visiting Address: Via V Emanuele II 45/48, 98122 Messina

Telephone	+39 091 587 377
Fax	+39 091 322 435
Email	info@tagliaviapandi.it
Web address	www.tagliaviapandi.it

After hours

Mr. Antonio Sorrentino

Mr. Gaetano Tagliavia

Mr. James Tagliavia

Mobile

+39 348 601 7627

+39 348 601 7625

+39 348 601 7627

Email

technical@tagliaviapandi.it

gaetano.tagliavia@tagliaviapandi.it

james.tagliavia@tagliaviapandi.it

NAPLES

FERPANDI S.R.L.

Piazza Municipio 84, 80133 Naples

Telephone	+39 081 551 4853
Fax	+39 081 551 1617
Emergency Mobile	+39 335 794 2297
Email	napoli@ferpandi.com
Web address	www.ferpandi.com

After hours

Stefano Galleano

Fabrizio Pescaglia

Massimiliano Bet

Massimiliano Villa

Mobile

+39 335 640 9444

+39 335 125 8507

+39 331 686 2152

+39 347 349 7211

HUGO TRUMPY

Palazzina Stazione Marittima, 80133 Naples, Italy

Email	napoli@hugotrumpy.it
-------	----------------------

Web address	www.hugotrumpy.it
After hours	Mobile
Luciano Nica	+39 348 4064 006
Robert Ellis	+39 348 3738 714

PALERMO

TAGLIAVIA & CO S.R.L.

Via Emerico Amari 8, 90139 Palermo

Telephone	+39 091 587 377
Fax	+39 091 322 435
Email	info@tagliaviapandi.it
Web address	www.tagliaviapandi.it

After hours

Mobile

Email

Mr. Antonio Sorrentino	+39 348 601 7627	technical@tagliaviapandi.it
Mr. Gaetano Tagliavia	+39 348 601 7625	gaetano.tagliavia@tagliaviapandi.it
Mr. James Tagliavia	+39 348 601 7627	james.tagliavia@tagliaviapandi.it

RAVENNA

KANE RADONICICH S.R.L.

Via Magazzini Anteriori 27, 48122 Ravenna

Telephone	+39 0544 422 682
Fax	+39 0544 423 930
Email	general@krh-ravenna.it

After hours

Mobile

Mr. A Conz	+39 349 664 9660
Mr. A Archibugi	+39 335 715 6149

MAURO GROUP S.R.L.

Via Trieste 90/A 48122 Ravenna (RA)

Telephone	+39 0544 422 288
Email	info@mgrp.it

After hours

Mobile

Email

Avv. Maurizio Mauro	39 348 560 0688	mm@mgrp.it
Mrs. Lori Mauro	+39 338 299 9835	li@mgrp.it

Avv. Giovanni Bernardi	+39 333 686 4770	gb@mgrp.it
Avv. Rebecca Mauro	+39 349 383 2205	rm@mgrp.it

TARANTO

GIRONE PANDI S.R.L.

Via Dentice, 18 - 74122 - Taranto

Telephone +39 0586 240 205 / 099 733 1179

Email info@gironepandi.com

Web address www.gironepandi.com

After hours **Mobile**

Damiano Vaudo +39 335 625 7163

Marco Paggini +39 335 607 8248

24/7 Emergency +39 347 376 7049

TRIESTE

SAMER & CO SHIPPING S.P.A.

Piazza dell'Unita D'Italia 7, 34121 Trieste

Telephone +39 040 6702 7230

Email daiana.gozzi@samer.com

Web address www.samer.com

After hours **Mobile** **Email**

Ms. D Gozzi +39 335 243 341 Daiana.gozzi@samer.com

Ms. L Decristini +39 366 674 0532 laura.decristini@samer.com

Mrs. L Samer +39 335 716 2490 samer@samer.com

VENICE

RADONICICH INSURANCE SERVICES S.R.L.

Via Orsini 6/A, 30175, Venice

Telephone +39 041 538 2103

Fax +39 041 934 0690

Email radinsur@portofvenice.net

Web address www.radinsur.com

After hours **Mobile**

Alessandro Conz +39 349 664 9660

Alain Wittwer +39 342 749 6657
Mr. A Archibugi +39 335 715 6149

MAURO GROUP S.R.L.

c/o Studio Legale Duca, Viale Ancona, 12 30172 Venezia Mestre

Telephone +39 0544 422 288
Email info@mgrp.it

After hours

Mobile

Email

Avv. Maurizio Mauro	+39 348 560 0688	mm@mgrp.it
Mrs. Lori Mauro	+39 338 299 9835	li@mgrp.it
Avv. Giovanni Bernardi	+39 333 686 4770	gb@mgrp.it
Avv. Rebecca Mauro	+39 349 383 2205	rm@mgrp.it
Avv. Giuseppe Duca	+39 348 476 2643	g.duca@giuseppeduca.it

JAMAICA (+1) GMT -5

KINGSTON

CARIBBEAN MARINE AND P&I SERVICES LTD

4, Fourth Avenue Newport West Kingston 13

Telephone +1 876 758 9651 / +1 876 758 9652
Fax +1 876 758 9654
Email carimarus@carimar-pandi.com / jamaicaadmin@carimar-pandi.com
Web address www.carimar-pandi.com

After hours

Mobile

Email

Capt. Franklin Henry	+1 876 999 2523	frankhenry@carimar-pandi.com
Ralph Sugden	+1 954 854 1093	ralphsugden@carimar-pandi.com
Brad Sugden	+1 939 216 7224	bradsugden@carimar-pandi.com

JAPAN (+81) GMT +9

KOBE

SCUA MCO Japan

4F Sannomiya Kokusai Bldg., 1-30, Hamabe-dori, 2-Chome, Chuo-ku,
Kobe 651-0083 Japan

Telephone	+81 78 272 1701	
Emergency	+81 90 3274 8816	
Fax	+81 78 272 1702	
Email address	office@scua-mco.co.jp	
After hours	Mobile	Email
Hideo Joya	+81 90 3274 8816	joya@scua-mco.co.jp
Mitsuru Ikeuchi	+81 80 8318 5287	ikeuchi@scua-mco.co.jp

OSAKA

ISS P&I JAPAN

Yodoyabashi Square 6F, 2-6-18, Kitahama, Chuo-ku, Osaka 5410041

Telephone	+81 06 6203 7357	
Fax	+81 06 62037358	
Email	kobe.pandi@iss-shipping.com	
Web address	www.iss-shipping.com	
After hours	Mobile	Email
Mr. Tsuneari Higuchi	+81 080 4359 4998	tsuneari.higuchi@iss-shipping.com

TOKYO

ISS P&I JAPAN

6F Hamamatsu-cho Building, 1-1-1, Shibaura Minato-ku, Tokyo 1050023

Telephone	+81 3 5442 5001	
Fax	+81 3 5442 5002	
Email	tokyo.pandi@iss-shipping.com	
Web address	www.iss-shipping.com	
After hours	Mobile	Email
Mr. Tsuneari Higuchi	+81 080 4359 4998	tsuneari.higuchi@iss-shipping.com

JORDAN (+962) GMT +2

AMMAN

JORDAN PANDI CONSULTANTS CORPORATION

Prince Shaker Bin Zaid Street, Shmesani District 2nd Floor, Hesham
Center P.O. Box: 940163 Amman 11194 Jordan

Telephone +962 6 562 0447
Fax +962 6 569 6897
Email info@jordanpandi.com
Web address www.jordanpandi.com

After hours

Mr. Wael Baconi
Ms. Mona Zomot

Mobile

+962 79 558 8165
+962 79 5519 624

Email

wbaconi@jordanpandi.com
admin@jordanpandi.com

AMIN KAWAR & SONS CO WLL

14 Rafiq Hariri Avenue Boulevard, Abdali Amman, Jordan

Telephone +962 6 560 9500
Facsimile +962 6 567 2170
Email claimsp&i@kawar.com
Website www.kawarshipping.com

After hours

Nadia Shahin
Ahmad Mustafa

Mobile

+962 79 525 5222
+962 79 674 6535

Email

nadia.shahin@kawar.com
ahmad.mustafa@kawar.com

AQABA

JORDAN PANDI CONSULTANTS CORPORATION

Rashid Street, Jordan Commercial Bank Building, 4th Floor,
Office No. 402 P.O. Box 2452, Aqaba 77110 Jordan

Telephone +962 3 201 9644
Fax +962 3 203 9644
Email info@jordanpandi.com
Web address www.jordanpandi.com

After hours

Mohammed Kettaneh

Mobile

+962 79 620 0550

Email

mkettaneh@jordanpandi.com

AMIN KAWAR & SONS CO WLL

P O Box 22, Aqaba, 77110 Hammamat Tunis Street, Aqaba

Telephone +962 3 201 4217/19
Facsimile +962 3 201 3618
Email management.aqaba@kawar.com

Website	www.kawarshipping.com	
After hours	Mobile	Email
Munir Muammar	+962 79 822 4451	munir.muammar@kawar.com
Mahmoud Al-Sharoush	+962 77 680 6046	mahmoud.alsharoush@kawar.com

KENYA (+254) GMT +3

MOMBASA

PROTECTING AND INDEMNITY (K) LTD

Jubilee Insurance Building Suite No 15 Third Floor
Moi Avenue, PO Box 99342 80107 Kilindini, Mombasa

Telephone	+254 41 222 2494	
Email	pimombasa@pandi.co.ke	
Web address	www.pandi.co.ke	
After hours	Mobile	Email
Capt. M Ittiso	+254 733 803 226	pimombasa@pandi.co.ke
Luka Gishoi	+254 727 351 865	luka.gishoi@pandi.co.ke

(In case of communication difficulties, please contact Durban office: phone +27 31 368 5050 or mobile +27 83 250 3398 (24Hrs. Emergency Number) email pidurban@pandi.co.za)

MITCHELL COTTS P & I LTD.

P.O.BOX 85593, Mombasa 80100 Cotts House, Moi Avenue, Mombasa

Telephone	+254 41 222 0437	
Fax	+254 41 231 2958	
Email	operations@mcspandi.com	
After hours	Mobile	Email
James Knight	+254 722 410 901	jknight@africaonline.co.ke
Robert Minnis	+254 735 223 926	operations@mcspandi.com
Sospeter Kabar	+254 722 410 181	operations@mcspandi.com
Thelma Kidege	+254 722 740 572	finance@mcspandi.com

KOREA, D.P.R (+850) GMT +9

(CHUNGJIN; HAIJU; NAMPO; RYONGSONG; SONGLIM; WONSAN)

(SEE PYONGYANG)

PYONGYANG

CLAIMS & CORRESPONDENTS DEPARTMENT

DPR OF KOREA Haebangsan-Dong, Central District, Pyongyang

Telephone	+850 2 18 111 Ext 381-8114
Fax	+850 2 381 4416
Email	kp.corresp@silibank.net.kp (Mr Gyong Jin Han)
After Hours Contacts	+850 2 18111 Ext. 381-8114

KOREA, REPUBLIC OF (+82) GMT +9

BUSAN

SPARK INTERNATIONAL

1109 Korea Express Building 176 Jungang-Daero Dong-Gu

Pusan 48822, South Korea

Telephone	+82 51 464 5924	
Fax	+82 51 464 8715	
Email	spark@sparkinternational.com	
Web address	www.sparkinternational.com	
After hours	Mobile	Email
Leo S.I. Min	+82 10 6337 5924	spark@sparkinternational.com
Mac M.K. Park	+82 10 4457 1575	spark@sparkinternational.com
Herald H.G. Chu	+82 10 5160 2680	spark@sparkinternational.com

KOMOS MARINE SURVEYORS AND ENGINEERING CONSULTANTS CO., LTD

Suite 302, Eunsung bldg. 261 Daeyoung-ro, Dong-gu, Busan

Telephone	+82 51 466 2581
Fax	+82 51 464 4991
Web address	www.komos.co.kr
Email	busan@komos.co.kr
After hours	Mobile
Capt. J.S. Kim	+82 10 2557 3581

KOREA UNIVERSAL MARINE CO., LTD.

906, 9th Floor, Yuchang Bldg, 72 Jungang-daero,
Jung-gu, Busan, 48941 Korea

Telephone +82 51 462 3531
Fax +82 51 464 8488
Email unimar@chol.com
After hours **Mobile**
Mr. J.S. CHOI +82 10 2553 3531

DANGJIN

SPARK INTERNATIONAL

B-201, Hyundai Heights, 39-42 Hanjinpogu-gil, Songak-cup, Dangiin-si,
Chungnam 31720, South Korea

Telephone +82 32 885 1236
Fax +82 32 886 4540
Email spark@sparkinternational.com
Web address www.sparkinternational.com
After hours **Mobile** **Email**
Darwin D.W. Lee +82 10 9531 0219 spark@sparkinternational.com

INCHON

SPARK INTERNATIONAL

705 Jungsuk Main Building A, 366 Seohae-Daero
Jung-Gu, Inchon 22332 South Korea

Telephone +82 32 885 1236
Fax +82 32 886 4540
Email spark@sparkinternational.com
Web address www.sparkinternational.com
After hours **Mobile** **Email**
Capt. Stanley S.C. Kang +82 10 4633 4415 spark@sparkinternational.com
Hubert H.S. Lee +82 10 3013 0271 spark@sparkinternational.com

KOMOS MARINE SURVEYORS AND ENGINEERING

CONSULTANTS CO., LTD

Suite 901, Nasung Bldg., 176 Injung-ro, Jung-gu, Incheon0

Telephone	+82 32 766 5301
Fax	+82 32 766 5303
Email	incheon@komos.co.kr
After hours	Mobile
Mr. K.Y. Kim	+82 10 5227 5301

KWANGYANG / YOSU

SPARK INTERNATIONAL

303 Miso Palace, 6 Sedong-Gil Kwangyang, Chonnam 57777, South Korea

Telephone	+82 61 795 1146	
Fax	+82 61 791 8623	
Web address	www.sparkinternational.com	
Email	spark@sparkinternational.com	
After hours	Mobile	Email
Caleb G.L. Choi	+82 10 7444 0199	spark@sparkinternational.com
Sheldon S.I. Kang	+82 10 2564 4622	spark@sparkinternational.com

POHANG

SPARK INTERNATIONAL

303 Well Rich, 13 Naengcheon-ro 284beon-gil,

Ocheon-eup, Nam-Gu Pohang, Kyeongbuk 37884, South Korea

Telephone	+82 54 276 2646	
Fax	+82 54 276 2647	
Email	spark@sparkinternational.com	
After hours	Mobile	Email
Capt. Jeffery G.S. Eom	+82 10 2003 4757	spark@sparkinternational.com
Hans H.M. Je	+82 10 8010 3920	spark@sparkinternational.com

SEOUL

SPARK INTERNATIONAL

702 Officia, 92 Saemunan-Ro Jongno-Gu, Seoul 03186 South Korea

Telephone	+82 2 3276 2622	
Fax	+82 2 3276 2604	
Email	spark@sparkinternational.com	
Web address	www.sparkinternational.com	
After hours	Mobile	Phone
Joseph Y.S. Park	+82 10 8945 2622	
Capt. Richard G.S. Gim	+82 10 6267 4406	
Mason M.S. Kim	+82 10 5502 2516	
Samuel J.H. Lee	+82 10 8837 3929	
Alexis N.Y. Hwang	+82 10 3664 2674	
Capt. Sam S.H. Park	+82 10 8986 2622	+82 2 576 2622

COSCO SHIPPING KOREA CO., LTD

15fl, Dongwoo Bldg, (yeuksam-dong) 328, Teheran-ro,
Kangnam-gu, Seoul, 06212 Korea

Telephone	+82 2 2184 3375	
Fax	+82 02 3452 4766	
Email	chen.dong3@coscoshipping.com	
After hours	Mobile	Email
Chen Dong	+82 10 5714 0108	chen.dong3@coscoshipping.com

KOMOS MARINE SURVEYORS AND ENGINEERING CONSULTANTS CO., LTD

Suit 407 Somerset Palace, 7, Yulgok-ro 2-gil, Jongno-gu

Telephone	+82 2 774 9296	
Fax	+82 2 774 9298	
Email	survey@komos.co.kr	
After hours	Mobile	
Dr. D. H. Kim	+82 10 4021 1796	

KOREA UNIVERSAL MARINE CO., LTD.

6F, Royal Building, 19 Saemunan-ro, 5-gil, Jongno-gu, Seoul, Korea

Telephone	+82 2 757 1671 / +82 2 757 1672	
Fax	+82 2 774 2706	

Web address	www.koreauniversal.com	
Email	kum@koreauniversal.com	
After hours	Mobile	Email
Ms. H J Kim	+82 10 8895 3706	hjkim@koreauniversal.com

ULSAN

KOMOS MARINE SURVEYORS AND ENGINEERING CONSULTANTS CO., LTD

Suite 1506, Namwoon Plaza Bldg., 17, Bukbusunwandoro, Nam-gu, Ulsan

Telephone	+82 52 265 2231
Fax	+82 52 265 2230
Web address	www.komos.co.kr
Email	ulsan@komos.co.kr
After hours	Mobile
A.N. Park	+82 10 6203 9569

KUWAIT (+965) GMT +3

SAFAT

GULF AGENCY COMPANY (KUWAIT) LTD

Faisal Centre, Ground Floor, Dajeej, Farwaniya, Safat, Kuwait

P O Box 20637, 13067 Safat, State of Kuwait

Telephone	+965 2 220 5800	
Email	claims.kuwait@gac.com / claims.iraq@gac.com	
Web address	www.gac.com	
After hours	Mobile	Email
Mr. Hussain Bazarwala	+965 9696 6108	hussain.bazarwala@gac.com
Ms. Meville Lobo	+965 9099 3426	meville.lobo@gac.com

MUTUAL MARINE SERVICES AL MUSHTARAKA CO (SEE DUBAI U.A.E)

Office No. 1201, 12th Floor, The Prism Tower, Business Bay

P O Box 49991, Dubai, United Arab Emirates

Telephone	+971 4 421 4964
-----------	-----------------

Fax	+971 4 421 4964	
Email	claims.dubai@mushtaraka.com	
After hours	Mobile	Email
Augustine Abraham	+971 50 477 2630	Augustine.Abraham@Mushtaraka.com
Fahd A Rahman	+971 50 961 4334	fahd.abdulrahman@mushtaraka.com
Hassan Omar	+966 56 127 7775	HassanOmar@mushtaraka.com

LATVIA, REPUBLIC OF (+371) GMT +2

RIGA

PANDI BALT LTD

7 Maza Aluksnes Str. LV-1045 Riga

Telephone	+371 67 383 951	
Fax	+371 67 383 965	
Email	pandi@pandibalt.eu	
Web address	www.pandibalt.eu	
After hours	Mobile	Email
Capt. Sergey Batmanov	+371 2921 6619	bsi@pandibalt.eu
Roman Rozkov	+371 2941 8601	roman.rozkov@pandibalt.eu

VENTSPILS

PANDI BALT LTD (SEE RIGA)

LEBANON (+961) GMT +2

BEIRUT

*MAURICE G. MOURACADE & CO

P O Box 11-0367, Riad El Solh, Beirut 1107 2040

Chammah Building, Selim Bustros Street, Tabaris, Beirut

Telephone	+961 1 201 821 / +961 1 324 116	
Fax	+961 1 200 590	
Email	mgmpandi@dm.net.lb	
Emergency mobile	+961 3 621 999	
After hours	Mobile	

Mr. Roger Mouracade +961 71 621 999
Mr. A Dakessian +961 3 325 615

TRIPOLI

MAURICE G. MOURACADE & CO (SEE BEIRUT)

LIBERIA (+231) GMT 0

MONROVIA

AFRICA MARINE SERVICES (LIBERIA) LIMITED

P O Box 10-5697 1000 Monrovia 10 Business Incubator Plaza,
80 Broad Street, Monrovia

Telephone +231 77 226 611

Email africamarine@aol.com / hbrunson@safewaycargo.com

Web address www.africamarineserv.com

After hours

Mobile

Email

Henry Brunson +231 886 511 644 hbrunsonsafe@yahoo.com

In case communication difficulties, please contact Africa Marine Services (Europe) Ltd.

London: Nick Williams Telephone +44 2076 130 131 (24 Hour) Email africamarine@aol.com

LIBYA (+218) GMT +2

TRIPOLI

SHTEWI LEGAL AND PANDI SERVICES

P O Box 12835 Tripoli 207 Amhamed Elmagrif Street, Second Floor

Telephone +218 21 334 1588 / +218 21 444 2261

Fax +218 21 334 1589 / +218 21 444 2261

Email shtewi@ltnet.net

shtewi69@hotmail.com

After hours

Mobile

Mr. T Shtewi +218 91 214 1080

Mr. Mohamed Shtewi +218 91 218 8631

MEDITERRANEAN COAST CONSULTANTS

	Ben Ashore Street Tripoli, Libya	
Telephone	+218 21 728 0360	
Fax	+218 21 726 8842	
Email	info@medcoast.ly	
After hours	Mobile	Email
Osama Nuri	+218 91 219 0084	o.nuri@medcoast.ly
Nuri Khalifa	+218 91 374 9372	N.khalifa@medcoast.ly

LITHUANIA (+370) GMT +2

KLAIPEDA

PANDI BALT LTD

8-2 Tilzes str., LT-91132 Klaipeda, Lithuania

Telephone	+370 46 313 428	
Fax	+370 46 313 428	
Email	lithuania@pandibalt.eu / pandi@pandibalt.eu	
Web address	www.pandibalt.eu	
After hours	Mobile	Email
Oleg Drobitko	+370 6983 1457	oleg.drobitko@pandibalt.eu

In case of necessity please contact Pandi Balt Riga: pandi@pandibalt.eu

MADAGASCAR (+261) GMT +3

TOAMASINA

TCI MADAGASCAR

C/o Faustin Tsiresy, Lot 0105AB0361 Mangarivotra, 401 Majunga

Telephone	+ 261 32 04 61734	
Email	tci-madagascar@tci-africa.com / mail@eltvedtosullivan.com	
After hours	Mobile	Email
Faustin Tsiresy	+261 34 056 1734	Tsiresy.fast@moov.mg

To avoid possible misrouting, for new instructions, please copy mail@eltvedtosullivan.com
24/7 emergency telephone +33 6 2573 0808

MALAYSIA (+60) GMT +8

JOHOR

SPICA SERVICES (M) SDN BHD

Unit 18-05, P O Box 185 18th Floor, Menara Landmark

12 Jalan Ngee Heng 80000 Johor Bahru, Johor

Telephone +60 7 226 1467

Fax +60 7 226 5599

Email kl_claims@spica.com.my / claims@spica.com.sg

After hours

Mobile

Email

Dughall Aitken

+65 9625 8986

dughall@spica.com.sg

Mr. Thomas Larsen

+65 9155 7719

thomaslarsen@spica.com.sg

Gary Edgar Tom

+60 12 300 9897

gary@spica.com.my

KOTA KINABALU

SPICA SERVICES (M) SDN BHD

Lot 26A, Jalan Kilang, Sedco Industrial Estate, Kolombong,

5 1/2 Miles, Jalan Tuaran, 88450 Kota Kinabalu, Sabah

Telephone +60 88 386 619

Fax +60 88 435 619

Email kk_claims@spica.com.my

After hours

Mobile

Email

Thomas Larsen

+65 9155 7719

thomaslarsen@spica.com.sg

Gary Edgar Tom

+60 12 300 9897

gary@spica.com.my

Otniel Joachim Mathew

+60 12-332 7054

otniel@spica.com.my

Ray Marco Jipin

+60 19 897 4928

ray@spica.com.my

PASIR GUDANG

SPICA SERVICES (M) SDN BHD

Unit 18-05, Menara Landmark 12, Jalan Ngee Heng 9000, Johor Bahru

Telephone +60 7 226 1478 / +60 3 7947 7440

Fax +60 7 226 5599 / +60 3 7947 7441

Email kl_claims@spica.com.sg / claims@spica.com.sg

After hours

Mobile

Email

Gary Edgar Tom

+60 12 300 9897

gary@spica.com.my

Mr. Thomas Larsen

+65 9155 7719

thomaslarsen@spica.com.sg

Dughall Aitken +65 6344 4066 / +65 9625 8986 dughall@spica.com.sg

PENANG

SPICA SERVICES (M) SDN. BHD.

Unit 9.05, 9th Floor, MENARA BOUSTEAD

No. 39, Jalan Sultan Ahmad Shah 10050 Penang

Telephone +60 4 2278 375
Fax +60 4 2199 728
Email kl_claims@spica.com.my

After hours

Gary Edgar Tom

Michael Raja

Mobile

+60 12 300 9897

+60 19 440 0012

Email

gary@spica.com.my

michael@spica.com.my

PORT KELANG

SPICA SERVICES (M) SDN. BHD.

Level 22, Block E, Menara Suezcap 2, KL Gateway

No. 2, Jalan Kerinchi, Gerbang Kerinchi Lestari 59200 Kuala Lumpur

Telephone +60 3 7932 7100
Fax +60 3 7932 7099
Email kl_claims@spica.com.my

After hours

Gary Edgar Tom

Fairuz Binti Mohd Fauzi

Wan Akmal Hakim

Mohd Alif Johan

Khaled Arman

Mobile

+60 12 300 9897

+60 12 225 4762

+60 12 524 2855

+60 12 514 0855

+60 12 348 2855

Email

gary@spica.com.my

fairuz@spica.com.my

wanakmal@spica.com.my

alif@spica.com.my

khaled@spica.com.my

SIBU

SPICA SERVICES (S) PTE. LTD (SEE SINGAPORE)

200 Cantonment Road, #13-03 Southpoint Singapore 089763

Telephone +65 6225 5711
Email claims@spica.com.sg

After hours

Abdul Rahman

Mobile

+65 6781 1442 / +65 9679 8503 arahman@spica.com.sg

Mani Vanan	+65 9169 6800	mani@spica.com.sg
Linda Soh	+65 9730 8069	linda@spica.com.sg
Shivani Raswan	+65 9297 0690	shivani@spica.com.sg
Thomas Larsen	+65 9155 7719	thomaslarsen@spica.com.sg
Dughall Aitken	+65 6344 4066 / +65 9625 8986	dughall@spica.com.sg

MALDIVES (+960) GMT +5

MALDIVES

CENTURION TRANSPORT SOLUTIONS PVT LTD

M. Faamudheyryge 8A Male', 20209 Rep of MALDIVES

Telephone	+960 3338 530 / +960 3309 668
Fax	+960 3321 367
Email	pandi@centuriontransport.com
Web address	www.centurion.mv

After hours

Mobile

Email

Capt. Ahmed Maumoon	+960 777 4636	maumoon@centuriontransport.com
Capt. Adhil Rasheed	+960 999 8700	adhil.rasheed@centuriontransport.com
Aimon Jameel	+960 777 3782	aimon.jameel@centuriontransport.com
Ahmed Musthafa	+960 777 4937	male@centuriontransport.com

MALTA (+356) GMT +1

VALLETTA

H. VASSALLO & ASSOCIATES LIMITED

53 Old Theatre Street, Valletta VLT 1427

Telephone	+356 2540 7900
Fax	+356 2540 7901
Email	malta@hvassallo.com
Web address	www.hvassallo.com

After hours

Mobile

Email

John Bugeja	+356 7904 7880	john.bugeja@hvassallo.com
Joe Cassano	+356 9945 9716	Joe.cassano@hvassallo.com
Abigail Bugeja	+356 7990 3264	abigail.bugeja@hvassallo.com

MARTINIQUE (+596) GMT -4

FORT-DE-FRANCE

PORRY EURL

Quai de l'Hydrobase, Port de Fort de France, 97200 Fort de France

Telephone +596 596 63 7345 / +596 696 337 604

Email claims@porry.fr

After hours

Mobile

Email

Jean-Pierre Porry +596 696 33 7604

jpp@porry.fr

Edward Porry +596 696 44 7740

edp@porry.fr

Marie José Guilon +596 696 25 8555

claims@porry.fr

MAURITANIA (+222) GMT 0

NOUADHIBOU

MCLEANS

C/o Ets A. O. Ismail BP 77 Nouadhibou

Telephone +222 4574 5245 / +222 4574 7722

Fax +222 4574 5778

Email mauritania@mcleans.fr / info@mcleans.fr

Web address <https://mcleangroup.fr>

After hours

Mobile

Email

Sidi Jdeidou +222 4641 0950

sjdeidou@smpn.mr

In case of difficulties please contact McLeans Head Office :

Marc Gignoux +33 686 68 4527 mgignoux@mcleans.fr

Matthieu Leroux +33 674 75 9148 mлерoux@mcleans.fr

Philippe Garo +33 607 79 2028 pgaro@mcleans.fr

NOUAKCHOTT

T.C.I. AFRICA

BP 3033, T038/039 - Tevragh Zeina, Nouakchott, Mauritania

Telephone +222 4 525 6894

Fax +222 4 525 3287

Web Address www.eltvedtosullivan.com

Email tci-nouakchott@tci-africa.com

After hours **Telephone** **Mobile**

Mohamed Lemine +222 3 630 5160 +222 2 226 0352

Abdoulaye Diop +222 4 677 4782

To avoid possible misrouting, for new instructions, please copy mail@eltvedtosullivan.com

24/7 emergency telephone +33 6 2573 0808

MCLEANS

c/o Ets A.O. Ismail ZRB 585 Avenue du Sahel

BP 40254 Nouakchott

Telephone +222 4 529 5252 / +222 4 525 3638 / +222 4 525 3709

Fax +222 4 529 2899 / +222 4 525 3787

Email mauritania@mcleans.fr / info@mcleans.fr

Web address https://mcleangroup.fr

After hours **Mobile** **Email**

Ahmed Jiddou +222 4641 2194 ajis@smpn.mr

Abdallahi Ismail +222 4647 4841

In case of difficulties please contact McLeans Head Office :

Marc Gignoux +33 686 68 45 27

Matthieu Leroux +33 674 75 91 48

Philippe Garo +33 607 79 20 28

MAURITIUS (+230) GMT +4

PORT LOUIS

SCOTT SHIPPING INTERNATIONAL LTD.

Ground Floor, IKS House, Marine Road, Port Louis, Mauritius

Telephone +230 216 3042

Web address www.scottship.net

After hours **Mobile** **Email**

Mrs. Elsa Poché (admin) er@scottship.com

Mr. Rudolphe Séblin (admin) rs@scottship.com

Mr. Fabrice Vencatareddy +230 5492 2944 fv@scottship.com

Mr. Devadessen Venketasamy +230 5490 9893 dv@scottship.com

Mr. Melvyn Novel

+230 5728 9175

pmn@scottship.com

INDOCEANIC SERVICES

c/o Port Agency Services Mauritius Limited (PAS), Suite G13,
St James Court, St Denis Street, Port Louis, MAURITIUS

Telephone

+230 211 0278 / +230 211 4089

Fax

+230 213 6739

Email

contact@indoceanic.com / operations@portagent.mu
vick@tahalooa.com

After hours

Mobile

Vick Tahalooa

+230 252 2122

Dominique Thomson

+262 692 017 777

Shani Ghurburrun

+230 5254 0200

MEXICO (+52) GMT -6

MANZANILLO

P&I SERVICES (MEXICO) GRUPO DELMEX

Bldv. Miguel de la Madrid Hurtado No.14540, local 15 Plaza Miramar
Colinas de Santiago 28863, Manzanillo, Colima México.

Telephone

+52 314 333 0928

Mobile

+52 1314 157 8488

Email

kangeles@grupodelmex.com / pandiser@grupodelmex.com

Web address

www.grupodelmex.com

After hours

Mobile

Email

Ismael Sánchez Delfin

+52 55 8367 5489

isanchezdelfin@grupodelmex.com

Duty Line

+52 55 5395 9211

MEXICO CITY

P&I SERVICES (MEXICO) S.A. DE C.V.

Homero No 1425, Suite 505, Col. Los Morales Polanco Seccion Palmas
Delegacion Miguel Hidalgo 11510 Mexico D.F.

Telephone

+52 55 5395 1221 / 55 5995 5357 / 55 5580 3640

Fax

+52 55 5395 4911

Email	pandiser@grupodelmex.com	
Web address	www.grupodelmex.com	
After hours	Mobile	Email
Mr. Fernando Delfin	+52 55 5281 3277	fedelfin@grupodelmex.com
Mr. Juan Loman	+52 55 5562 0070	jloman@grupodelmex.com
Mr. Ismael Sánchez	+52 55 8367 5489	isanchezdelfin@grupodelmex.com
Duty Line	+52 55 5395 9211	

PANDI NAVE S.A. DE C.V.

Cda. Soledad 23, Col San Nicolás Totolápan
Del Magdalena Contreras, CP 10900 Mexico CDMX

Telephone	+52 55 1675 6408 / +52 55 2615 9750	
Fax	+52 55 2615 9766	
Email	pandinave@pandinave.com	
Web address	www.pandinave.com	
After hours	Mobile	Email
Ms. Stephanie Meyer	+52 55 5433 2033	stephanie@pandinave.com
Mr. Mauricio Acuna	+52 55 5401 6521	mauricio@pandinave.com
Mr. Roberto Figueroa	+52 55 5405 2937	roberto@pandinave.com

VERACRUZ

P&I SERVICES (MEXICO) S.A. DE C.V.

Independencia 837-B, Colonia Centro 91700, Veracruz, Veracruz.

Telephone	+52 229 931 5278 / 931 4654	
Fax	+52 229 932 4422	
Email	pandiser@grupodelmex.com	
After hours	Mobile	Email
Mr. Alejandro L Garnier	+52 229 929 1249	alobaton@grupodelmex.com
Mr. Darío Sánchez	+52 229 338 0414	dsanchez@grupodelmex.com
Duty Line	+52 55 5395 9211	

PANDI NAVE S.A. DE C.V.

Francisco Javier Mina 266-A, Col. Ricardo Flores Magon, Veracruz, Ver. MX

Telephone	+52 229 922 5338
-----------	------------------

Email	pandinave@pandinave.com	
After hours	Mobile	Email
Capt. W Watt	+52 229 929 0799	moramarine@moramarine.com.mx

MONTENEGRO (+382) GMT +1

BAR

SAMER & STRUGAR SHIPPING D.O.O.

	St Marsala Tita D-5 85000 Bar
Telephone	+382 30 317 350
Fax	+382 30 315 563
Email	samer.strugar@t-com.me / Daiana.gozzi@samer.com
After hours	Mobile
Ms. Daniela Strugar	+382 69 324 583
Capt. N Strugar	+382 69 031 125

JADROAGENT BAR DOO

	Obala 13. jula 2, P.O.Box 10 85000 Bar, Montenegro
Telephone	+382 30 315 996
Fax	+382 30 312 342
Web address	www.jadroagentbar.com
Email	jadroa@jadroagentbar.com
After hours	Mobile
Dragana Radovic	+382 6937 9709

MOROCCO (+212) GMT 0

CASABLANCA

SOCIETE MAGHREBINE DE DEFENSE MARITIME

	Espace Paquet, Suite No 506, Place Nicolas Paquet, Boulevard Mohamed V, Casablanca 20 000
Telephone	+212 522 452 525 / +212 522 450 576 +212 522 450 538 / +212 522 450 586
Fax	+212 522 450 501

Email	somadef@defmar.com	
Web Address	www.defmar.com	
After hours	Mobile	Email
Mr. T Baalla	+212 666 269 518	t.baalla@defmar.com
Mrs. F Anchoum	+212 642 757 957	f.anchoum@defmar.com
Mrs. Sanae El ALAMI	+212 664 541 255	s.elalami@defmar.com

MACLAIMS MARITIME MOROCCO SARL

6 bis rue Najib Mahfoud 20060 Casablanca

Telephone	+212 5 2288 0001	
Fax	+212 5 2288 0003	
Web address	www.mcleangroup.fr	
Email	morocco@mcleans.fr	
After hours	Mobile	Email
Ms. Veronique Javelaud	+212 661 191 409	vjavelaud@mcleans.fr
Mr. Issam Ennassiri	+212 661 985 429	iennassiri@mcleans.fr
Mr. Ihab Kharroubi	+212 661 365 678	ikharroubi@mcleans.fr

JORF LASFAR

SOCIETE MAGHREBINE DE DEFENSE MARITIME

(SEE CASABLANCA)

TANGIERS

MACLAIMS MARITIME MOROCCO SARL

Avenue Moulay Rachid, Val Fleuri, complexe Al Boutrouss n° 11 Tanger 90000

Telephone	+212 539 941 346 / +212 522 880 001	
Fax	+212 522 880 003	
Email	morocco@mcleans.fr	
Web Address	www.mcleangroup.fr	
After hours	Mobile	Email
Ms. Veronique Javelaud	+212 661 191 409	vjavelaud@mcleans.fr
Mr. Issam Ennassiri	+212 661 985 429	iennassiri@mcleans.fr

MOZAMBIQUE (+258) GMT +2

BEIRA

P&I ASSOCIATES (PTY) LTD

P O Box 44 Beira Largo Do Buzi 1 - 6, Casa Infanta Da Sagres

Telephone +27 31 301 1102 (Durban)

Fax +27 31 332 4455 (Durban)

Email pidurban@pandi.co.za

Web address www.pandi.co.za

After hours Telephone

Durban Office (24 Hrs) +27 83 250 3398

MAPUTO

P&I ASSOCIATES (PTY) LTD

P O Box 292, Maputo Praca Dos Trabalhadores 51 Maputo

Telephone +27 31 301 1102 (Durban)

Fax +27 31 332 4455 (Durban)

Email pidurban@pandi.co.za

Web address www.pandi.co.za

After hours Telephone

Durban Office (24 Hrs) +27 83 250 3398

MYANMAR (+95) GMT +61/2

YANGON

SPICA SERVICES (S) PTE. LTD

Unit #15-03, Sakura Tower, 339 Bogyoke Aung San Road, Kyauktada Township, 11181 Yangon, Myanmar.

Telephone +95 1 255160 (ext. 140)

Fax +95 1 255 171

Email claims.myanmar@spica.com.sg

After hours

Mobile

Email

Han Zaw Oo +95 9782 001 088

han.myanmar@spica.com.sg

Aung Myo Myat Naing +95 9797 031 904

aung@spica.com.sg

Dughall Aitken	+65 9625 8986	dughall@spica.com.sg
Sainn Sainn	+95 9421 063 053	sainn.myanmar@spica.com.sg
Aye Mon Kyaw	+95 9972 992 569	amk.myanmar@spica.com.sg

BUDD MYANMAR

C/O Mr. Desmond David @ Myo Min Nyunt 97-(A)-2nd Floor, 43 rd Street

Telephone	+95 9 799 868 642 / +959 258 607 093 (Emergency)	
Fax	+95 9 517 2333	
Email	budd.myanmar@budd-pni.com / general.marseille@budd-pni.com (copy)	
Web address	www.budd-pni.com	
After hours	Mobile	Email
Mr. David	+95 9 2586 07093 / +95 9 799 868 642	
Mr. Van Hong Dang	+84 987 41 28 33	van.hong@budd-pni.com

*TIN OHNMAR TUN & THE LAW CHAMBERS

Room 305, Building (A), Tetkatho Yeikmon Housing No 25 (D),
New University Avenue Road Bahan Township, Yangon Myanmar

Telephone	+95 1 559 894 / 559 467 / 557 990	
Fax	+95 1 557 990	
Email	law_chambers@seasiren.com.mm tin_o_tun@seasiren.com.mm	
Web address	www.thelawchambersmm.com	
After hours	Mobile	Email
Ms. Tin Ohnmar Tun	+95 9 512 1024	tin_o_tun@seasiren.com.mm
Mr. Thu Ra Thaung	+95 9 512 3753	law_chambers@seasiren.com.mm
Ms. Tin Thiri Aung	+95 9 500 8833	tinthiri.aung@thelawchambersmm.com

NAMIBIA (+264) GMT +1

WALVIS BAY

P&I ASSOCIATES (PTY) LTD

(SEE CAPE TOWN, SOUTH AFRICA)

P O Box 1270 Cape Town 8000, Unit 1B, Foregate Square, 1
Heerengracht Street, Table Bay Boulevard, 8001

Telephone	+27 21 425 4924	
Fax	+27 21 421 1423	
Email	pict@pandi.co.za	
Web address	www.pandi.co.za	
After hours	Mobile	Email
Office Mobile (24 Hrs)	+27 60 570 8122	
Innocent Manengele	+27 60 570 8122	manengelei@pandi.co.za

NETHERLANDS (+31) GMT +1

AMSTERDAM

DUTCH P&I CORRESPONDENTS BV (SEE ROTTERDAM)

FLUSHING

DUTCH P&I CORRESPONDENTS BV (SEE ROTTERDAM)

ROTTERDAM

DUTCH P&I CORRESPONDENTS BV

Twentestraat 88, 3083 BD Rotterdam -P.O. Box 23085, 3001 KB
Rotterdam, The Netherlands

Telephone	+31 10 440 5555 (24/7)	
Email	correspondents@dutchpandi.com	
Web address	www.dutchpandi.com	
After hours	Mobile	Email
Reid de Jong	+31 6 1436 4264	Reid.dejong@dutchpandi.com
Sander Jongenelen	+31 6 1269 6071	sander.jongenelen@dutchpandi.com
Nils Heijboer	+31 6 5424 2073	Nils.heijboer@dutchpandi.com

NEW CALEDONIA (+687) GMT +11

NOUMEA

MCLEANS C/O ALB NAVAL

PO Box 8745 98 807 Noumea Cedex New Caledonia

Telephone	+687 78 1084
Email	jackalain@gmail.com / info@mcleans.fr
Web address	www.mcleangroup.fr

After hours	Mobile	Email
Capt. A Le Breton	+687 78 1084	jackalain@gmail.com
Tania Mauduit	+33 1 4039 9293 / 6 8003 0402	tmauduit@mcleans.fr
Philippe Garo	+33 6077 92028 / 496 102525	pgaro@mcleans.fr

NEW ZEALAND (+64) GMT +12

AUCKLAND

P&I SERVICES LIMITED

PO Box 642 Shortland Street Auckland 1010 New Zealand

Telephone +64 9 303 1900

Email Michael.Mccarthy@pandinz.co.nz

After hours	Mobile	Email
Mr. Michael McCarthy	+64 21 646 299	michael.Mccarthy@pandinz.co.nz

WELLINGTON

P&I SERVICES LIMITED (SEE AUCKLAND)

NICARAGUA (+505) GMT -6

MANAGUA

J.L. GRIFFITH SUCESTORES S.A.

P O Box 3513, Managua, Nicaragua

Edificio ECO

De la Rotonda Universitario 200 mts. al sur Modulo 3D Managua

Telephone +505 2278 6394

Email ggriffith@jlgriffith.com / lcarrión@jlgriffith.com

Web adress www.jlgriffith.com

After hours	Mobile	Email
Georgina Griffith	+505 872 22359	ggriffith@jlgriffith.com
Lina Carrión	+505 873 94938	lcarrión@jlgriffith.com
Marvin Martínez	+505 8739 4947	mmartinez@jlgriffith.com

NIGERIA (+234) GMT +1

LAGOS (APAPA)

AFRICA MARINE SERVICES (NIGERIA)

1A Plateau Road Apapa, Lagos

(Please copy all emails to: africamarine@aol.com)

Telephone +234 8033 218 030
Fax +234 1 587 2882
Email africamarinelos@aol.com
Web address www.africamarineserv.com

After hours

Mobile

Email

Allen Hardcastle	+234 803 321 8030	allenhardcastle@aol.com
Olusoji Fagboun	+234 803 330 5036	wampisoji@outlook.com
Nikhil Bhat	+234 708 327 0972	nikhilbhat01@gmail.com
Akshet Mohanka	+234 814 682 0854	akshetmohanka@yahoo.com

In case of communication difficulties, please contact Africa Marine Services (Europe) Ltd, London: Jeremy Barrett or Nick Williams, Telephone: +44 20 76130131 (24 Hour), E-mail: africamarine@aol.com

*BLOOMFIELD LP

15, Agodogba Avenue, Parkview, Ikoyi, Lagos, Nigeria.

Telephone +234 1 454 2130 / +234 1 454 7944
Email enquiries@bloomfield-law.com / adedoyin.afun@bloomfield-law.com

After hours

Mobile

Email

Adedoyin Afun +234 706 4379 421 adedoyin.afun@bloomfield-law.com

NORWAY (+47) GMT +1

OSLO

NORDIC P&I GROUP AS

Verftsgata 1C 1511 Oslo (Moss) Norway

Telephone +47 2241 5905
Fax +47 2233 5020
Email info@nordicpandi.com
Web address www.nordicpandi.com

After hours

Telephone

Mobile

Mr. Karl E Presterud	+47 9130 4104
Danielle Norum Philips	+47 9713 2186
24/7 Emergency	+47 9713 2186

OMAN, SULTANATE OF (+968) GMT +4

MUSCAT

INCHCAPE SHIPPING SERVICES

Bait Al Reem, Building no: 81, 2nd Floor, Office no: 22, Way no.3409,
PO Box: 36, PC: 112 Al Khuwair, Muscat-Oman
pandimuscat@iss-shipping.com

Email

After hours

Mobile

Email

Capt. Sudhir Anand

+968 92801907

sudhir.anand@iss-shipping.com

Mr. Abhir Porobo

+968 9931 5968

abhir.porobo@iss-shipping.com

Ibrahim Alkhanjari

+968 9934 1863

ibrahim.alkhanjari@iss-shipping.com

SOHAR

MUTUAL MARINE SERVICES AL MUSHTARAKA LTD.

Office 1201 the Prism Tower, Business Bay PO Box 49991, Dubai, UAE

Telephone

+971 442 14964

Mobile

+971 526 781 279

Email

claims.dubai@mushtaraka.com

After hours

Mobile

Email

Augustine Abraham

+971 50 477 2630

Augustine.Abraham@Mushtaraka.com

Fahd A Rahman

+971 50 961 4334

fahd.abdulrahman@mushtaraka.com

Hassan Omar

+966 56 127 7775

HassanOmar@mushtaraka.com

PAKISTAN (+92) GMT +5

KARACHI

AIV PRIVATE LTD

House # C – 118 Block 2 Clifton, Karachi, Pakistan

Telephone

+92 21 3529 1808-10 / 3529 1803 / 3529 1802 / 3529 1801

Fax

+92 21 3529 1805

Email	pni@aivpak.com / ivazeer@aivpak.com irfan.vazeer.pni@gmail.com	
Web address	www.aivpak.com	
After hours	Mobile	Email
Irfan H A Vazeer	+92 345 200 9900	irfan.vazeer.pni@aivpak.com
Imtiaz Vazeer	+92 307 252 5417	imtiaz.vazeer@aivpak.com

PANAMA, REPUBLIC OF (+507) GMT -5

BALBOA

C. FERNIE & CO S.A.

P O Box 0843-00191, Ancon Williamson Place, MARR Centre, La Boca

Telephone	+507 211 9488	
Fax	+507 211 9450	
Duty Mobile	+507 6614 0554	
Email	fernepi@cfernie.com	
Web address	www.cfernie.com	
After hours	Telephone	Mobile
Mr. Luis Arcia	+507 6614 1629	
Mr. Andre Perret	+507 399 0665	+507 6617 3229

CRISTOBAL

C. FERNIE & CO S.A.

P O Box 0301-03506, Colon 1110 Columbus Avenue, Cristobal

Telephone	+507 433 8500	
Fax	+507 433 8528	
Duty Mobile	+507 6614 0554	
Email	fernepi@cfernie.com	
Web address	www.cfernie.com	
After hours	Mobile	
Ms. Keisy Stanfield	+507 6416 6856	
Mr. John Blennerhassett	+507 6612 1152	

PAPUA NEW GUINEA (+675) GMT +10

PORT MORESBY

*BRIAN WHITE & ASSOCIATES

Allotment 1, Section 52 Tandy House Waigani Drive Hohola NCD

Telephone +617 4031 4711

Email moresby@bwamarine.com

Web address www.thymac.com.au

After hours

Mobile

Email

Mr. Michael Fisher +61 408 735 653

mfisher@thymac.com.au

Mr. Matthew Hockaday +61 422 318 678

mhockaday@thymac.com.au

PARAGUAY (+595) GMT -4

ASUNCION

PANDI LIQUIDADORES S.R.L.

Avda. Aviadores del Chaco esq. Tte. 1ro. Carlos Rocholl, Edif. Kuarahy Center, 5th floor, Barrio San Jorge, Asunción, Paraguay

Telephone + 54 11 4313 3500

Email pandi@pandi.com.ar

Web www.pandi.com.ar

After hours

Mobile

Email

Office Mobile (24/7) +54 911 4446 0662

pandi@pandi.com.ar

Mr. Paul Gunther +595 971 917 970

pandipar@pandi.com.ar

Mr. Sebastián Trigub +54 911 4407 2602

sebastian.trigub@pandi.com.ar

PERU (+51) GMT -5

LIMA

OVERSEAS SERVICE AGENCY S.A.

Calle Amador Merino Reyna 195 San Isidro, Lima, Peru

P O Box 18-0258 Lima Peru

Telephone +51 1 442 9090 (Switchboard)

Email osa@osa.com.pe

Web address	www.osa.com.pe	
After hours Mobile	+51 9997 02897	
After hours	Mobile	Email
Mrs. Sylvia Grant	+51 1 242 0126	slg@osa.com.pe
Mr. Martin Grant	+51 1 446 7931	mg@osa.com.pe

ANDES PACIFIC SERVICES S.A.

	Jr. Federico Recavarren 131 - Of. 404 Miraflores Lima 18	
Telephone	+51 1 242 0138 / +51 1 243 0033	
Mobile	+51 99 900 5483	
Email	andesapacific@pandiperu.com	
Web address	www.pandiperu.com	
After hours	Mobile	Email
Frederick Korswagen	+51 99 900 5483	andesapacific@pandiperu.com
Jean Pierre Guembes	+51 93 608 7779	legal@pandiperu.com
Christian De Riglos	+51 94 700 1577	cderiglos@pandiperu.com

PHILIPPINES (+63) GMT +8

MANILA

PANDIMAN PHILIPPINES INC

	3F Pandiman Building, General Luna Street, Intramuros, Manila, Philippines 1002 PO Box 1418, Manila CPO 1054	
Telephone	+63 2 8527 7831 / +63 2 8249 9050 to 59	
Fax	+63 2 8527 2167 / +63 2 8527 2171	
Email	mis@pandiman.com / mis@pandiman.net	
Web address	www.pandiman.com / www.pandiman.net	
After hours	Mobile	Email
Capt. Andrew J Malpass	+63 917 536 5315	andymalpass@pandiman.net
Ms. Abigail Gallano	+63 917 529 5957	argallano@pandiman.com
Jennifer M. Magsino	+63 917 892 6875	jmmagsino@pandiman.com
Robert John Manzan	+63 917 810 2655	rjamanzano@pandiman.com

P&I CLAIMS SPECIALIST INC

	Unit 603 S&L Bldg. 1500 Roxas Blvd. Cor. R. Salas St. Ermita, Manila	
Telephone	+63 2 8400 5514	
Mobile	+63 917 300 5600	
Email	claims@picsi.com.ph	
Web address	www.picsi.com.ph	
After hours	Mobile	Email
Katrina Talon	+63 917 625 0323	katrina.talon@picsi.com.ph
Nerissa Banaag	+63 917 300 5600	nerissa.neri@picsi.com.ph

***DEL ROSARIO & DEL ROSARIO LAW OFFICES**

	14F DelRosarioLaw Centre 21st Drive corner 20th Drive Bonifacio Global City, Taguig 1630 Metro Manila, PHILIPPINES	
Telephone	+63 2 8810 1791 / +63 2 5317 7888	
Emergency Mobile	+63 917 830 8384	
Fax	+63 2 5317 7890	
Email	mail@delrosariolaw.com mail@delrosario-pandiphil.com	
Web address	www.delrosariolaw.com www.delrosario-pandiphil.com	
After hours	Mobile	Email
Ruben T. Del Rosario	+63 920 947 1892	ruben.delrosario@delrosariolaw.com
Arturo T. Del Rosario	+63 920 947 1901	arturo.delrosario@delrosariolaw.com
Joseph R. Rebano	+63 920 938 4634	Joseph.rebano@delrosariolaw.com
Veronica Del R-A	+63 920 947 1893	veronica.delrosario@delrosario-pandiphil.com

POLAND (+48) GMT +1

GDYNIA

MORSKA AGENCJA GDYNIA SP. Z.O.O.

	15 T. Wendy Street, 81-341 Gdynia
Telephone	+48 58 785 3855 / +48 58 785 3856
Fax	+48 58 785 3786
Email	pandi@mag.pl
Web address	www.mag.pl

After hours	Mobile	Email
Mrs. Marlena Lulenska	+48 695 232 366	pandi@mag.pl
Mr. K Kuchta	+48 603 650 494	

SZCZECIN

SULNAVE SP.Z.O.O.

	Nowy Rynek 1/5, 70-533, Szczecin, Poland
Telephone	+48 91 814 2203 / 814 2204
Fax	+48 91 814 2205
Email	west@sulnave.com.pl

After hours	Mobile
Mrs. Ewa Sztafiej	+48 502 573 513

PORTUGAL (+351) GMT 0

LISBON

PINTO BASTO COMERCIAL LDA

	Avenida 24 De Julho 1-D, 1200-478 Lisbon	
Telephone	+351 22 999 4334 / 21 323 0444 / 21 323 0400	
Fax	+351 21 347 1231	
Email	piportugal@pintobasto.com	
Web address	www.pintobasto.com	
After hours	Mobile	Email
Joao Bobone	+351 91 821 5353	joao.bobone@pintobasto.com
Mr. Lino Carrilho	+351 91 723 5994	lino.carrilho@pintobasto.com
Always copy in e-mail piportugal@pintobasto.com		

OPORTO

PINTO BASTO COMERCIAL LDA

	Rua Dr Francisco Sa Carneiro 336, R/C 4450-676 Leça da Palmeira
Telephone	+351 22 999 4300
Fax	+351 22 996 7381
Email	piportugal@pintobasto.com
Web address	www.pintobasto.com

After hours	Mobile	Email
Joao Bobone	+351 91 821 5353	joao.bobone@pintobasto.com
Rui Gonçalves	+351 91 972 6617	ruigoncalves@pintobasto.com
Mr. Armindo Santos	+351 91 754 2188	armindo.santos@pintobasto.com
Always copy in e-mail piportugal@pintobasto.com		

PUERTO RICO (+1) GMT -4

SAN JUAN

*JIMENEZ GRAFFAM & LAUSELL

P O Box 366104, San Juan PR 00936-6104, Midtown Building,
4th Floor 420 Ponce de Leon Avenue, San Juan PR 00918-3405

Telephone	+1 787 767 1000 / +1 787 767 1030
Fax	+1 787 751 4068
Email	maritime@jgl.com
Web address	www.jgl.com

After hours	Mobile	Email
Mr. Andrés F. Picó	+1 787 432 5198	apico@jgl.com
Mr. Edgardo Vega Lopez	+1 787 430 4138	evega@jgl.com
Mr. Jorge Blasini	+1 787 644 1901	jblasini@jgl.com
Mr. J Ramon Rivera	+1 787 510 8090	rivera@jgl.com
Mr. Manolo Rodriguez	+1 787 381 7917	mrodriguez@jgl.com

QATAR (+974) GMT +3

DOHA

GULF AGENCY COMPANY (QATAR) W.L.L.

Building 200, Street 514, Zone 49, Ras Bufontas Freezone, Doha, Qatar
PO Box 6534, State of Qatar

Telephone	+974 4420 5600
Email	claims.qatar@gac.com
Web address	www.gac.com

After hours	Mobile	Email
Ms. Vanesa Jalova	+974 7022 7285	vanesa.jalova@gac.com

Mr. Nobin Norbert	+974 3328 9102	nobin.norbert@gac.com
Mr. Suren Motha	+974 5104 7156	suren.motha@gac.com

MILAHA INTEGRATED MARITIME AND LOGISTICS

Milaha New Building, East Industrial Road, Street No.523,
Zone 56, Um Al Saneem, DOHA, Qatar

Telephone	+974 4494 9666
Fax	+974 4483 3244
Email	ms-pi@milaha.com / rgomez@milaha.com / mmohan@milaha.com
Web address	www.milaha.com

After hours	Mobile	Email
Midhun Mohan	+974 7475 7192	mmohan@milaha.com
C. Raja Gomez	+974 5565 2094	rgomez@milaha.com

ACES QATAR LTD

Office No. 18, Building No. 58 Al Saad Main Street, Al Saad area, Doha

Telephone	+974 4413 0205 / 0206
Fax	+974 4413 0207
Email	mail@acesqatar.com / aceqatar@gmail.com

After hours	Mobile	Email
P.M. Abdul Rahiman	+974 5547 7953	prahiman@acesqatar.com
Jiju Varghese	+974 5542 2870	jvarghese@acesqatar.com

REUNION ISLAND (+262) GMT +4

PORT REUNION

INDOCEANIC SERVICES

BP 10186 - 97825 Le Port Cedex Reunion 17 Rue Roland Hoareau, Tour
Belvedere, 4th Floor, Zac Belvedere, 97420 Le Port Reunion

Telephone	+262 262 433 333 / +262 262 438 585
Email	contact@indoceanic.com
Web address	www.indoceanic.com

After hours	Mobile
Dominique Thomson	+262 692 017 777

Mr. G Philippe +262 692 019 999
Mrs. Ornella Joseph +230 5251 1243

ROMANIA (+40) GMT +2

BUCHAREST

INTERSERVICES S.A.

Strada Daniel Barcianu Nr 4 Bucharest, 030901 Romania

Telephone +40 21 321 9235 / +40 21 323 9235
Fax +40 21 326 9235 / +40 21 320 4066
Email office@mancas.ro
Web address www.mancas.ro

After hours

Mobile

Mrs. Luciana Mancas +40 722 230 759
Mr. Gabriel Mancas +40 722 230 758
Mr. Gabriel Ciutu +40 744 568 028
Mrs. Manuela Dumitru +40 745 605 364
Mr. Vlad Mancas +40 723 298 226
Mrs. Catalina Mancas +40 723 200 948

CONSTANTZA

INTERSERVICES S.A.

Strada Revolutiei din 22 Decembrie 1989 No. 41

Bloc SNC, Etaj 2, Apt. 31, Constanza 900735 Romania

Telephone +40 241 611 644 / +40 241 616 543 / +40 241 616 507
Fax +40 241 611 644 / +40 241 616 507
Email constantza@mancas.ro
Web address www.mancas.ro

After hours

Mobile

Mr. Gabriel Tudorache +40 241 744 075 / +40 744 656 604
Mr. Viorel Tanase +40 744 625379
Mr. Laurentiu Badila +40 341 441 539 / +40 745 764 629

KALIMBASSIERIS MARITIME

67 Zorelelor Street, 900553 Constantza, Romania

Telephone +40 241 693 750

Emergency telephone +40 723 313 619

Email constantza@kalimbassieris.com

Web address www.kalimbassieris.com

After hours	Mobile	Email
Antonios Kalmoukis	+40 7233 13620	a.kalmoukis@kalimbassieris.com
Cristian Ciocan	+40 7233 13625	c.ciocan@kalimbassieris.com
Cristian Serban	+40 7233 13618	c.serban@kalimbassieris.com

GALATZ

INTERSERVICES S.A.

Strada Traian No 5, Bloc C5, Scara 2, Apt.21 Galatz 800049 Romania

Telephone +40 236 462 603 / +40 236 463 759

Fax +40 236 461 707

Email galatz@mancas.ro

Web address www.mancas.ro

After hours **Mobile**

Mr. Devy Buescu +40 738 742 713

Mr. Mihai Balis +40 745 616 457

RUSSIA (+7) GMT +2 / +12

KALININGRAD

PANDI SERVICES EAST

38 Ogareva Street, Kaliningrad 236017 Russia

Telephone +7 401 291 6528

Fax +7 401 291 6583

Web address www.pandi-service.com

Email pandi@038.ru

After hours **Mobile**

Ms. Daria Kovalenko +7 9062 135 064

Capt. Sergey Balabanov +7 9062 379 800

MOSCOW

CIS PANDI SERVICES LTD.

71B Dmitrovskoye shosse, office 55 Moscow 127238, Russia

Telephone	+7 499 702 5007
Fax	+357 2576 3360
Mobile	+7 905 246 0550
Email	moscow@cispandi.com
Web address	www.cispandi.com
After hours	Mobile
Anna Kotik	+7 905 246 0550
Rina Kashirina	+7 903 232 8276

MURMANSK

MURMANSK P&I AGENCY

82 Lenin Avenue, office 610 183038, Murmansk, Russia

Telephone	+7 815 240 0038
Fax	+7 815 240 0038
Email	murmanskpandi@gmail.com
After hours	Mobile
Capt. A Popov	+7 911 303 7493 (24 hrs)
Mr. Sergey Tkachuk	+7 921 725 5451
Ms. Natalya Bogdanova	+7 952 294 9935

NOVOROSIYSK

ANTARICA LTD

93 Fabrichnaya street, Novorossiysk, 353923 Russian Federation

Telephone	+7 8617 711 533 / +7 8617 711 534	
Fax	+7 8617 711883	
E-mail	group@antarica.com	
Emergency telephone	+7 988 3308494	
After hours	Mobile	Email
Denis Shashkin	+7 988 3434592	denis.shashkin@antarica.com
Konstantin Kulakov	+7 991 419 1100	konstantin.kulakov@antarica.com

NOVOROSIYSK MARINE COMPANY LTD

10 Kommunisticheskaya Street Novorossiysk 353900 Krasnodar Region

Telephone +7 8617 613 162 / +7 8617 644 777 / +7 8617 613 356

Fax +7 8617 613 356 / +7 8617 644 777 / +7 8617 613 162

Email mcnostra@mail.ru

After hours Mobile

Alexey Sobolev +7 988 762 6402

Artur Trukhanov +7 988 762 9673

CIS PANDI SERVICES LTD

1, Vidova Street, Floor 3, 353900 Novorossiysk, Russian Federation

Tel/Fax +7 8617 720 022

Email novo@cispandi.com / ho@cispandi.com

Web address www.cispandi.com

After hours Mobile

Capt. Igor Popyvanov +7 9887 695 046

Capt. Victor Logachev +7 9887 692 849

ST. PETERSBURG

CIS PANDI SERVICES LTD.

5A Mezhevoy Channel, "Baltic Marine Centre"

Office 313 St.Petersburg 198035, Russia

Telephone +7 914 703 5833

Fax +357 2576 3360

Web address www.cispandi.com

Email st.petersburg@cispani.com

After hours Mobile

Sergey Polonskiy +7 914 703 5833

ANTARICA LTD

195271 Russian Federation, St. Petersburg, 70

Kondratievskiy av., b.1, suite 1397

Telephone +7 812 920 2652

E-mail spb@antarica.com / group@antarica.com

Emergency telephone +7 988 330 8494

After hours

Mobile

Email

Denis Shashkin +7 988 3434592

denis.shashkin@antarica.com

Capt. Konstantin Kulakov +7 991 4191100

konstantin.kulakov@antarica.com

VLADIVOSTOK

CIS PANDI SERVICES LTD

58 Partizansky Prospect, Apt 404, Vladivostok 690002

Telephone

+7 914 703 5833

Fax

+357 2576 3360

Email

nakhodka@cispandi.com / vladivostok@cispandi.com

Web address

www.cispandi.com

After hours

Mobile

Email

Ms. Pani Michael

+357 25 763340

ho@cispani.com

Sergey Polonskiy

+7 914 703 5833

vladivostok@cispani.com

SAUDI ARABIA (+966) GMT +3

DAMMAM

MUTUAL MARINE SERVICES AL MUSHTARAKA LTD

Al-Zakir, Bokhari Building, al Tobaishi, Najd Street, Dammam

Telephone

+966 13 826 7201

Fax

+966 13 827 5342

Email

claims.dammam@mushtaraka.com

After hours

Mobile

Email

Capt. Shan Hashmi

+ 966 505 84 0518

shan.hashmi@mushtaraka.com

Sayed Moizuddin Umer

+966 566 651 4678

Syed.Moizuddin@mushtaraka.com

Mr. Ali H Abdullatif

+966 50 499 0865

Ali.Alatif@mushtaraka.com

Hassan Omar

+966 56 127 7775

hassanomar@mushtaraka.com

JEDDAH

MUTUAL MARINE SERVICES AL MUSHTARAKA LTD

3rd floor, Saudi Business Centre, Medina Road

Telephone

+966 12 652 2666

Fax +966 12 652 1944
Email claims@mushtaraka.com

After hours	Mobile	Email
Capt. Larry Heron	+966 50 466 7728	larry.heron@mushtaraka.com
Mr. Hassan Omar	+966 56 777 4277	hassanomar@mushtaraka.com
Mr. Fahd Baqis	+966 56 622 1788	fahd.baqis@Mushtaraka.com

JIZAN

MUTUAL MARINE SERVICES AL MUSHTARAKA LTD
(SEE JEDDAH)

JUBAIL

MUTUAL MARINE SERVICES AL MUSHTARAKA LTD
(SEE DAMMAM)

YANBU

MUTUAL MARINE SERVICES AL MUSHTARAKA LTD
(SEE JEDDAH)

SENEGAL (+221) GMT 0

DAKAR

TCI AFRICA DAKAR

5 Avenue Georges Pompidou P O Box 2540 Dakar

Telephone +221 33 849 1399

Fax +221 33 823 5019

Email tc-dakar@tci-africa.com

Web address www.eltvetosullivan.com

After hours	Mobile	Email
N'gagne Faye	+221 77 332 7215	n.faye@tci-africa.com

To avoid possible misrouting, for new instructions, please copy mail mail@eltvedtosullivan.com

24/7 emergency telephone +33 6 2573 0808

BUDD SENEGAL

BP 23048 4 Rue Mage X Parchappe, 3rd Floor, Dakar

Please copy all emails to general.marseille@budd-pni.com

Telephone	+221 33 821 3722 / +33 1 8488 0841 (AOH Emergency)	
Fax	+221 33 821 3911	
Email	budd.senegal@budd-pni.com / general.marseille@budd-pni.com	
After hours	Mobile	Email
Ms. Ndeye Fatou Diouf	+221 764 668 888	fatou.diouf@budd-pni.com
Samba Cor Fall	+221 77 636 5558	samba.fall@budd-pni.com

SEYCHELLES (+248) GMT +4

MAHE

INDOCEANIC SERVICES

c/o Capt. J.J Benoiton, Pointe au Sel, MAHE - SEYCHELLES

Telephone	+248 251 9708	
Fax	+248 424 7839	
Email	contact@indoceanic.com	
Web address	www.indoceanic.com	
After hours	Mobile	Email
Capt. J.J Benoiton	+248 251 9708	jjbenoiton@hotmail.com
Mrs. Dominique Thomson	+262 692 01 7777	
Capt. S. Thomson	+262 692 85 2929	
Please copy all messages to HEAD OFFICE at REUNION (contact@indoceanic.com)		

SIERRA LEONE (+232) GMT 0

FREETOWN

AFRICA MARINE SERVICES (SIERRA LEONE)

c/o West Africa Marine P&I (SL) Limited, Port Office, Q.E II Port,
Freetown, Sierra Leone

Telephone	+232 7731 6763	
Email	africamarine@aol.com	
Web address	www.africamarineserv.com	
After hours	Mobile	
MAX Williams	+232 7660 2813	

In case of communication difficulties, please contact Africa Marine Services (Europe) Ltd, London:

Nick Williams, Telephone: +44 20 7613 0131 (24 Hour), E-mail: africamarine@aol.com

SINGAPORE (+65) GMT +8

SINGAPORE

COSMARINE CONSULTANTS PTE LTD

#26-04 Prudential Tower 30 Cecil Street, Singapore 049712

Telephone	+65 6273 5727	
Fax	+65 6222 2433	
Email	business@cosmarine.com.sg / general@cosmarine.com.sg	
After hours	Mobile	Email
Philip Hau	+65 9868 9144	pkhau@cosmarine.com.sg
Laura Voo Shu Min	+65 9837 1198	wusm@cosmarine.com.sg
Ms. Emilie Teo	+65 9730 7672	zhanghf@cosmarine.com.sg

SPICA SERVICES (S) PTE. LTD

200 Cantonment Road, #13-03 Southpoint Singapore 089763

Telephone	+65 6225 5711	
Web address	spicaservices.com	
Email	claims@spica.com.sg	
After hours	Mobile	Email
Abdul Rahman	+65 9679 8503	arahman@spica.com.sg
Mani Vanan	+65 9169 6800	mani@spica.com.sg
Linda Soh	+65 9730 8069	linda@spica.com.sg
Shivani Raswan	+65 9297 0690	shivani@spica.com.sg
Thomas Larsen	+65 9155 7719	thomaslarsen@spica.com.sg
Dughall Aitken	+65 6344 4066 / +65 9625 8986	dughall@spica.com.sg

SLOVENIA (+386) GMT +1

KOPER

SAMER & CO SHIPPING LTD D.O.O.

Ferrarska ulica 10 – 1st floor SI-6000 Koper

(In case of communication difficulties, please contact:

	Samer & Co Shipping - Trieste, Italy daiana.gozzi@samer.com)	
Telephone	+386 5 993 5660	
Email	samer.koper@samer.com	
Web address	www.samer.com	
After hours	Mobile	Email
Mr. Matteo Slocovich	+386 40 305 131	matteo.slocovich@samer.com
Ms. Daiana Gozzi	+39 335 243 341	daiana.gozzi@samer.com

SOMALIA (+252) GMT +3

BERBERA

OMER ALI DUALEH & CO

PO Box 114 Berbera

Telephone	+252 2 740 186 / 2 572 043
Fax	+252 2 572 035
Email	omaarco@yahoo.com

After hours	Mobile
Omer Ali Dualeh	+252 2 442 7016
Abdulkadir O Ali	+252 2 447 1058
Sid A Mohamed	+252 61 577 7714

MOGADISHU

OMER ALI DUALEH & CO

C/o P O Box 3050

Telephone	+252 1 215 635
Fax	+252 1 215 635
Email	omaarco@yahoo.com

After hours	Mobile
Mr. Omer Ali Dualeh	+252 2 442 7016
Mr. Abdulkadir Ali	+252 2 447 1058
Sid A Mohamed	+252 61 577 7714

SOUTH AFRICA (+27) GMT +2

CAPE TOWN

P&I ASSOCIATES (PTY) LTD

P O Box 1270 Cape Town 8000, Unit 1B, Foregate Square, 1
Heerengracht Street, Table Bay Boulevard, 8001

Telephone +27 21 425 4924

Fax +27 21 421 1423

Email pict@pandi.co.za

Web address www.pandi.co.za

After hours

Mobile

Email

Office Mobile (24 Hrs) +27 60 570 8122

Innocent Manengele +27 060 570 8122

manengelei@pandi.co.za

2OPIC (PTY) LTD

8 Linmyr Court, 46 1st Avenue, Boston, Cape Town 7530

Telephone +27 83 453 4899

Email ops@2opic.co.za

Web address www.2opic.co.za

After hours

Mobile

Email

Michael Heads +27 83 453 4899

michaelh@2opic.co.za

Jason Hossack +27 83 303 1549

jasonh@2opic.co.za

Neil Chetty +27 83 250 3381

neilc@2opic.co.za

DURBAN

P&I ASSOCIATES (PTY) LTD

P O Box 3814, 4000, Durban 29th Floor, Durban Bay House

333 Anton Lembede Street (Smith Street) (off Bay Terrace), 4001 Durban

Telephone +27 31 301 1102 / +27 83 250 3398

Fax +27 31 301 7110

Email pidurban@pandi.co.za

Web address www.pandi.co.za

After hours

Mobile

Email

Mr. Jannie Roux +27 83 459 3537

rouxj@pandi.co.za

Mr. David Macdonald +27 83 253 0170

macdonaldd@pandi.co.za

Mr. Thami Mhlongo +27 83 561 8551

mhlongot@pandi.co.za

Mr. Lungelo Thabethe +27 60 567 2041

thabethel@pandi.co.za

2OPIC (PTY) LTD

21 Waterfall Avenue, Durban 3629

Telephone +27 83 453 4899
Email ops@2opic.co.za
Web address www.2opic.co.za

After hours

Mobile

Email

Michael Heads	+27 83 453 4899	michaelh@2opic.co.za
Jason Hossack	+27 83 303 1549	jasonh@2opic.co.za
Neil Chetty	+27 83 250 3381	neile@2opic.co.za

PORT ELIZABETH

P&I ASSOCIATES (PTY) LTD

Bidfreight Port Operations Building, Shed 10 & 11 Multipurpose Terminal Quay 3 Port of Port Elizabeth Port Elizabeth 6001

Telephone + 27 83 250 3398

After hours

Mobile

Email

Kevin Allers	+27 83 553 8136	pipe@pandi.co.za
--------------	-----------------	------------------

RICHARDS BAY

P&I ASSOCIATES (PTY) LTD

P O Box 1478, 3900 Richards Bay Suite 3, Chisholm Park, Suite 8,
1st Floor, Quay Walk Building, Newark Road, Tuzi Gazi,
Small Craft Harbour, Richards Bay

Telephone +27 60 565 9707
Email pirbay@pandi.co.za
Web address www.pandi.co.za

After hours

Mobile

Email

Roy Carby-Thompson	+27 83 448 7787	pirbay@pandi.co.za
--------------------	-----------------	--------------------

SALDANHA BAY

P&I ASSOCIATES (PTY) LTD

P O Box 596, Langebaan 7357, 98 Harpuisbos Street, Langebaan 7357

Telephone +27 21 425 4924
Fax +27 21 421 1423
Email pict@pandi.co.za

Web address	www.pandi.co.za	
After hours	Mobile	Email
Duty number	+27 60 570 8122 -Cape Town / +27 83 250 3398 -Durban	
Innocent Manengele	+27 83 2833493	manengelei@pandi.co.za

SPAIN (+34) GMT +1

BARCELONA

HISPANIA P&I CORRESPONDENTS S.L.

C/Còrsega 299,3r 3a, 08008 Barcelona, Spain

Telephone	+34 93 268 1853	
Email	barcelona@pandihispania.com	
Web address	www.pandihispania.com	
After hours	Mobile	Email
Mr. James McKinnell	+34 670 458 646	james.mckinnell@pandihispania.com
Ms. Rosana Velasco	+34 670 458 642	rosana.velasco@pandihispania.com
Ms. Marta Fernandez	+34 650 711 185	marta.fernandez@pandihispania.com

BILBAO

AMAZSA SPAIN MARITIME GROUP S.L.U.

Paseo Campo de Volantin nº 24, 4 plta, 48007 Bilbao Vizcaya Spain

Telephone	+34 94 423 6665	
Email	amazsa@amazsa.com	
After hours	Mobile	Email
Gonzalo Grande	+34 606 255 753	ggrande@amazsa.com
Adaya Bernau Acha	+34 608 632 295	abernau@amazsa.com
Eneko Cubas	+34 944 236 665	ecubas@amazsa.com
Sebastian Alejo Sainz Murillo		ssainz@amazsa.com

CADIZ

NAVIERA GADITANA S.L. (NAGASA)

Calle Nueva – No. 2 Duplicado – 4a Planta, 11005 Cadiz

Telephone	+34 956 201 355	
Email	pandicorrespondents@nagasa.ws	

Web address	marinesurveyors@nagas.ws www.nagasa.ws	
After hours	Mobile	Email
Mr. JL Bastos	+34 607 606 961	jlbastos@nagasa.ws
Mrs. Edwina Carrion	+34 661 308 499	ecarrion@nagasa.ws
Mr. Enrique Sacaluga	+34 610 747 303	pandicorrespondents@nagasa.ws

CARTAGENA

HISPANIA P&I CORRESPONDENTS S.L.

c/ Bruselas esquina c/Berlin s/n. Edificio Usos Múltiples 2ª planta, oficina
A-11 Pol. Industrial Cabezo Beza 30353 CARTAGENA

Telephone	+34 661 273 787
Email	south@pandihispania.com
Web address	www.pandihispania.com
After hours	Mobile
James McKinnell	+34 670 458 646
Araceli Payo	+34 647 187 587

HUELVA

HIJO DE FERNANDO SUAREZ

Juan Manuel Duran Street, 3, 3ºD, 21006 Huelva, Spain

Telephone	+34 959 874 333	
Email	mail@hifesu.com	
Web address	www. hifesu.com	
After hours	Mobile	Email
Jose Fernandez	+34 625 344 413	mail@hifesu.com
Ricardo Nieto	+34 639 187 799	mail@hifesu.com

LAS PALMAS

VB COMISARIOS DE AVERIAS S.A.

Avda de las Petroliferas s/n, Edificio Grupo Boluda
35008 Las Palmas de Gran Canaria

Telephone	+34 928 218 869 / 872
Fax	+34 92 821 8868

Email bldcasa@vbcomisarios.com

After hours Mobile

Cristina S Dominguez +34 609 579 579

Ivan Marquez Olmedo +34 629 765 831

Christian Cabral Cabrera +34 679 728 947

MALAGA

THOMAS WILSON SL

Plaza Poeta Alfonso Canales 4 29001 Malaga Spain

Telephone +34 952 212 195

Email admin@thwilson.com

After hours Mobile

Mrs. Maria J. Rico +34 661 250 163

Mr. J. Tuite +34 670 624 193

TARRAGONA

HISPANIA P&I CORRESPONDENTS S.L.

(SEE BARCELONA)

SEVILLE

*TABLADA PANDI SERVICES SL

Avenida Reina Mercedes, 19-C, Esc. A, 1-3- 41012 Seville Spain

Telephone +34 954 241 212

Fax +34 954 241 213

Email sevilla@tabladaservices.com

Website www.tabladaservices.com

After hours Mobile

Mrs. Julia Soriano +34 687 344 292

Mrs. Teresa Henares +34 666 403 383

VALENCIA

HISPANIA P&I CORRESPONDENTS S.L.

Plaza Honduras 26, bj, 46022 Valencia, Spain

Telephone +34 96 070 0528

Email valencia@pandihispania.com

Web address www.pandihispania.com
After hours **Mobile**
 Araceli Payo +34 647 187 587
 Rosana Velasco +36 670 458 642

NIMES ESPANA, S.L.

Almirante Cadarso 17-1, 46005, Valencia

Telephone +34 96 395 2008
 Mobile +34 607 310 314 / +34 627 820 370 / +34 670 400 622
 Web address www.nimes.es
 Email pandi@nimes.es
After hours **Mobile**
 Ian Nicholas +34 607 310 314
 Trevor Nicholas +34 670 400 622
 Magdalena Etcheverria +34 627 820 370

SRI LANKA (+94) GMT +5½

COLOMBO

GAC SHIPPING LIMITED

284 Vauxhall Street Colombo 02 PO Box 1116, Colombo 02

Telephone	+94 114 797 900 (24/7)	
Fax	+94 114 797 910	
Email	pandi.srilanka@gac.com	
Web address	www.gac.com	
After hours	Mobile	Email
Debbie Jones	+94 777 689 550	debbie.jones@gac.com
Ms. Suzanne Lewis	+94 772 517 368	suzanne.lewis@gac.com
Mr. Anil Pathirana	+94 777 557 100	anil.pathirana@gac.com

INTERMARC SERVICES

30/63 Longdon Place Colombo 07 Sri Lanka 00700

Telephone +94 11 258 5544 / +94 11 258 5545
 Fax +94 11 258 5546

Email	intermarc@intermarc.lk	
After hours	Mobile	Email
Capt. Errol Dharmaratne	+94 77 776 0277	errol@intermarc.lk
Chanaka Dharmaratne	+94 77 774 8758	chanaka@intermarc.lk
Mr. R Randeniya	+94 77 776 0279	

SUDAN (+249) GMT +3

PORT SUDAN

MUTUAL MARINE SERVICES & TRANSPORT

Somarain Oriental Building Block No 14, First Floor Engineering Faculty
Road North of Shekan Insurance Building, First Floor, PO Box 1022,

Telephone	+249 31 182 7656 / +249 31 182 7654
Fax	+249 31 182 7660
Email	claims.sudan@mushtaraka.com

After hours	Mobile	Email
Osman Azim Badawi	+249 91 23 34920	osman.badawi@mushtaraka.com
Amir Hassan Ahmed	+249 91 25 18463	amir.hassan@mushtaraka.com

In case of communication difficulties, contact our Jeddah office, Capt Larry C. Heron.

Mob:+966 504 667 728. Email; larry.heron@mushtaraka.com

ELDIB PANDI

Baladiya Avenue, Tadamon Tower, Sixth Floor, Flat 608 Khartoum, Sudan

Telephone	+249 91 039 6830/ +20 12 2 327 3620 (24 Hrs)
Email	portsudan@eldibpandi.com
Website	www.eldibpandi.com

After hours	Mobile	Email
Ahmed Metwally	+2 012 2 327 3624	ahmed.metwally@eldibpandi.com
Nada Eldib	+2 010 0 188 4433	nada.eldib@eldibpandi.com

SURINAM (+597) GMT -3

PARAMARIBO

CARICONSULT SURINAME N.V.

	J.D. Gompertstraat 115, Paramaribo	
Telephone	+597 454 986 / +597 454 987	
Fax	+597 454 760	
Email	group@cconsult.com.bb	
Web address	www.steers.com.bb	
After hours	Mobile	Email
Mr. White	+44 7393 964 001	mike@cconsult.com.bb
Mr. Sewdajal	+597 888 5471	amar@cconsult.com.bb

SWEDEN (+46) GMT +1

GOTHENBURG

P&I SCANDINAVIA AB

	Indiska Oceanen 4, 418 34 Gothenburg, Sweden	
Telephone	+46 700 435 468	
Email	info.se@pandiscan.com	
Web address	www.pandiscan.com	
After hours	Mobile	Email
Mr. Zacharias Bjar	+46 739 080 419	zacharias.bjar@pandiscan.com
Mr. Daniel Brand	+46 703 713 531	daniel.brand@pandiscan.com

STOCKHOLM

*SETTERWALLS ADVOKATBYRA AB

	P O Box 1050, SE-101 39, Stockholm	
	Visiting address: Sturegatan 10, SE-111 36, Stockholm	
Telephone	+46 85 988 9000 / +46 85 988 9176	
Fax	+46 85 988 9090	
Email	stomaritime@setterwalls.se	
Web address	www.setterwalls.se	
After hours	Mobile	Email
Group number (24 hrs)	+46 85 988 9176	stomaritime@setterwalls.se
Mr. Martin Aronsson	+46 72 207 6572	martin.aronsson@setterwalls.se
Mr. Samuel Pihl	+46 73 096 2501	samuel.pihl@setterwalls.se
Mrs. Andrea Jällbrink	+46 72 529 3292	andrea.jallbrink@setterwalls.se

Mr. Åke J Fors

+46 8 662 3947 / 70 550 1014 ake.fors@setterwalls.se

SYRIA (+963) GMT +2

LATTAKIA

SYRIAN MARITIME & TRANSPORT AGENCIES SA

P.O.Box 93, Lattakia, Syria

Telephone

+963 21 212 1191

Fax

+963 41 470 210

Email

maritime@net.sy / fkhilal@icloud.com / smta@scs-net.org

After hours

Mobile

Email

Kamel Hilal

+963 944 342 633

kamel-hilal@hotmail.com

*RAJA & OMAR HAROUN

Baghdad Street, Raja Haroun Building - No. 108 P.O. Box: 150

Telephone

+963 41 276 0060

Fax

+963 41 276 0064

Email

rohroun@gmail.com

Web address

www.harounlaw.com

After hours

Mobile

Omar Haroun

+963 944 238 090

George Yacoub

+963 933 728 399

Nazir Wakil

+963 991 126 390

TAIWAN, CHINA (+886) GMT +8 (SEE CHINA)

TANZANIA (+255) GMT +3

DAR ES SALAAM

ROBMARINE P&I SERVICES LTD

10 Chato Street 264 Regent Estate Dar-Es-Salaam Tanzania

Telephone

+255 22 2700 265 / +255 22 2700 501

Email

alan@robmarine.com / info@robmarine.com

Web address

www.robmarine.com

After hours	Mobile	Email
Joseph Mgay	+255754304776	joseph@robmarine.com
Uhuru Kikwete	+255784665555	ukikwete@robmarine.com
Mr. Alan Sutton	+255 754 304 776	alan@robmarine.com
Mr. Emmanuel Thomas	+255 754 317 932	emmanuel@robmarine.com

TCI AFRICA (TANZANIA) LIMITED

Posta House, No.312, Ghana Avenue Dar-Es-Salaam, BP78553

Telephone	+255 22 213 9473
Web Address	www.eltvedtosullivan.com
Email	tci-dar-es-salaam@tci-africa.com

After hours	Mobile
Simon Webster	+33 6 2573 0808/ +33 6 1362 1389

In case of communication difficulties, please contact: Eltvedt O'sullivan +33 6 2573 0808

Email: mail@eltvedtosullivan.com

To avoid possible misrouting, for new instructions, please copy mail@eltvedtosullivan.com
24/7 emergency telephone +33 6 2573 0808

THAILAND (+66) GMT +7

BANGKOK

THAI P&I SERVICES INTERNATIONAL LTD

723 Supakarn Building, 3rd Floor, Room No. 3D01

Charoennakorn Road, Klongtonsai, Bangkok 10600 Thailand

Telephone	+66 2 438 1693-4
Fax	+66 2 438 1695
Email	tpni@tpni.co.th
Web address	www.tpni.co.th

After hours	Mobile	Email
Capt. Ravinder Ghai	+66 91 4491878	ravinder@tpni.co.th
Ms. Chanida Sripen	+66 90 6588924	chanida@tpni.co.th
Ms. Panthip Pholkaew	+66 81 9251540	panthip@tpni.co.th

*TILLEKE & GIBBINS INTERNATIONAL LTD

Supalai Grand Tower, 26th Floor 1011 Rama 3 Road, Chongnonsi
Yannawa, Bangkok 10120

Telephone +66 2 056 5555
Fax +66 2 056 5678
Email bangkok@tilleke.com
Web address www.tilleke.com

After hours	Telephone	Mobile
Pimvimol Vipamaneerut		+66 8 1842 1363
Michael Ramirez		+66 8 1824 7271
John Frangos		+66 9 7054 7100
Noppramart Thammateeradaycho		+66 84 160 0985

SPICA SERVICES (THAILAND) LIMITED

15th Floor, Sethiwan Tower, 139 Pan Road, Silom, Bangrak,
Bangkok 10500, Thailand,

Telephone +66 (2) 266 6049
Fax +66 (2) 266 6048
Email claims@spica-thailand.com

After hours	Mobile	Email
Capt. S Sansook	+66 81 611 6449	capt.saroch@spica-thailand.com
Mr. T Songboonkeaw	+66 81 822 5187	Tipakorn@spica-thailand.com
Capt. C Thanapansakul	+66 81 823 6712	Chaiyan@spica-thailand.com

TOGO (+228) GMT 0

LOME

AFRICA MARINE SERVICES (TOGO)

212, Boulevard du 13 Janvier, BP 4774, Lome, Togo

Telephone +228 941 8732
Email africamarine@aol.com
Web address www.africamarineserv.com

After hours	Mobile
Michel Kouevi	+228 902 621 74
Charles Bumale	+229 947 751 51

In case of communication difficulties, please contact Africa Marine Services (Europe) Ltd, London:
Nick Williams, Telephone: +44 20 76130131 (24 Hour), E-mail: africamarine@aol.com

PANDISHIP (WA) LTD.

Geemas-SARL, P.O.BOX 14199, Lome, Togo

Telephone	+228 222 9006
Fax	+228 222 9006
Email	info@pandishipwa.com

After hours	Telephone	Mobile
Yaovi B. Timidiba	+228 9495132	+228 9226 14337
Tawelessi B. Domimque		+228 911 3099

In case of communication difficulties, please contact pandiship (WA) Ltd.

Mobile: (447766)206723, E-mail: vinod.halai@pandishipwa.com

TRINIDAD & TOBAGO (+1868) GMT -4

PORT OF SPAIN

TEAL PANDI & MARINE SERVICES LIMITED

P O Box 1407, Port of Spain, Trinidad W.I.

164 Duke of Edinburgh Avenue Petit Valley, Trinidad W.I.

Telephone	+1 868 632 0506
Fax	+1 868 633 1688
Email	mail@tealpandi.com

After hours	Telephone	Mobile
Paul L Taylor	+1 868 678 8518	+1 868 361 2189
Donna M Taylor	+1 868 632 9297	+1 868 361 2188
Amanda Llanos		+1868 293 9779

TUNISIA (+216) GMT +1

BIZERTE

TUNISIAN INTERNATIONAL P&I CORRESPONDENT

Rue 8 Janvier 1938, Galerie Des Arts No 4s3Eme Etage, BN9 Bizerte

Telephone	+216 72 432 638
-----------	-----------------

Fax	+216 72 433 599	
Email	tipic.bizerte@tipic.com.tn / khaled.gmati@tipic.com.tn	
Web address	www.tipic.com.tn	
After hours	Mobile	Email
Makram Mejr	+216 98 346 743	
Khaled Gmati	+216 98 346 749	

GABES

TUNISIAN INTERNATIONAL P&I CORRESPONDENT

Gabes Center, B.P. 49 Gabes 6000

Telephone	+216 75 270 115	
Fax	+216 75 270 504	
Email	tipic.sfax@tipic.com.tn / khaled.gmati@tipic.com.tn	
Web address	www.tipic.com.tn	
After hours	Telephone	Mobile
Khaled Gmati	+216 98 346 749	
Jalel B Messoud	+216 74 200 745	+216 98 337 491
Sofien Marweni		+216 96 857 657

SFAX

TUNISIAN INTERNATIONAL P&I CORRESPONDENT

Immeuble Marhaba Centre Intersection

Rue Tahar Sfar Et Aboulkacem Chebbi

Telephone	+216 74 298 734 / +216 74 221 400	
Fax	+216 74 221 400	
Email	tipic.sfax@tipic.com.tn / khaled.gmati@tipic.com.tn	
Web address	www.tipic.com.tn	
After hours	Telephone	Mobile
Khaled Gmati	+216 98 346 749	
Jalel B Messaoud	+216 74 200 745	+216 98 337 491
Sofien Marweni		+216 96 857 657

SOUSSE

TUNISIAN INTERNATIONAL P&I CORRESPONDENT

	P O Box 109, 4002 Sousse 5 Avenue Habib Bourguiba, Immeuble Ghenima Apt B 25 Eme 2eme Etage, Sousse	
Telephone	+216 73 219 022 / +216 73 213 620	
Fax	+216 73 219 022	
Email	tipic.sousse@tipic.com.tn / khaled.gmati@tipic.com.tn	
Web address	www.tipic.com.tn	
After hours	Telephone	Mobile
Ali Zrida		+216 94 990 731
Khaled Gmati		+216 98 346 749

TUNIS

TUNISIAN INTERNATIONAL P&I CORRESPONDENT

	P O Box 5, 1073 Tunis Immeuble Luxor II – 2em Etage, Rue 8300 Montplaisir, Tunis	
Telephone	+216 71 950 721 / +216 71 950 741 / +216 71 950 641	
Fax	+216 71 950 650	
Email	mehdi.dahen@tipic.com.tn / khaled.gmati@tipic.com.tn	
Web address	www.tipic.com.tn	
After hours	Telephone	Mobile
Khaled Gmati		+216 98 346 749
Mehdi Dahen		+216 98 675 717

TURKEY (+90) GMT +2

ISKENDERUN

VITSAN MUMESSILLIK VE MUSAVIRLIK A.S.

	Sariseki Mah. Zafer Cad. Port Center B Blok K.1 No.146/15 Iskenderun/ Hatay (All correspondence to Istanbul office: vitsan@vitsan.com.tr)	
Telephone	+90 326 614 0731	
Fax	+90 326 617 9439	
Email	iskenderun@vitsan.com.tr	
Web address	www.vitsan.com.tr	
After hours	Mobile	Email
Mehmet Sen	+90 542 256 0408	mehmet.iskenderun@vitsan.com.tr

Cevdet Gunal Tuzun +90 532 255 9603
Emergency Phone +90 530 129 1212

OMUR MARINE

Savas Mah, Ataturk Bulvari, Unsal Han, no:10 Kat:4 D:1,
Iskenderun, Turkey

Telephone +90 326 617 7635
Fax +90 326 613 9737
Email omurmarine@omurmarine.com
Web address www.omurmarine.com

After hours

Mobile

Email

Kadir Dogan +90 532 311 9163 k.dogan@omurmarine.com

All correspondence through Istanbul office.

ISTANBUL

VITSAN MUMESSILLIK VE MUSAVIRLIK A.S.

Bilezik Sokak No. 4 34427 Findikli Istanbul

Telephone +90 212 252 0600
Fax +90 212 249 4434
Email vitsan@vitsan.com.tr
Web address www.vitsan.com.tr

After hours

Mobile

Email

Selim Bilgisin	+90 532 211 1248	selim@vitsan.com.tr
Mr. Ziya Mesut Koc	+90 531 684 9053	mesut@vitsan.com.tr
Cem Bilgisin	+90 530 315 0010	cem@vitsan.com.tr
Nedim Sener	+90 532 296 0947	nedim@vitsan.com.tr
Emergency Phone	+90 530 129 1212	

OMUR MARINE

Kosuyolu Mahallesi, Kosuyolu Caddesi, Mahmut Yesari Sok. No 45
Kosuyolu Istanbul 34718 Turkey

Telephone +90 216 326 9949
Fax +90 216 326 7838
Email omurmarine@omurmarine.com

Web address www.omurmarine.com

After hours

Ahmet Can Bozkurt

Cagdas Kircali

Murat Ersan

Gulsah Akbas

Emergency phone number: +90 538 272 1273

Mobile

+90 532 285 8994

+90 530 469 4598

+90 531 161 1653

+90 533 604 2254

Email

a.bozkurt@omurmarine.com

c.kircali@omurmarine.com

m.ersan@omurmarine.com

g.akbas@omurmarine.com

IZMIR

VITSAN MUMESSILLIK VE MUSAVIRLIK A.S.

Sehit Fethi Bey Caddesi, 1328 Sokak Borsa Is Merkezi No. 1, Kat: 6 35210

(All correspondence to Istanbul office vitsan@vitsan.com.tr)

Telephone

+90 232 483 1810 / 232 441 1939

Fax

+90 232 484 0314

Email

izmir@vitsan.com.tr

Web address

www.vitsan.com.tr

After hours

Mobile

Mehmet Tumer

+90 532 282 3270

Emergency Phone

+90 530 129 1212

MERSIN

VITSAN MUMESSILLIK VE MUSAVIRLIK A.S.

Guvencevler Mahallesi Dumlupinar Caddesi 1913 Sok. Dogan Yildiz Is

Merkezi C Blok, Kat: 2, Daire: 8, 33140, Yenisehir/Mersin

Telephone

+90 324 231 1652 / +90 324 238 0823 / +90 324 232 5340

Fax

+90 324 231 7281

Email

mersin@vitsan.com.tr

Web address

www.vitsan.com.tr

After hours

Mobile

Email

Cevdet Gunal Tuzun

+90 532 255 9603

cevdet@vitsan.com.tr

Emergency Phone

+90 530 129 1212

OMUR MARINE

Nusretiyte Mahallesi Uray Cad, Guvenc Is Merkezi, B Blok K:1 D:22,

	Mersin, 33060, Turkey	
Telephone	+90 324 232 2953	
Fax	+90 324 233 6360	
Email	omurmarine@omurmarine.com	
Web address	www.omurmarine.com	
Mobile	+90 538 2721273	
After hours	Mobile	Email
Mr. Kadir Dogan	+90 532 3119163	k.dogan@omurmarine.com
Emergency phone number: +90 538 272 1273. All correspondence through Istanbul office.		

TRABZON

VITSAN MUMESSILLIK VE MUSAVIRLIK A.S.

	Bilezik Sokak No. 4 34427 Findikli Istanbul	
Email	vitsan@vitsan.com.tr	
Web address	www.vitsan.com.tr	
After hours	Mobile	Email
Mr. Ziya Mesut Koc	+90 531 684 9053	mesut@vitsan.com.tr
Emergency Phone	+90 530 129 1212	

UKRAINE (+380) GMT +2

IZMAIL

CIS PANDI SERVICES LTD.

	1, Preobrazhenskaya Street, Suite 2, 65082 Odessa, Ukraine	
Telephone	+380 48 234 8313	
Fax	+380 48 234 8328	
Email	odessa@cispandi.com	
Web address	www.cispandi.com	
After hours	Telephone	Mobile
Anna Biliuga		+380 66 571 9873
Gennadiy Markov	+380 48 784 4349	+380 50 316 6536
Yuliia Matalinets		+380 63 584 1966

DIAS MARINE CONSULTING PC (SEE ODESSA)

KHERSON

DIAS MARINE CONSULTING PC

5 Kommunarov Street Kherson 423450

Telephone +380 552 264 308 / 552 422 032 / 552 422 037

Fax +380 552 264 308 / 552 422 032 / 552 422 037

Email company@dias-co.com

After hours Mobile

Capt. Sergey Kozak +380 552 531 490 / 503 188 155

In case of any communication problems please see contact details of Dias Marine Consulting PC, Odessa

MARIUPOL

CIS PANDI SERVICES LTD.

1 Chernomorskaya.Str. Apt.21, 87517 Mariupol, Ukraine P.O.Box 17010

Telephone +380 629 413 364

Fax +380 629 413 364

Web address www.cispandi.com

Email mariupol@cispandi.com

After hours Mobile

Capt. Sergey Hatzhiyskiy+380 50 328 6453

Gennadiy Markov +380 50 316 6536

AZOVLLOYD PANDI SERVICES LTD

4/2 Khoriva lane, Kyiv, Ukraine, 04071

Telephone + 380 67 6211 006

Email aps@pandi.com.ua

Web address www.pandi.com.ua

After hours Mobile

Email

Mr. Alexander Nikityuk +380 676 211 006

nikityuk@pandi.com.ua

Helen Yekhevich +380 965 397 826

elena@pandi.com.ua

Mr. Dmitriy Filatov +380 677 394 942

dmitriyfilatov@pandi.com.ua

NIKOLAYEV

DIAS MARINE CONSULTING PC

Chkalova 91a, 8, Nikolayev, Ukraine 54055

Telephone +38 098 583 5388

Email company@dias-co.com

Web address www.dias-co.com

After hours Mobile Email

Podoriako Oleksandr +380 98 5835 388 company@disa-co.com

In case of any communication problems please see contact details of Dias Marine Consulting PC, Odessa

ODESSA

DIAS MARINE CONSULTING PC

48T, Lvivska Street office 100/4, Odessa 65113, Ukraine

Telephone +38 048 234 6124 / +38 048 232 3564

Email company@dias-co.com

Web address www.dias-co.com

After hours Mobile Email

Mr. Igor Cherezov +380 67 4803 434 cherezov@dias-co.com

Mr. Dmitriy Gololobov +380 67 4804 899 gololobov@dias-co.com

Mr. Artyom Nanev +380 67 484 8656 nanev@dias-co.com

Mrs. Natalia Daud +380 67 755 4988 natalia@dias-co.com

Mr. Slava Dinov +380 50 416 6267 dinov@dias-co.com

COSCO SHIPPING LINES (UKRAINE) CO., LTD.

4 Nechipurenko Lane, office 12, 65045, Odessa, Ukraine

Telephone +380 48 734 1548

Fax +380 48 734 0785

Email Wang@csukraine.com

After hours Mobile Email

Mr. Wang +380 50 492 4888 Wang@csukraine.com

CIS PANDI SERVICES LTD

1, Preobrazhenskaya Street, Suite 2, 65082 Odessa, Ukraine

Telephone +380 48 234 8313

Fax +380 48 234 8328

Email	odessa@cispandi.com	
Web address	www.cispandi.com	
After hours	Telephone	Mobile
Anna Biliuga		+380 66 571 9873
Gennadiy Markov	+380 48 784 4349	+380 50 316 6536
Yuliia Matalinets		+380 63 584 1966

U.A.E (+971) GMT +4

ABU DHABI

GAC SHIPPING AND LOGISTICS LLC

Office 701 Guardian Towers Mustarhim St., Al Aman,
P O Box 110053, Abu Dhabi, UAE

Telephone	+971 2 811 9416	
Fax	+971 2 805 9446	
Email	claims.abudhabi@gac.com	
After hours	Mobile	Email
Mr. Gary Mercado	+971 565 381 428	gary.mercado@gac.com
Mr. Arju Krishnan	+971 566 812 981	arju.krishnan@gac.com
Mr. Bijit Borthakur	+971 506 143 079	bijit.borthakur@gac.com

DUBAI

INCHCAPE SHIPPING SERVICES (DUBAI) LLC

P O Box 33166, Marina View C6 & C7, Mina Rashid, Dubai, UAE

Telephone	+971 4 303 8584	
Email	claims.dxb@iss-shipping.com	
Web address	www.iss-shipping.com	
After hours	Mobile	Email
Muzaffer Hussain	+971 50 455 4846	muzaffer.hussain@iss-shipping.com
Capt. Nikhil Saxena	+971 50 658 2036	nikhil.saxena@iss-shipping.com
Capt. Atul Shukla	+971 50 658 9731	atul.shukla@iss-shipping.com

GULF AGENCY COMPANY (DUBAI) LLC

P O Box 17041 Jebel Ali Free Zone, Jebel Ali, Dubai, UAE

Telephone +971 4 805 9446
 Email claims.dubai@gac.com
 Web address www.gac.com

After hours

Mr. Gary Mercado
 Mr. Arju Krishnan
 Mr. Bijit Borthakur

Mobile

+971 565 381 428
 +971 56 6812 981
 +971 506 143 079

Email

gary.mercado@gac.com
 arju.krishnan@gac.com
 bijit.borthakur@gac.com

MUTUAL MARINE SERVICES AL MUSHTARAKA CO.

Office No. 1201, 12th Floor, The Prism Tower, Business Bay
 P O Box 49991, Dubai, United Arab Emirates

Telephone +971 4 421 4964
 Fax +971 4 421 4964
 Email claims.dubai@mushtaraka.com

After hours

Augustine Abraham
 Fahd A Rahman
 Anterson Albert
 Hassan Omar

Mobile

+971 50 477 2630
 +971 50 961 4334
 +971 50 422 0629
 +966 56 127 7775

Email

augustine.abraham@mushtaraka.com
 fahd.abdulrahman@mushtaraka.com
 anterson.albert@mushtaraka.com
 HassanOmar@mushtaraka.com

SHARJAH

GULF AGENCY CO. SHJ LTD

Office No. 809, 8th Floor, Al Ghanem Business Centre Sharjah, UAE
 P.O. Box 435, Sharjah, UAE

(Please copy all correspondence to claims.me@gac.com)

Telephone +971 6 526 4264
 Email claims.sharjah@gac.com
 Web address www.gac.com

After hours

Mr. Stephen James
 Mr. Sreehari Kaimal

Mobile

+971 50 929 5603
 +971 50 510 1195

Email

stephen.james@gac.com
 sreehari.kaimal@gac.com

LONDON

PANDI CLAIMS

Webster House, 207 Longlands Road Sidcup, Kent DA15 7JH, UK

Telephone +44 20 8302 6311

Fax +44 20 8309 1266

Web address www.pandiclaims.co.uk

Email info@pandiclaims.co.uk

After hours

Mobile

Email

Mark Dawson +44 7513 717 724

mdawson@pandiclaims.co.uk

Ian Cameron +44 7715 003 660

icameron@pandiclaims.co.uk

24/7 emergency +44 7715 003 652

Please always copy info@pandiclaims.com into all correspondence

COSCO MARITIME (UK) LIMITED

Cosco Maritime (UK) Limited Cosco House Vicarage Drive

Barking Essex IG11 7NA

Telephone +44 20 8477 8171 / +44 20 8477 8196

Email craig-bennetta@coscoshipping.co.uk / Caigi@coscoshipping.co.uk

After hours

Mobile

Email

Andrew Craig-Bennett +44 7793 256 863

craig-bennetta@coscoshipping.co.uk

Captain Ian Caig +44 7809 707 812

Caigi@coscoshipping.co.uk

NEWCASTLE

MARINE RESPONSE

3 Grainger, Prestwick Park, Newcastle-upon-Tyne NE20 9SJ, U.K.

Telephone +44 1661 822 904

Fax +44 1661 825 620

Web address www.crewclaims.com

Email claims@marine-response.com

After hours

Telephone

Email

Robert Compton +44 07717 150 575

robert.compton@marine-response.com

Patrick Bond +44 07889 654 576

patrick.bond@marine-response.com

U.S.A (+1) GMT -4 / -12

ANCHORAGE

*KEESAL YOUNG & LOGAN

101 E. 9th Ave., Suite 7A Anchorage, AK 99501, USA

Telephone +1 907 279 9696
Fax +1 562 436 7416
Email maritime@kyl.com
Web address www.kyl.com

After hours

Mobile

Email

John Giffin +1 415 515 2855 john.giffin@kyl.com
Yale Metzger +1 907 240 3750 yale.metzger@kyl.com

*SCHWABE, WILLIAMSON & WYATT

420 L Street, Suite 400, Anchorage, AK 99501

Telephone +1 907 339 7125
Web address www.schwabe.com

After hours

Mobile

Email

Molly Henry +1 206 852 1243 mhenry@schwabe.com
David Boyajian +1 401 368 1151 dboyajian@schwabe.com
Philip Lempriere +1 206 399 7412 plempriere@schwabe.com
Herbert Ray +1 907 350 3890 hray@schwabe.com

BALTIMORE

*BAKER, DONELSON, BEARMAN, CALDWELL & BERKOWITZ, PC

100 Light Street, Baltimore Maryland 21202

Telephone +1 410 685 1120
Fax +1 410 547 0699
Email admiralty@bakerdonelson.com
Web address www.bakerdonelson.com

After hours

Mobile

Email

Mr. Jack R Daley +1 301 500 8865 jdaley@bakerdonelson.com
Mr. Gus Themelis +1 410 862 1138 gthemelis@bakerdonelson.com

BROWNSVILLE

*ROYSTON RAYZOR VICKERY & WILLIAMS LLP

P O Box 3509, Brownsville Texas 78523-3509
55 Cove Circle, Brownsville Texas 78521

Telephone +1 956 542 4377
Fax +1 956 542 4370
Email royston@roystonlaw.com
Web address www.roystonlaw.com

After hours

Mr. Keith N Uhles
Mr. Jim H Hunter
Mr. Eddie E Sikes
Mr. Javier Gonzalez

Telephone

+1 713 927 9063
+1 956 495 5100
+1 956 443 0338 / 454 5670
+1 956 541 0114 / 490 3328

Email

keith.uhles@roystonlaw.com
jim.hunter@roystonlaw.com
eddie.sikes@roystonlaw.com
javier.gonzalez@roystonlaw.com

CHARLESTON

*** WOMBLE BOND DICKINSON (US) LLP**

P O Box 999, Charleston, SC 29402-0999
5 Exchange Street, Charleston, SC 29401-2530

Telephone +1 843 722 3400
Fax +1 843 723 7398
Email sean.houseal@wbd-us.com
Web address www.womblebonddickinson.com

After hours

Mr. David Collins
Mr. Sean Houseal

Mobile

+1 843 442 1747
+1 843 437 6620

Email

david.collins@wbd-us.com
sean.houseal@wbd-us.com

CORPUS CHRISTI

***ROYSTON RAYZOR VICKERY & WILLIAMS LLP**

Suite 1300, Frost Bank Plaza, 802 North Carancahua
Corpus Christi, Texas 78401 0021

Telephone +1 361 884 8808
Fax +1 361 884 7261
Email royston@roystonlaw.com
Web address www.roystonlaw.com

After hours

Mr. Ron Dennis

Mobile

+1 361 438 4556

Email

ron.dennis@roystonlaw.com

Mr. Jack Partridge	+1 361 533 7756	jack.partridge@roystonlaw.com
Mr. Chris Lowrance	+1 361 739 8217	chris.lowrance@roystonlaw.com

GALVESTON

*ROYSTON RAYZOR VICKERY & WILLIAMS LLP

306, 22nd Street, Suite 301 Galveston, Texas 77550

Telephone	+1 409 763 1623	
Fax	+1 409 763 3853	
Email	royston@roystonlaw.com	
Web address	www.roystonlaw.com	
After hours	Mobile	Email
Mr. Richard Branca	+1 917 653 6477	richard.branca@roystonlaw.com
Mr. Eugene Barr	+1 281 705 9748	eugene.barr@roystonlaw.com

HONOLULU

*ADAMS & KREK, LLP

900 Fort Street Mall, Suite 1700, Honolulu, Hawaii 96813, USA

Telephone	+1 808 777 2900	
Fax	+1 808 664 8628	
Email	nkrek@adamskrek.com	
Web address	www.adamskrekllp.com	
After hours	Mobile	Email
Nenad Krek	+1 808 220 3489	nkrek@adamskrek.com
Christian K. Adams	+1 808 343 6388	cadams@adamskrek.com

HOUSTON

LAMORTE BURNS & COMPANY INCORPORATED

1002 Gemini Street, Suite 225A Houston, Texas 77058

Telephone	+1 281 335 9200	
Fax	+1 281 332 0783	
Email	houston@lamorte.com	
After hours	Telephone	Email
Patricia Crumpler	+1 281 520 3642	houston@lamorte.com
Capt. Bally Duggal	+1 281 335 9200	ballyd@lamorte.com

***ROYSTON RAYZOR VICKERY & WILLIAMS LLP**

1600 Smith Street, Suite 5000 Houston, Texas 77002

Telephone +1 713 224 8380
 Fax +1 713 225 9945
 Email royston@roystonlaw.com
 Web address www.roystonlaw.com

After hours

Mobile

Email

Mr. Eugene Barr +1 281 705 9748 eugene.barr@roystonlaw.com
 Mr. Richard Branca +1 917 653 6477 richard.branca@roystonlaw.com

JACKSONVILLE

***HOLLAND & KNIGHT LLP**

50 North Laura Street, Suite 3900 Jacksonville, Florida 32202, U.S.A.

Telephone +1 904 353 2000
 Fax +1 904 358 1872
 Web address www.hklaw.com
 Email timothy.conner@hklaw.com

After hours

Mobile

Email

J Kifer +1 904 327 7234 jennifer.kifer@hklaw.com
 J Dixon +1 904 366 9036 justin.dixon@hklaw.com
 T.J. Conner +1 904 716 9276

LONG BEACH

LAMORTE BURNS & COMPANY INCORPORATED

111 W. Ocean Blvd Ste 400 Long Beach, California 90802-4389 U.S.A.

Telephone +1 562 435 8417 (24 hrs)
 Fax +1 562 435 6119
 Email longbeach@lamorte.com

After hours

Telephone

Email

Mr. Geoffrey Gill +1 203 761 6012 geoffreyg@lamorte.com

***KEESAL YOUNG & LOGAN**

400 Oceangate, Long Beach, CA 90802

Telephone +1 562 436 2000

Fax +1 562 436 7416
 Email maritime@kyl.com
 Web address www.kyl.com
 Email lbmaritime@kyl.com

After hours

Mobile

Email

Stefan Perovich +1 310 962 2937 stefan.perovich@kyl.com
 Bryce Cullinane +1 631 478 3816 Bryce.cullinane@kyl.com
 Skip Keesal +1 310 488 6310 skip.keesal@kyl.com

MIAMI

LAMORTE BURNS & COMPANY INCORPORATED

501 East Las Olas Blvd, Suite 200/300 Fort Lauderdale, FL 33301

Telephone +1 954 923 6774
 Fax +1 954 903 0188
 Web address www.lamorte.com
 Email florida@lamorte.com

After hours

Telephone

Email

Mr. Rewar Diaz +1 203 761 6021 reward@lamorte.com

NEW JERSEY

*FREEHILL HOGAN & MAHAR LLP

549 Summit Avenue, Jersey City, N.J. 07306-2701

Telephone +1 973 623 5514
 Fax +1 973 623 3813
 Web address www.freehill.com
 Email reception@freehill.com

After hours

Mobile

Email

Don P. Murnane +1 917 913 2078 murnane@freehill.com
 Michael Fernandez +1 917 821 5166 fernandez@freehill.com
 Jack Walsh +1 917 913 0643 walsh@freehill.com

NEW ORLEANS

LAMORTE BURNS & COMPANY INCORPORATED

3900 N. Causeway Blvd., Suite 1200 Metairie, LA 70002

Telephone	+1 504 833 0312 (24 hrs)	
Fax	+1 504 833 9071	
Email	neworleans@lamorte.com	
After hours	Telephone	Email
Taylor Trumbower	+1 504 754 5214	neworleans@lamorte.com

***BAKER, DONELSON, BEARMAN, CALDWELL & BERKOWITZ, PC**

201 St. Charles Avenue, Suite 3600 New Orleans, LA 70170

Telephone	+1 504 566 5200	
Fax	+1 504 636 4000	
Web address	www.bakerdonelson.com	
After hours	Mobile	Email
Christopher O Davis	+1 504 909 2917	codavis@bakersonelson.com
Dawei Zhang	+1 504 650 1893	dzhang@bakersonelson.com
Christopher M.Hannan	+1 504 376 4780	channan@bakersonelson.com

***PHELPS DUNBAR LLP**

Canal Place 365 Canal Street, Suite 2000 New Orleans, LA 70130

Telephone	+1 504 566 1311	
Fax	+1 504 568 9130	
Email	michael.held@phelps.com	
Web address	www.phelpsdunbar.co	
After hours	Mobile	Email
Michael F. Held	+1 228 623 6464	michael.held@phelps.com
T Kent Morrison	+1 504 952 0169	kent.morrison@phelps.com
Kevin J LaVie	+1 504 495 1049	kevin.lavie@phelps.com

NEW YORK

LAMORTE BURNS & COMPANY INCORPORATED

8 Wright Street, Suite 107 Westport, Connecticut, 06880

Telephone	+1 203 761 6000 (24 hrs)	
Fax	+1 203 761 6007	
Email	headquarters@lamorte.com	
After hours	Telephone	Email

Mr. Harry Halpin +1 203 761 6020 headquarters@lamorte.com

***FREEHILL HOGAN & MAHAR LLP**

80 Pine Street, 25th Floor, New York NY 10005-1759

Telephone +1 212 425 1900

Fax +1 212 425 1901

Email reception@freehill.com

Web address www.freehill.com

After hours

Mobile

Email

William Juska +1 917 375 4037

juska@freehill.com

(Cargo/ Casualty/Sanctions)

Wayne Meehan +1 917 744 6562

meehan@freehill.com

(Collision/Cargo/C.Party/Pollution)

Peter Gutowski +1 917 744 2190

gutowski@freehill.com

(Cargo/C.Party/Casualty/Attachment/Arrest)

Thomas Canevari +1 917 825 6735

canevari@freehill.com

(Personal Injury/OccupationalDisease/Casualty)

William J. Pallas +1 516 330 5268

pallas@freehill.com

(Sanctions)

***HOLLAND & KNIGHT, LLP**

31 West. 52nd street New York, N.Y.10019 U.S.A.

Telephone +1 212 513 3200

Fax +1 212 385 9010

Email chris.nolan@hklaw.com

Web address www.hklaw.com

After hours

Telephone

C. Nolan +1 646 284 8996

V. Foley +1 917 656 1721

M. Frevola +1 516 521 6365

J. Power +1 917 586 0867

M. Larsen +1 203 561 2507

OAKLAND

LAMORTE BURNS & COMPANY INCORPORATED

66 Franklin Street, Suite 300 Oakland, California 94607

Telephone	+1 510 835 2900	
Fax	+1 562 435 6119	
Email	Oakland@lamorte.com	
After hours	Telephone	Email
Noak Cowart	+1 203 761 6108	Oakland@lamorte.com

PHILADELPHIA

*PALMER BIEZUP & HENDERSON LLP

Suite 401, 190 N. Independence Mall West Philadelphia PA 19106

Telephone	+1 215 625 9900	
Fax	+1 215 625 0185	
Email	main@pbh.com / fpd@pbh.com	
Web address	www.pbh.com	
After hours	Telephone	Mobile
Michael B McCauley	+1 302 478 2924	+1 302 753 1675
Frank P DeGiulio	+1 610 891 9322	+1 215 808 2028
Kevin G. O'Donovan	+1 215 843 0752	+ 1 215 260 3705

SAN FRANCISCO

*KEESAL YOUNG & LOGAN

450 Pacific Avenue San Francisco CA 94133

Telephone	+1 415 398 6000	
Fax	+1 415 981 0136	
Email	maritime@kyl.com	
Web address	www.kyl.com	
After hours	Mobile	Email
Simon Levy	+1 415 686 1189	simon.levy@kyl.com
John Giffin	+1 415 515 2855	john.giffin@kyl.com

SAVANNAH

*HUNTER, MACLEAN, EXLEY & DUNN, P.C.

200 East Saint Julian Street P.O.Box 9848

SAVANNAH Georgia 31412-0048 U.S.A.

Telephone	+1 912 236 0261	
Fax	+1 912 236 4936	
Email	maritime@huntermaclean.com	
After hours	Telephone	Email
Colin A. McRae	+1 912 484 0467	cmcrae@huntermaclean.com
David F. Sipple	+1 912 238 4513	dsipple@huntermaclean.com
Justin Guthrie	+1 757 756 6540	jguthrie@huntermaclean.com
Patrick Barkley	+1 706 537 0047	pbarkley@huntermaclean.com

SEATTLE

*KEESAL YOUNG & LOGAN

1301 Fifth Avenue – Suite 3100 Seattle, Washington 98101

Telephone	+1 206 622 3790	
Fax	+1 206 343 9529	
Email	maritime@kyl.com	
Web address	www.kyl.com	
After hours	Mobile	Email
John Giffin	+1 415 515 2855	john.giffin@kyl.com
Igor Stadnik	+1 206 940 3146	igor.stadnik@kyl.com

*LEGROS BUCHANAN & PAUL, P.S.

4025 Delridge Way SW, Suite 500 Seattle, WA 98106-1271

Telephone	+1 206 623 4990	
Fax	+1 206 467 4828	
Email	seattle@legros.com	
Web address	www.legros.com	
After hours	Mobile	Email
Ms. Carey Gephart	+1 206 310 5543	cgephart@legros.com
Mr. Daniel Park	+1 206 999 0761	dpark@legros.com
Mr. Nathan Beard	+1 206 818 9991	nbeard@legros.com
Mr. Markus Oberg	+1 206 661 1486	moberg@legros.com

LAMORTE BURNS & COMPANY INCORPORATED

506 Second Avenue, Suite 1400 Seattle, Washington 98104

Telephone	+1 206 292 1217	
Fax	+1 206 274 4040	
Web address	www.lamorte.com	
Email	seattle@lamorte.com	
After hours	Telephone	Email
John Lenker	+1 203 761 6028	seattle@lamorte.com

STAMFORD

LAMORTE BURNS & CO., INC. (SEE NEW YORK)

WILMINGTON

*PALMER BIEZUP & HENDERSON, L.L.P.

1223 Foulk Road Wilmington, Delaware 19803, U.S.A.

Telephone	+1 302 594 0895	
Fax	+1 302 478 7625	
Wed address	www.pbh.com	
Email	main@pbh.com	
After hours	Telephone	Mobile
M B McCanley	+1 302 478 2924	+1 302 753 1675
F P DeGiulio	+1 610 891 9322	+1 215 808 2028
Kevin G. O'Donovan	+1 215 843 0752	+1 215 260 3705

URUGUAY (+598) GMT -3

MONTEVIDEO

CHADWICK, WEIR NAVEGACION S.A.

Colon 1498, 2nd Floor Off. 202 11.000 Montevideo, Uruguay

Telephone	+598 2 916 1168	
Fax	+598 2 916 2265	
Email	chw@chw.com.uy	
Web address	www.chw.com.uy	
After hours	Mobile	Email
Enrique Laborde	+598 9560 9251	enrique.laborde@chw.com.uy
Bettina Polo	+598 9565 9115	bettina.polo@chw.com.uy
Capt. Alejandro Laborde	+598 9560 9651	alejandro.laborde@chw.com.uy

VENEZUELA (+58) GMT -4½

CARACAS

GLOBALPANDI S.A.

Av. Rómulo Gallegos Torre Jhonson & Jhonson Piso 4, Oficina C Urb.
los Dos Caminos., Caracas, Venezuela

Telephone +58 212 793 5701

Email caracas@globalpandi.com / mail@globalpandi.com

After hours

Mobile

Email

Jose Alfredo Sabatino +58 412 421 0036

jose.sabatino@sabatinop.com

Oswaldo Guerreiro +58 412 444 5715

Deivis Herrera +58 424 243 9115

VENEPANDI CA

CCCT, Torre B, Piso 10, Oficina B 1001, Av Ernesto Blohm, Chuao
1064, Caracas, Venezuela

Telephone +58 212 959 3347 / +58 212 959 3352 / +58 212 959 3338

Mobile +58 412 222 9494 / +58 414 223 9428

Web address www.venepandi.com

Email principal@venepandi.com

After hours

Mobile

Email

Francisco Villanova +58 412 222 9494

francisco.villanova@venepandi.com

Sabrina Villanova +58 424 166 3905

sabrina.villanova@venepandi.com

MARACAIBO

GLOBALPANDI SA

Av. 60 Patio 58-180, Zona Industrial Maracaibo
Maracaibo, Edo. Zulia. Venezuela

Telephone +58 261 415 0490

Email mail@globalpandi.com / maracaibo@globalpandi.com

Please copy ALL correspondence to Puerto Cabello Office

After hours

Mobile

Capt. Americo Gomez +58 412 415 2585

Mr. Aroldo Huerta +58 412 854 3510

Mr. Oswaldo Guerreiro +58 412 444 5715

VENEPANDI CA

Urb La Florida Av. 85B no.79H-124 Maracaibo Venezuela

Telephone +58 261 753 2142

Mobile +58 414 0640 7394

Web address www.venepandi.com

Email mbo@venepandi.com

After hours

Telephone

Mobile

Beatriz Navarro

+58 512 554 1127

PUERTO CABELLO

GLOBALPANDI S.A.

Centro Comercial "Las Valentinas", Nivel 2, Oficinas 12/13, Calle Puerto 2050, Edo. Carabobo, Venezuela

Telephone +58 242 361 8159 / 361 4453

Fax +58 242 361 8159 / 361 4453

Email mail@globalpandi.com / globalpandi@sabatinop.com

Web address www.globalpandi.com

After hours

Mobile

Email

Jose A. S.Pizzolante +58 412 421 0036

jose.sabatino@sabatinop.com

Irina Ramírez +58 412-1379383

irina.ramirez@sabatinop.com

Mr. Oswaldo Guerreiro +58 412 444 5715

mail@globalpandi.com

Capt. Adam Villamizar +58 412 444 8172

adam.villamizar@globalpandi.com

VIETNAM (+84) GMT +7

HAIPHONG

SPICA SERVICES (SEE HO CHI MINH CITY)

HO CHI MINH

SPICA SERVICES (VIETNAM OFFICE)

2 Phung Khac Khoan St District 1 Ho Chi Minh City

(Please copy all emails to Spica Singapore - claims@spica.com.sg)

Telephone +84 28 3823 2527

Fax +84 28 3823 2530
Email claims@spica.com.vn

After hours

Mobile

Email

Nguyen Duc Tam	+84 906 614 916	tam@spica.com.vn
Le Ha Binh	+84 903 831 442	binh@spica.com.vn
Tran Minh Tai	+84 905 122 714	tai@spica.com.vn
Mrs. Lynn Phan	+84 903 001 063	lynn@spica.com.vn
Nguyen H Nam Tran	+84 933 780 114	trang@spica.com.vn

THE NATIONAL SURVEY JOINT STOCK COMPANY

11 Nguyen Cong Tru Street, District.1, Hochiminh City, Vietnam.

Telephone +84 28 3914 2076 / 3914 3306 / 3914 3307

Fax +84 28 3821 3956

Email nsc@nsc.com.vn

Web address www.nsc.com.vn

After hours

Mobile

Email

Mr. Thanh	+84 903 844 237	nsc@nsc.com.vn
Mr. Hoan	+84 906 136 149	vanhoan@nsc.com.vn
Mr. Tap	+84 903 909 314	tap.nguyen@nsc.com.vn

VUNG TAU

SPICA SERVICES (VIETNAM OFFICE)

(SEE HO CHI MINH CITY)

YEMEN (+967) GMT +3

ADEN

GULF AGENCY COMPANY (YEMEN) LIMITED

P O Box 5202, Ma'alla, Aden, Republic of Yemen

Telephone +967 2 247 161

Fax +967 2 247 163

Email yemen@gac.com / claims.me@gac.com

After hours

Mobile

Email

Mr. Hassan Ebrahim	+967 777 176 133	yemen@gac.com
--------------------	------------------	---------------

Mr. Hisham Al-Saqaf +967 777 176 131 Hisham.Al-Saqaf@gac.com

THE HODEIDAH SHIPPING & TRANSPORT CO (SYC)

Thabet Investment Building Madram Street PO Box 5106 Ma'alla Aden

Telephone +967 2 247584 / +967 2 246019

Fax +967 2 246 013 / +967 2 247 677

Email pni.ade@hodship.net

Web address www.hodshipyemen.com

After hours

Mobile

Email

Mr. Nigel Chevriot +967 7799 76045

nigelchevriot@hodship.net

Capt. Ali Ahmed Ali +967 7763 67090

mgt.ade@hodship.net

Mr. Khaled Hamood Saeed + 967 7799 76049

pni.ade@hodship.net

HODEIDAH

GULF AGENCY COMPANY (YEMEN) LIMITED

P O Box 3857, Hodeidah, Yemen

Telephone +967 3 201 040 / +967 3 203 475

Fax +967 3 203 477

Email hodeidah@gac.com

Web address www.gac.com

After hours

Mobile

Email

Mr. Khalid Oshaish +967 7771 76138

hodeidah@gac.com

THE HODEIDAH SHIPPING & TRANSPORT CO (SYC)

SANA'A STREET, KILO – 7, P.O.BOX 3337, HODEIDAH YEMEN

Fax +967 3 228 533 / 42-00967 1 217 191

Email pnihod@hodship.net / hassan.kassim@hodship.net

Web address www.hodshipyemen.com

After hours

Mobile

Email

Mr. Hassan A. Kassim +967 7332 48414

hassan.kassim@hodship.net

Mr. Gameel Thabet +967 7772 19870

gameel.thabet@hodship.net

Miss Seham Noman +967 7771 64838

Sehamnoman1@gmail.com

Mr. Menino Peter Lobo +967 7354 81340

menino.peterlobo@hodship.com

CORRESPONDENT CHANGE OF DETAILS

Correspondents wishing to advise the Club of any change of contact details should complete the form below:

At least one set of After Office Hours contact details must be completed.

Fields marked with an asterisk (*) are mandatory.

Country*	
Port*	
Company Name: *	
Address: *	
General Telephone: *	
General Fax:	
General Email: *	
Web Address: *	
After Hours Contact No.1*:	
Name *	
AOH Telephone *	
Mobile *	
Email *	
After Hours Contact No.2:	
Name	
AOH Telephone	
Mobile	
Email	
After Hours Contact No.3:	
Name	
AOH Telephone	
Mobile	
Email	

