

## Palettentauschklausel L&S GmbH

### Preamble

In principle, the exchange of pallets is agreed between the sender and the recipient of the goods. Only "EPAL in oval" and "EUR in oval" marked Euro pallets are exchanged. If one of the parties to the contract violates the obligation to exchange pallets, the missing or qualitatively insufficient pallets shall be considered as purchased.

#### Section 1: Pallet exchange

1. The parties (consignor and consignee) agree to exchange pallets.  
The forwarder/carrier is not a party to the contract. He acts solely and exclusively on the instructions of the consignor as a vicarious agent and at his own risk.
2. Pallets are to be exchanged between the recipient and the sender 1:1. Unless special arrangements have been made.
3. Euro pallets of class New, A and B in accordance with the quality classification EPAL / GS 1 Germany, status 2015, are deemed to be deliverable and refundable.

#### Section 2: Quality exchange

1. According to the quality classification EPAL / GS1 Germany, status 2015 only pallets of the same
2. or the better quality can be exchanged for each other.
3. If the quality standard is not maintained by the recipient when exchanging pallets in accordance with section 2, paragraph 1,
4. the delivered pallet is considered as purchased.

#### Section 3: Consequences of non-exchange

1. In the event of non-exchange by the recipient and/or poor quality
2. According to section 2, paragraph 2, the delivered pallets are considered as purchased and will be invoiced to the recipient.
3. A replacement procurement cost of 7.50 € per EPAL is assumed.

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## Section 4: Obligations of the forwarder

1. The forwarder/carrier is the vicarious agent of the sender
2. He confirms the pallet exchange on behalf of the shipper.
3. The number and quality of the pallets handed over by the consignor on loading are acknowledged, as well as the number and quality of the pallets received in exchange on unloading.
4. The forwarder/carrier is obliged to hand over to the sender the pallets reimbursed by the recipient as well as the duly completed receipt.
5. The forwarder shall immediately report any exchange not carried out and the reason for it. If the driver refuses to accept the exchange pallets, the freight forwarder is also obliged to collect the pallets promptly or to bear the costs for a replacement, see section 3.