



## Have your terms and conditions changed? Everything else has!

Customs brokers and forwarders offer pricing that is very competitive and based on limited liability of the broker/forwarder. However, without up to date and comprehensive trading conditions your liability could be unlimited.

Customs and trade specialist Hunt & Hunt Lawyers have joined with FTA to offer customs brokers and forwarders a set of trading documents that provides the best legal protection for one low fixed price.

For the one off payment of \$750 plus GST FTA members will receive:

- A clear, concise and legally robust set of trading terms and conditions designed specifically for brokers and forwarders
- A template credit application
- A template director's guarantee
- A letter of authority
- A template letter to use when providing the new terms to client
- A letter to you from Hunt & Hunt explaining how to use the pack of documents
- Updates to the documents due to legal developments until 2018

Importantly, all of the template documents have been designed to work together helping to ensure they are enforceable.

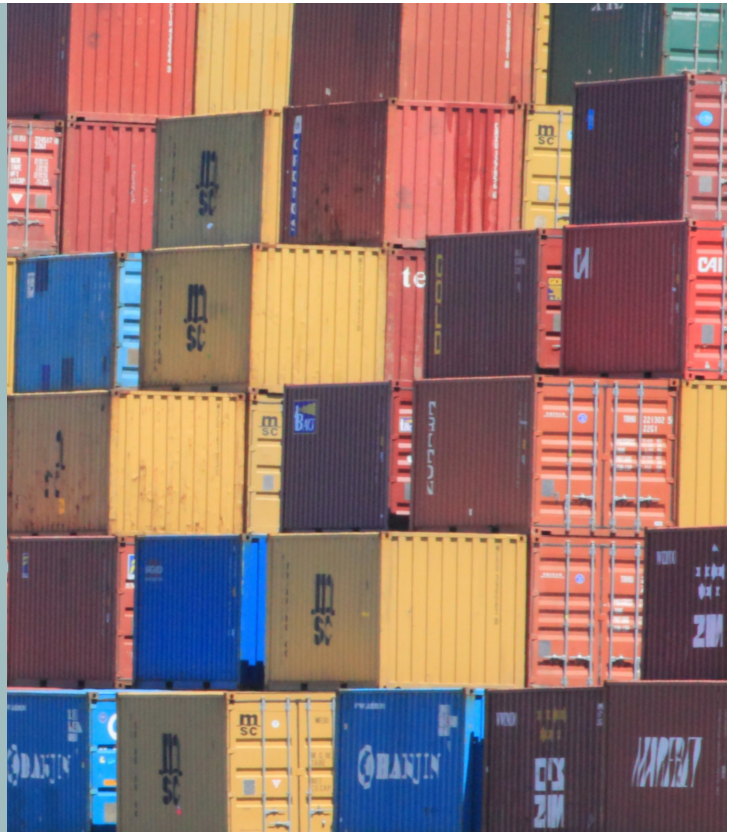
## Now is the time to update your terms

**Unfair contract terms** – from November 2016 you will not be able to enforce unfair contract terms against consumers and small businesses. Blanket exclusions and unlimited indemnity clauses are very likely to be considered unfair. We have produced a fairer set of terms that apply only to consumers and small businesses and have the best chance of being enforceable.

### Your terms and conditions need to address:

- What happens if you are treated by Customs as the 'owner' and liable for duty?
- Under SOLAS you may be the shipper – what if your customer gives you incorrect weight information?
- Who owns the tariff database you have developed?
- What happens if your obligation to disclose to Customs conflicts with your client's interest?
- What is your liability if the Customs deems a TCO to have been incorrectly used?

The Hunt & Hunt/FTA terms and conditions cover all of these issues. What's more, the terms are clear and less than **half the length** of other template terms offered to customs brokers.



## Recently updated your terms and conditions?

Hunt & Hunt will undertake a free review of your terms and conditions and let you know if there are any areas where you are not fully covered.

Visit [www.ftalliance.com.au/trading-terms](http://www.ftalliance.com.au/trading-terms)  
or contact Paul Zalai for more information.

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