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1689

Geo J Revington

REPORTED ON BY COMMITTEE.

30 SEP. 1916

Ince Policy retd see nothing
on Pocket.

27th Novr.,

re Dr. Revington,
Claim No.1689.

Dear Sir,

In reply to your letter of the 24th instant I beg to state that the Committee see no reason to alter their opinion that the Insurance Company is liable for the loss sustained in this case in excess of £10 (excluding loss of petrol).

Yours faithfully,

Secretary.

J. R. Cresswell, Esq.,
69 & 70 Dame Street,
Dublin.

J. R. CRESSWELL,
SOLICITOR.
TELEPHONE 1401.
TELEGRAMS.
"OPINION, DUBLIN."

69 & 70, Dame Street,
Dublin.

Encs/

24th November 1916.

Dear Sir,

re Dr. Revington.
Claim No. 1689.
Damages to Motor Car.

I enclose copy of some correspondence I had with the Insurance Co as requested. The intimation that they are not liable for the malicious damage of the car was made to me verbally both on the telephone and at my office. You will observe that in the first instance they relied on a different clause in the Policy but I am afraid they are not liable except for accidents. Dr. Revington does not care who pays him.

Yours faithfully,

J. J. Healy

*Reply that the Committee see no reason to allow
their opinion that the Insurance Co. is liable for the
loss sustained in this case in excess of £10 (incl. loss of hire)*

J. J. Healy Esq.,
Secretary

*J.J.H.
= 25/11/16*

Property Losses (Ireland) Committee, 1916.

51, St. Stephen's Green, E.

Dublin.

Copy/

8th May 1916.

Dear Sirs,

Dr. Revington whose car is insured with your Company and who lives at the Central Asylum, Dundrum, Co. Dublin is making a claim under the Malicious Injuries Acts for damages to his Car in the recent Disturbance. He estimates the damage at £30 as at present ascertained and he thinks it might be well for you to know. Of course he is reserving his right against the Company under his Policy of Insurance.

Yours faithfully,
J. R. Cresswell.

The Car & General Insurance Co., Ltd.,
1, Queen Victoria Street,
London.

Copy/

83, Pall Mall.

London S.W. 26th May 1916.

J. R. Cresswell, Esq.,
Solicitor,
69 /70 Dame Street,
D U B L I N.

Dear Sir,

RE DR. G. REVINGTON - 111735 M. D.

We are duly in receipt of your letter of the 8th inst and regret the delay in replying thereto owing to the absence of the Managing Director.

We have given this matter our careful consideration and have to advise you that we regret being unable to admit any liability whatever for damage done to your Client's car during the recent riots, as it is especially excluded under the policy.

Yours faithfully,

FREDK. THORESEY,

Managing Director

Copy/

6th October 1916.

Dear Sir,

Property Losses Committee.
re. Dr. Revington.

In this case I took proceedings under Malicious Injury Acts before the Recorder of Dublin, I was approached some time ago by a gentleman representing the Property Losses Committee. So far as I can gather Dr. Revington's Policy is exceptional as there is no saving clause in case of a Rebellion and your Company would therefore be liable for the loss he has sustained over and above the sum of £10. I think the Property Losses Committee would pay this sum of £10 and also pay for the petrol, this would leave a balance of £26. 1. 3 which I have no doubt your Company will discharge as you must take into account that Dr. Revington is not allowed any costs of prosecuting his claim. I understand you have been interviewed in respect of the claim and that you are agreeable to settle as I suggest over and above the sum of £10. I would be glad to hear from you.

Yours faithfully,
J. R. Cresswell.

F. L. Stanley Esq.,
Manager,
Car & Genl. Insee Co.
33, Dawson Street,
Dublin.

Copy/

33, Dawson Street,
Dublin 10th Oct. 1916.

J. R. Cresswell, Esq.,
69 Dame Street,
Dublin.

Property Losses Committee and Br. Revington.

Dear Sir,

I am in receipt of your favour of 6th inst. and in reply beg to say that the information given you to the effect that we are agreeable to settle the claim as suggested is not correct, as no such promise was given to anybody.

If you will refer to line No. 68 of Policy No. 135869, you will see that war, etc. risks are excluded, so that there is no liability on our part in connection with the matter, which we explained to Dr. Revington when he called some time ago.

Yours faithfully,

F. L. STANLEY,

Branch Manager.

Copy/

13th October 1916.

Dear Sir,

re. Claim of Dr. Revington in respect of
damages to Motor Car.

I called at the Property Losses Committee, Stephens Green this morning and discussed this claim with them. I also inspected Dr. Revington's Policy lodged with them and I am afraid, in fact I am certain that clause 68 does not in any way protect you, it only refers to the Continent of Europe (excluding the countries of Russia, Turkey and the Balkans and any area in which war is being waged, or warlike operations are in progress) for a period not exceeding three months in any one year of Insurance. It follows then with a provision - that the Assured shall notify your Corporation of his departure and return to the Continent of Europe in writing to the Head Office or any Branch Office, and then a provision that you are only liable for any excess damage over £10.

It is needless for me to say that I would be only too glad if your Corporation could be relieved of the liability but I do not think by any stretch of imagination that line 68 of the clause of the Policy could in any way protect you as under no circumstances could it refer to Rebellion in Ireland. I think therefore the proper course for your Corporation to adopt is to meet Dr. Revington in the matter and I would be glad to hear from you what you propose by way of settlement.

Yours faithfully,
J. R. Cresswell.

F. L. Stanley Esq.,
Car & General Insurance Co.
33, Dawson Street,
Dublin.

Copy/

33, Dawson Street,
Dublin 16th Oct. 1916.

J. R. Cresswell, Esq.,
69 Dame St.
Dublin.

re Claim - Dr. Revington.

Dear Sir,

I am in receipt of your favour of 13th inst. in this connection, for which I am obliged, and note contents, but as I have not a copy of the policy before me, I am sending your letter to Head Office for their instructions, and hope to write you further at an early date.

Yours faithfully,
F. L. Stanley,
Branch Manager.

Copy/

33, Dawson Street,

Dublin, 27th October 1916

DR. REVINGTON,
Central Asylum,
Dundrum.

Dear Sir,

We have been instructed by our Head Office to request you to fill up and return to us the accompanying Claim Form, so that they may understand how the ~~loss~~ damage was caused to your Car. This request is made without prejudice and is not an admission of liability on our part.

Your early attention will oblige,

Yours faithfully,
A. Hallett,
Engineer.

Encs/

30th October 1916.

Dear Sir,

re. Dr. Revington.

I enclose particulars of Dr. Revington's claim herein. The Property Losses Committee have paid him £11. 5. 0 being the amount for which you are not liable. The balance due by you is £26. 1. 3 which I am sure your Co. will settle without delay as he is an old subscriber.

Yours faithfully,
J. R. Cresswell.

F. L. Stanley Esq.,
Manager,
Car & Genl. Insurance Co
33, Dawson Street,
Dublin.

n 22nd Novr.,

re Dr. Revington.
Claim No. 1689.
Damages to Motor Car.

Dear Sir,

In reply to your letter of the 20th instant I beg to ask that a copy of the correspondence with the Insurance Company be forwarded for the information of the Committee.

Yours faithfully,

Secretary.

J. R. Cresswell, Esq.,
69 & 70 Dame Street,
Dublin.

J. R. CRESSWELL,
SOLICITOR.
TELEPHONE 1401.
TELEGRAMS.
"OPINION, DUBLIN."

69 & 70, Dame Street,
Dublin.

1689

*Blam attached
20/11/16*

20th November 1916.

Dear Sir,

re. Dr. Revington.
Claim. No. 1689.
Damages to Motor Car.

In this case you have allowed the sum of £10 on the grounds that Dr. Revington could not recover this portion of the claim from the Insurance Co, but the Car and General decline to pay Dr. Revington the balance of the claim as the Policy only covers accidents and does not cover malicious damage. I think therefore on looking into the policy that it would be impossible to recovery from the Insurance Co. I would be glad therefore if you would reconsider this claim as the Insurance Co. decline to pay.

Yours faithfully,

*Asks that a copy of the car. case be
Co. be forwarded for the information of the Committee*

J. R. Cresswell

*gnd
21/11/16*

The Secretary,
Property Losses Committee,
51, St. Stephen's Green, E.
Dublin.

PROPERTY LOSSES (IRELAND) COMMITTEE, 1916.

Inspector's Report.

Claim No. 1689

Name of Claimant George J. Revington

Occupation M.D.

Situation of Property Stephen's Green, Dublin

Description	Claim	Insurance (if any)	Valuation of Buildings (Commissioner of Valuation)	Inspector's Valuation of full Damage	Loss Payable on basis of Insurance	Excess of Loss over and above amount payable under the Policies of Insurance
Damage to Motor Car	£37. 6. 0	Car General Insee. Cont.		£34. 6. 0	£23. 1. 0	£11. 5. 0
TOTALS, £						

Interests in the buildings

Insurance cover for £23. 1. 0
11. 5. 0

See annexed Report

L. J. Saunders

Award of Committee: Contents

~~34. 6. 0~~
£11. 5. 0 WJY

Do.

Buildings

Claim No. 1689.

George J. Revington M.D.

Claimant's motor car is insured under a policy issued by the Car & General Insurance Corporation in 1909, and as it does not contain a "Riot" or "War Risk" clause the Insurance Company would appear to be liable for such damage as is covered by the Insurance. They are not, however, responsible for the loss of petrol, and the policy provides that the first ten pounds of any claim shall be born by the Insured, so that the Claimant can recover from the Insurance Company to an amount of £20/1/-. The item of £3 for hire of car I have disallowed as it represents consequential loss, and the net amount of loss over and above the amount payable by the Insurance Company (including an allowance for the petrol) therefore stands at £11.5.0.

L. J. Smolles.

Property Losses (Ireland) Committee, 1916.

1689

51 ST. STEPHEN'S GREEN, EAST, DUBLIN.

Claim for Damages caused during the Disturbances on the 24th April, 1916, and following days.

I George J. Remington now residing

at The Central Asylum, Drumrum in the City of Dublin County

do hereby solemnly and sincerely declare that on or ^{between} ~~about~~ the 24th day of April and 8th day of May 1916, damage was done to the undermentioned Property, namely:—* a motor car

* State situation of property damaged.

my property at Stephens Green, in the City of Dublin

and such damage was occasioned to the best of ^{my} ~~our~~ belief by** bullets fired by

** Here state cause of damage.

either the Military or Rebels hitting sd car while being used as a barricade

And ~~we~~ further declare that the Property and Articles specified on the other side were so destroyed or damaged; that the Cost Price of same was as shown in each case; that at the time of the destruction or damage they were respectively of the Values specified under the head "Value of Property at time of Destruction or Damage"; and that, in consequence of such destruction or damage, claim is hereby made for the sums specified under the head "Amount Claimed"; that the Claim is made by ^{me} ~~us~~

as owner; and that no person is interested in the said property except myself

† Insert "Owner," "Lessee," or "Mortgagee," as the case may be.

and that it is not insured by ^{me} ~~us~~ or any other person, § except as follows, namely:—

‡ Insert "myself," or "ourselves," and the names of Mortgagees, Lessors, Lessees, or joint owners (if any).

The Commercial Inacc. Company, Policy No. (C) 135869 Amount £ 250

§ Strike out the words following if the property is not insured.

..... " " " " £

..... " " " " £

And I make this solemn Declaration conscientiously believing the same to be true, and by virtue of the provisions of the Statutory Declarations Act, 1835.

Made and subscribed the 26th day of

July 1916, at 160
Ernest St. in the said City,
County,

before me, a Justice of the Peace for the said

City
County.

Louis J. [Signature]
160 City of Dublin

Signature of Claimant } [Signature]

NOTE—This Claim should be accompanied by the Policies of Fire Insurance and the last receipt, in each case, or certified copies of same. When completed it is to be forwarded to the Secretary of the Committee, 51 St. Stephen's Green, East, Dublin.

J. R. CRESSWELL,
SOLICITOR.
TELEPHONE 1401
TELEGRAMS.
"OPINION, DUBLIN."

69 & 70, Dame Street,
Dublin.

23rd June 1916.

Dear Sir,

Irish Rebellion 1916.

I beg to notify you that I have been instructed to make the following claims for damages and injuries in connection with the recent rebellion:-

1689 Dr. George T. Revington, The Central Asylum, Dundrum.. Damages to Motor Car.....£30.

1690 Mrs. Louisa J. Powell, 2 Montalto, Dalket.. Damage to Windows, ceilings, walls, mirrors and fittings at 36, and 36a Sackville Street Up. and 75a, 75b and 75c Gt. Britain Street.....£60.

1691 Thomas Price, 87, Ranelagh Road, Co. Dublin.. Damage to premises 22, Windsor Terrace, South Circular Road, Portobello, Dublin. £15.

1692 Michael Lawlor.. Damage to premises 23, Windsor Terrace, South Circular Road.....£17.

In the first two cases claims have been lodged for hearing before the Recorder under the Malicious Injury Acts and I cannot say what the Recorder intends doing, but in the latter cases no claims have been lodged before the Recorder for at the time I was instructed I understood it would be dealt with by your Commissioners, in fact I now understand that all the cases will be dealt with by your Commissioners. I would feel obliged if you would let

me

J. R. CRESSWELL,
SOLICITOR.
TELEPHONE 1401.
TELEGRAMS.
"OPINION DUBLIN"

69 & 70. Dame Street.
Dublin.

23rd June 1916.

Irish Rebellion 1916, Contd.

me know if it will be necessary for me to make a further formal application to you.

Yours faithfully,

J. R. Cresswell

The Secretary,
Property Losses Commission,
51, St. Stephen's Green, E.
Dublin.

J. R. CRESSWELL,
SOLICITOR.
TELEPHONE 1401.
TELEGRAMS.
"OPINION, DUBLIN."

69 & 70, Dame Street.

Dublin.

CHIEF SECRETARY'S
8346 - 17 MAY 1916
OFFICE

16th May 1916.

Dear Sir,

Mrs. Powell, Malicious Injury Claim re
36, Upr. Sackvills Street, Claim.. £60.

Dr. Revington, Malicious Injury Claim
for damages to Motor Car, Claim. £30.

I do not know to what extent the Government are recognising claims for Malicious Injury during the recent disturbances in the City but I think it right to inform you that I have lodged with the Town Clerk claims on behalf of the above parties for the amounts above set out.

Your obedient servant,

Whesswell

ack.

J. J.

17. V. 16

*Done
J. J. 17/5.*

de-ntell 18/5

The Under-Secretary,
Dublin Castle,
Dublin.

REGISTERED.
18 MAY 1916

J. R. CRESSWELL,
SOLICITOR.
TELEPHONE 1401.
TELEGRAMS,
"OPINION, DUBLIN."

Dear Sir,

69 & 70. Dame Street.

Dublin.

1st August 1916.

3 Encls/
Ackd
-7 AUG. 1916

11689

Property Losses Ireland Committee 1916.
Claim for damages by George T. Revington.

I enclose herewith claim duly sworn by Dr. George T. Revington, also Policy of Insurance in the Car & General Insurance Co. and receipt for last premium. Will you kindly acknowledge same and let me know the date fixed for hearing.

Yours faithfully,

The Secretary,

Property Losses (Ireland) Committee 1916

51, St. Stephen's Green, E.

W. Messell

to Devington

Received from The Property Losses
Committee Car & Genl Policy No
W (C) 135869. Renewal receipt attached

Dated this 13th Oct 1916

W Messall

502

69 Duncannon St.

PLIC/1/1445 (1)

Policy returned
to Mr. Crosswell Solr
at his request

Receipt in pocket

JUL 13/10/16
