

44 of 12 January 1989. Ex. Order on average adjuster qualification examination

Executive Order on average adjuster qualification examination
Danish Ministry of Economic and Business Affairs
Ex. Order No 44 of 12 January 1989

Pursuant to section 3 of the Act on Average Adjusters, cf. Consolidation Act No 184 of 25 March 1988, the following is laid down:

Section 1. The average adjuster qualification examination is sat before the Average Adjuster Commission. The qualification examination consists of a written component and an oral component.

Section 2. Application for authorisation to enrol for the average adjuster qualification examination shall be submitted to the Danish Commerce and Companies Agency (DCCA). Along with the application there shall be submitted documentation of name and date of birth, a certificate of good conduct or criminal record, proof that the final university examination in law has been passed and also documentation that the person concerned has for at least three years taken part in activities which can be assumed to have given him knowledge of the transactions associated with the profession of average adjuster.

(2) Following negotiations with the Average Adjuster Commission, DCCA decides when the examination shall be held.

Section 3. The written component covers the preparation of average statements in three cases, namely one simple case, one more complicated case of general average and one case of particular average.

(2) Over the course of three days the candidate shall, usually with a day in between, prepare a principal response to the three tasks under supervision. There are 12 hours provided to carry out each task. The use of printed reference materials is permitted.

(3) The candidate shall hand over completed average statements for the three cases no later than 30 days after the principal response to the last of the three tasks. At the same time as the hand over, the person concerned shall provide solemn written assurance that they have not received any personal assistance of any nature.

Section 4. If the Commission finds that the tasks have been carried out satisfactorily, the person concerned may enrol for the oral component.

Section 5. The oral component covers:

- 1) Danish maritime law and marine insurance law;
- 2) the maritime law and marine insurance law of the most important foreign countries; and
- 3) nautical conditions.

(2) The relevant English, French and German texts on such subjects are also presented for translation.

Section 6. The Average Adjuster Commission informs DCCA of the result of the examination.

Section 7. Someone who has not passed the average adjuster qualification examination may not enrol to re-sit the examination until a year has gone by.

Section 8. This Executive Order shall enter into force on 1 February 1989.

(2) Executive Order No 400 of 2 December 1966 on average adjuster qualification examination is repealed.