

- (5) No compensation may be paid under sub-paragraph (1) in respect of any parcel or any of its contents unless the Post Office is satisfied that the conditions set out in Part II of Schedule 6 have been complied with in the case of that parcel.
- (6) In the case of a parcel which was redirected under paragraph 32 after delivery at the address stated on the certificate obtained on the original posting thereof, no compensation may be paid under sub-paragraph (1) for loss of, or damage to, the parcel or any of its contents while in the post, unless the parcel was so redirected by being posted anew and full postage was prepaid on such reposting together with a further compensation fee, in which case compensation may be paid, subject to and in accordance with the foregoing provisions of this paragraph, for any such loss or damage which the Post Office is satisfied occurred while the parcel was in the post after such reposting, but so that the total amount payable in respect of the parcel and its contents shall not exceed the maximum amount appropriate to the further compensation fee paid.
- (7) No compensation may be paid under sub-paragraph (1) in respect of any parcel or its contents if the parcel has been destroyed or otherwise dealt with or disposed of by the Post Office pursuant to section 8(3) of the Act or sub-paragraph (2) of paragraph 7 or sub-paragraph (8) or (9) of paragraph 17, or sub-paragraph (2) of paragraph 33 of this Scheme.
- (8) No compensation may be paid in respect of any parcel or its contents unless:
- a claim for such compensation is received from the sender or the addressee within a period of twelve months beginning with the date on which the parcel was posted;
 - the certificate obtained on the posting of the parcel is produced and delivered up to the Post Office if the Post Office so requires;
 - in a case where loss of the parcel is claimed, and the Post Office so requires, a declaration is made by the addressee that the parcel was not delivered to him or to the address on that certificate;
 - in a case where the parcel has been delivered and compensation is claimed for damage to all or any of its contents or for loss or abstraction of all or any of its contents, and the Post Office so requires, the following things are produced for the Post Office's inspection, in the condition as nearly as possible in which they were when the parcel was delivered:
 - where such damage is alleged, the cover of the parcel, the damaged article, its packing material, and any container in which the damaged article was enclosed;
 - where such loss or abstraction is alleged, the cover of the parcel.
- (9) The Post Office may, if it thinks fit, refuse to accept payment of a compensation fee on the posting of any parcel.

PART VIII

RECORDED DELIVERY

Recorded delivery service

- 43.—(1) Subject to the provisions of this Scheme, any unregistered postal packet other than a parcel may be sent by the recorded delivery service.
- (2) There shall be charged and paid on each recorded delivery packet, in addition to any postage and other charges payable on such packet, a fee of 9p.
- (3) If an unregistered postal packet (other than a parcel) to which is attached such a label as is mentioned in paragraph 2 of Part III of Schedule 7 is found in the post or left at a post office, and the requirements of paragraphs 1, 2 and 3 of Part III of Schedule 7 have not been complied with, the packet shall be either forwarded to the addressee or tendered to the sender charged (in either case) with the recorded delivery fee of 9p, but the amount (if any) of the postage which may have been prepaid in respect of the packet in excess of the ordinary postage shall be accepted in part payment, or, if sufficient, in payment of such recorded delivery fee.
- (4) Where upon tender of such a postal packet to the sender pursuant to sub-paragraph (3) the sender pays the charges to which it has become liable the packet shall be forwarded to the addressee.
- (5) Where upon tender of such a postal packet to the addressee or sender, he refuses or fails to pay the charges to which it has become liable, the packet may be dealt with or disposed of in such manner as the Post Office thinks fit.

Conditions as to recorded delivery packets

44. The conditions set out in Part III of Schedule 7 shall be complied with in relation to a recorded delivery packet.

Receipts for recorded delivery packets

45. On the delivery of a recorded delivery packet the recipient shall give a written receipt therefor in the prescribed form. Where such a receipt is not obtained, the packet may nevertheless be delivered, or may be withheld and dealt with or disposed of in such manner as the Post Office may think fit.

Compensation for recorded delivery packets

- 46.—(1) If any article of pecuniary value enclosed in, or forming part of, a recorded delivery packet is lost or damaged whilst in the custody of the Post Office, the Post Office may pay to any person from whom a claim for compensation is received, and who in the opinion of the Post Office establishes a reasonable claim to compensation whether as the sender or addressee of the packet (having regard to the nature of the article, the care with which it was packed, and other circumstances) such sum as it may think just.
- (2) (a) The total amount of compensation which the Post Office may pay under sub-paragraph (1) in respect of any one packet and its contents shall not in any case exceed the sum specified in Column 2 of Part I of Schedule 7.
- (b) Subject to paragraph 2(a), the maximum amount of compensation which the Post Office may pay under sub-paragraph (1) in respect of any article enclosed in or forming part of a postal packet shall be such sum as, in its opinion represents:
- in a case where the Post Office is satisfied that the article has been lost or rendered valueless in the post the market value thereof (excluding the value of any message or communication) at the time of posting;
 - in any other case, the amount by which such value has been diminished by damage suffered in the post.
- (3) No compensation may be paid under sub-paragraph (1) for loss of, or damage to, any such article as is described in Part III of Schedule 7.
- (4) No compensation may be paid in respect of any packet or its contents unless a claim for such compensation is received from the sender or the addressee within a period of twelve months beginning with the date on which the packet was posted.