

**IN THE SUPREME COURT OF NOVA SCOTIA**

**Citation:** Secunda Marine Services Ltd. v. Liberty Mutual Insurance Company,  
2005NSSC180

**Date:** 20050629

**Docket:** S.H. No. 170362

**Registry:** Halifax

**Between:**

Secunda Marine Services Limited

Plaintiff

v.

Liberty Mutual Insurance Company, carrying on business  
under the name Liberty International Canada, Royal & Sun  
Alliance Insurance Company of Canada and Reliance  
Insurance Company

Defendants

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**Judge:** The Honourable Justice Douglas L. MacLellan

**Heard:** May 30, 31, and June 1, 2005, Nova Scotia

**Subject:** **Claim under Insurance Policy to Cover Costs of Repair  
to broken propellor shaft of plaintiff's ship.**

**Summary:** **Plaintiff's ship was covered by insurance policy issued by  
defendants. The policy made claim possible if owner  
exercised due diligence. Defendants claimed that  
plaintiff's employees were not due diligent in maintenance  
to propellor shaft.**

**Issue:** **(1) Was plaintiff's claim covered by the insurance**

**company and did plaintiff exercise due diligence?**

**Result:**

**Plaintiff did exercise due diligence and entitled to the entire agreed upon amount to cover the costs of repairs to the propellor shaft.**

***THIS INFORMATION SHEET DOES NOT FORM PART OF THE COURT'S DECISION.  
QUOTES MUST BE FROM THE DECISION, NOT THIS LIBRARY SHEET.***