

ACL/H-L RECIPROCAL SPACE CHARTER
AND SAILING AGREEMENT
FMC Agreement No. 213-010955-007
Third Revised Page No. 8

Indemnities arising under this Agreement, including matters such as failure to perform, force majeure, and insurance.

5.6 ~~Discussion and Agreement on Tariff Rates~~

~~In addition to the authority provided elsewhere in this Agreement, the Parties may also discuss and agree on tariff rates (uniform or differential, and whether or not exempt from filing), rules (including, without limitation, terms of credit, brokerage and forwarder compensation), as well as any condition of service required by the Shipping Act to be filed in their separate tariffs, whenever either of the Parties is not a member of a conference in the Trade, or whenever a conference serving the Trade on which both Parties are members has declared such rate, rule or condition of service to be open (or does not exercise jurisdiction thereof). The Parties are not authorized by this sub-article to publish a common tariff or tariffs, and have no obligation to adhere, other than voluntarily, to any agreement reached pursuant to the authority in the sub-article.~~