



TWENTY
ESSEX

Discharge LOIs -

Can cargo interests be held liable as undisclosed principals?

Berge Bulk v Taumata (CA) [2026] Lloyd's Rep. Plus 1

Julian Kenny KC

The parties

- **Berge Bulk.** Disponent Owners. Claimants under the LOIs.
- **TPT Shipping.** Charterers. LOI provider to Berge. But now insolvent.
- **Forests.** Commercial Agents for the Exporters.
- **The Exporters.** Cargo sellers. Defendants to Berge's claim under the LOIs, being (allegedly) TPT Shipping's undisclosed principals.
- **Amrose.** Cargo buyers. LOI provider to TPT Shipping. But also now insolvent.