

# COMMERCIAL SHIPPING HANDBOOK

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# Shipping Law 2nd Edition

**Yvonne Baatz**



## **Shipping Law 2nd Edition:**

**Shipping and Logistics Law** Felix W.H. Chan, Jimmy J.M. Ng, Bobby K.Y. Wong, 2002-09-01 The maintenance of Hong Kong as a free port and international logistics hub is crucial for its economic vitality. Rapidly expanding international trade with mainland China and Hong Kong has generated significant changes to the shipping and logistics law in both jurisdictions. This textbook provides a general framework for the basic principles of shipping and logistics law in Hong Kong. It contains illustrations from case law, extracts of the relevant legislation and sample shipping and marine insurance documents for reference. It covers the curriculum requirements of most courses on shipping law, transport studies and logistics management. Besides all the issues examined in this book, they have relevance for managers, insurers, bankers and lawyers who need to acquire a clear understanding of the key principles in a practical context.

**Shipping Law** Simon Baughen, 2015-02-20 In this well established textbook, Simon Baughen expertly covers the whole spectrum of English shipping law, placing the highly specialised rules of shipping in a commercial context and relating them to the general principles of contract and tort law. The book's accessible narrative and useful glossary of key terms will particularly benefit students new to Shipping Law or from non-law backgrounds. In-depth commentary on judicial decisions and well-balanced coverage and analysis of recent and key cases such as *The New Flamenco*, *The Ocean Victory* and *The Kos* provide an up-to-date reference for all students on Shipping Law courses. The comprehensive overview of topics also ensures that the book is ably suited to course use, including discussion of such areas as Bills of lading, Charterparties, Salvage, Marine Pollution, Arbitration, Accidents and collisions. Fully updated throughout this sixth edition, it provides an invaluable source of reference and will be of use to both students and to those in practice.

**The IMLI Manual on International Maritime Law Volume II Shipping Law** David Attard, Malgosia Fitzmaurice, Norman Martinez, Ignacio Arroyo, Elda Belja, 2016-05-26 This three-volume Manual on International Maritime Law presents a systematic analysis of the history and contemporary development of international maritime law by leading contributors from across the world. Prepared in cooperation with the International Maritime Law Institute, the International Maritime Organization's research and training institute, this is a uniquely comprehensive study of this fundamental area of international law. Volume II, Shipping Law, provides a detailed understanding of the historical development of shipping law, looking at concepts, sources and international organisations relating to shipping law, nationality, registration and ownership of ships, ship sale and shipping contracts, ship management and ship finance, arrest of ships, international trade and shipping documents, carriage of goods, passengers and their luggage by sea, maritime labour law, law of maritime safety, law of marine collisions, law of salvage, law of wrecks, law of general average, law of towage, law of harbours and pilotage, limitation of liability for maritime claims and law of marine insurance. Volume II, published in October 2014, addresses the major issues which arise in the law of the sea. The forthcoming Volume III will provide analysis of marine environmental law and maritime security law. The full three-volume Manual will set out the entirety of international maritime law, re-stating and re-examining

its fundamental principles how it is enacted and the issues that are shaping its future It will be a superlative resource for those working with or studying this area of law      *Modern Maritime Law (Volume 2)* Aleka

Mandaraka-Sheppard,2013-12-17 This unique title examines in depth issues of jurisdiction maritime law and practice from a modern perspective and highlights the importance of risk management with a view to avoiding pitfalls in litigation or arbitration and minimising exposure to liabilities The third edition has been fully revised and restructured into two self contained volumes the first covering jurisdictional issues and risks and the second exploring the diverse aspects of maritime law risks and liabilities The second volume tackles the substantive maritime law with a particular emphasis on risk and liabilities and analyses issues of contract tort and criminal law causation and remoteness of damages Key features of Volume Two include An analysis of the regulatory regime new EU and IMO safety at sea legislation reforming practices for flag states and recognised organisations vetting codes of good practice and International Conventions An explanation of the Rules of attribution of liability the impact of the ISM Code upon liabilities including criminal corporate manslaughter and the new Directive for ship source pollution Important developments in areas including Ship managing risks best endeavours and fiduciary duties Mortgagees risks and economic torts New BIMCO standard terms of contracts Ship sale risks including sale as is and as she was Shipbuilding risks guarantees and performance bonds New trends on wrongful acts of employees collisions and measure of damages salvage issues environmental salvage and towage contracts Piracy risks cases and general average New perspectives on risks and liabilities of port authorities Pollution liabilities including trends of prosecution of class societies and charterers and new limits of liability under International Conventions Purchase Volumes 1 and 2 of the Modern Maritime Law together for a reduced price at <http://www.routledge.com/books/details/9780415843201>      The

Regulation of International Shipping: International and Comparative Perspectives Aldo Chircop,Norman Letalik,Ted L. McDorman,Susan Rolston,2012-06-22 In this work the contributors examine the public law and policy framework for shipping and maritime trade the complex relationship between shipping and the marine environment      *Liner Shipping and EU Competition Law* Alla Pozdnakova,2008-01-01 As of October 2008 liner shipping companies lose their privileged status under EU competition law due to withdrawal of the liner conference block exemption which generously authorized horizontal price fixing and similar agreements between liner shipping companies Where the liner consortia block exemption does not apply all cooperative activity should be carefully and individually assessed under the competition provisions of the EC Treaty Alla Pozdnakova has taken this opportunity to research and write an in depth study of competition law problems in the liner shipping context Her analysis is not only the first to examine the new European regime and thus the most up to date study of the subject it is in fact the first major independent study of how Articles 81 and 82 EC are construed and applied to the market conduct of liner shipping companies In particular the author addresses the following legal questions Does cooperation between liner shipping companies infringe Article 81 1 even if it does not entail hard core restrictions of

competition Can a cooperative arrangement between liner shipping companies claim that the efficiencies they produce outweigh the negative impact on competition Article 81 3 When do certain market strategies of liner carriers become an abuse of a collective or individual dominant position Article 82 Does parallel pricing behaviour infringe EC Treaty competition rules Systematically the author considers various market strategies of liner shipping companies and tests them as to their compatibility with EC Treaty competition provisions In doing so she thoroughly analyses European Commission decisions and judgments of the European courts applying them authoritatively to the liner shipping sector In this way her book provides a well structured account that clearly identifies the legal issues that liner shipping companies are likely to face once the special treatment traditionally allowed them is withdrawn A summary of current and prospective developments in EU competition regulation and policy in liner shipping rounds up the analysis Liner Shipping and EU Competition Law will be a unique and powerful resource for practitioners and policymakers as liner shipping companies restructure their agreements and market strategies to accommodate loss of the block exemption It is also sure to become a definitive analysis of the legal identity of the liner shipping market sector under European competition law

**The Shipping Law Manual, a Concise Treatise on the Law Governing the Interests of Shipowners, Merchants, Masters, Seamen, and Other Persons Connected with British Ships; Together with the Acts of Parliament, Forms, and Precedents, Relating to the Subject, Etc** William Thomas GREENHOW, 1863

**Shipping Law Handbook** Michael Bundock, 2018-09-03 Anyone who deals with shipping disputes requires access to a mass of source materials These include international conventions statutes and statutory instruments arbitration rules and the most commonly encountered bills of lading charterparties insurance clauses guarantees and other contracts Details of the parties to the international conventions are also required The Shipping Law Handbook collects all this material in one convenient and easy to use volume The Handbook deals with the following areas arrest jurisdiction and applicable law arbitration limitation of liability cargo claims collision marine insurance oil pollution salvage towage and general average standard forms Each section has an introduction which gives a brief overview of the materials included setting them in their context and noting probable future developments The Handbook has been fully revised for this sixth edition New items include the European Judgments Regulation Recast 2012 the LMAA Terms 2017 the Insurance Act 2015 the York Antwerp Rules 2016 the Inter Club Agreement 1996 amended 2011 Barecon 2017 Congenbill 2016 NYPE 2015 and updated lists of parties to international conventions The Handbook is a highly practical work which anyone involved in shipping will wish to keep conveniently to hand It is an essential reference work for shipping lawyers arbitrators P I Clubs and their correspondents shipowners ship masters agents and brokers

**Maritime Law** Yvonne Baatz, 2017-09-19 Now in its fourth edition this authoritative guide covers all of the core aspects of maritime law in one distinct volume Maritime Law is written by a team of leading academics and practitioners each expert in their own field Together they provide clear concise and fully up to date coverage of topics ranging from bills of lading to arrest of ships all

written in an accessible and engaging style As English law is heavily relied on throughout the maritime world this book is grounded in English law whilst continuing to analyse the key international conventions currently in force Brand new coverage includes The entry into force of the Hague Convention on Choice of Court Agreements 2005 and greater detail on Regulation EU No 1215/2012 of the European Parliament and of the Council of 12 December 2012 on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters recast The entry into force of the Nairobi International Convention on the Removal of Wrecks 2007 Discussion on the Arctic Sunrise and Duzgit Integrity arbitrations and the Enrica Lexie Incident Italy v India Provisional Measures in the International Tribunal for the Law of the Sea Analysis of the Insurance Act 2015 Comment on recent cases including London Steam Ship Owners Mutual Insurance Association Ltd v Spain The Prestige and PST Energy 7 Shipping LLC v OW Bunker Malta Ltd The Res Cogitans This book is a comprehensive reference source for students academics and legal practitioners worldwide especially those new to maritime law or a particular field therein

**The Law of Ship Mortgages** David Osborne, Graeme Bowtle, Charles Buss, 2016-09-13 Thought to be the most comprehensive guide to English law relating to ship mortgages the second edition of The Law of Ship Mortgages has been highly anticipated This fully updated and complete explanation provides practitioners with a practical commercially based and definitive guide to the English law of ship mortgages as well as important related areas such as conflict of laws and insolvency The authors being seasoned practitioners themselves bring their practical experience to bear on a number of difficult and developing areas of the law such as mortgagees duties liability to charterers conflicts of laws work outs and cross border insolvency New to this edition In depth analysis of noteworthy cases such as The WD Fairway litigation PK Airfinance v Alpstream and Tropical Reefer and Anton Durbeck v DNB Enhanced coverage of issues such as security interests in ships priority and third party involvement Completely revised and reordered content to better reflect practitioner needs Written with practitioners in mind this new edition will be extremely useful to legal professionals working in any jurisdiction that is involved in international ship finance as well as post graduate students and academics *Catalogue Guernsey* (Channel Islands). Royal Court. Law and General Library, 1906

**The Liberalization of Maritime Transport Services** Benjamin Parameswaran, 2012-12-06 Despite multiple efforts on the bilateral regional and multilateral level to create uniform or at least harmonized rules for commercial operations and practices in the maritime transport sector and to liberalize maritime transport services by tearing down the barriers that exist in that sector there is until today no global regime regulating or rather deregulating the supply of maritime transport services and ensuring open markets In this situation private economic actors are confronted with substantial legal uncertainty This book provides a detailed analysis of the history of maritime transport services in the Uruguay and post Uruguay Round negotiations and the role of the sector in the ongoing Doha Round talks where Member States have the opportunity to work towards a global regime ensuring the progressive liberalization of the sector The reader will be confronted with an extensive overview of the role of maritime transport

services in the WTO GATS framework a topic basically uncovered in the literature so far

*Bills of Lading* Nicholas Gaskell, 2017-07-05 Bills of Lading Law and Contracts provides a detailed legal analysis of common standard form clauses in bills of lading and waybills which are in use in the maritime world as well as a comprehensive examination of the legal principles which are applicable to them Bills of Lading Law and Contracts provides a detailed legal analysis of standard form clauses in bills of lading and waybills which are in use in the maritime world as well as a comprehensive examination of the legal principles which are applicable to them

Law of Yachts & Yachting Richard Coles, Filippo Lorenzon, 2013-07-31 The book is the first comprehensive treatise on the law relating to yachts and provides its readers with a thorough analysis of maritime law as relevant to the superyacht sector Written by a team of leading yachting practitioners and researchers it covers the legal issues arising during the life of a yacht The book is written for the legal practitioner yacht broker and manager concerned with the operation of professionally crewed yachts including financing registration chartering insurance compliance and casualty management Key Features This is the first and only practitioners book on the area It covers all major aspects of yachting law in a single book The Law of Yachts and Yachting is highly comprehensive despite its main focus on contract and tort law it contains references to public law and international law and practice References to case law English foreign and international Appendices containing essential source materials

*The Obligations of the Carrier Regarding the Cargo* Ilian Djadjev, 2017-08-22 This book addresses the legal and contractual obligations of sea carriers regarding due care for the cargo under a contract of carriage While the general framework employed is the leading international liability regime the Hague Visby Rules the discussions in each chapter also account for the possible future adoption of a new regime the Rotterdam Rules The subject matter concerns the standard for the duty of care for goods as codified in the Hague Visby Rules but the work also touches upon a wide range of related topics found both in law and in practice providing valuable commercial technical and historical links as well as various solutions that have been found at the national and international level to address challenges arising in this specialised area of law The book is divided into six chapters which gradually reveal the complexity of the topic Chapter 1 provides a thorough introduction to the two main transport documents in use and to the basic logic behind shipping sea going trade and related national and international legislation In turn Chapter 2 presents an overview of the relevant provisions of the Hague Visby Rules Chapters 3 4 and 5 examine the problems arising out of the insertion of a FIOS T clause in the contract of carriage the carriage of goods on deck and the carriage of goods in containers respectively Lastly Chapter 6 provides an overall conclusion on the legal status quo and current practice as well as future prospects The book was written with a number of potential readers in mind and is intended to open up the topic to a broader audience It is suitable both for readers who wish to advance their learning e g professionals practitioners and postgraduates and for readers with little or no prior knowledge of the topic e g students and researchers

International Maritime Law and Practice Časlav Pejović, 2025-04-23 This book provides a different

perspective on the ever popular topic of maritime law emphasising historical and comparative aspects It provides the reader with a broader view of how maritime law has developed throughout history and operates within various legal systems Each chapter starts with historical development meticulously explaining the development of various maritime law concepts to enable a higher level of understanding in the contemporary context The text adopts a comprehensive comparative approach that has two segments One segment is related to the coverage of several major maritime jurisdictions Focusing mainly on English law it also provides selected legislation and essential case law information from several other jurisdictions US France Germany Italy Japan China etc many of which are not easily accessible in English The other relates to the comparison between common law and civil law on a general level This book will be of significant interest to lawyers working in shipping companies law firms specializing in shipping international organizations related to shipping and maritime law and international traders It also provides invaluable aid to shipmasters and ship officers empowering them with the knowledge to effectively deal with various maritime law issues in their professional activities The book's content will be of direct relevance to maritime law scholars and students enhancing their understanding of this complex field      *Bookseller's Catalogues* Wildy and sons, 1867      **Ship Operations** Baris Soyer, Andrew Tettenborn, 2020-12-01 This book covers in one handy volume all the major topics associated with ship operations Carefully coordinated to ensure breadth relevance and lack of overlap the topics covered are addressed by authors who are the very top of their profession whether in legal practice or academia and are presented in a manner which is topical and clear Part I offers a detailed and critical analysis of issues of contemporary importance concerning new liability regimes and developments Part 2 discusses how parties in particular ship operators attempt in contemporary practice to allocate their risks concerning ship operations Part 3 evaluates the legal position of those involved in more back office operations The book provides an invaluable guide to recent legal and practical developments and offers a comprehensive well informed and thoroughly practical guide on what is a very complex and developing area of law It will therefore be of great use to legal practitioners and administrators of ship operations worldwide as well as students in this area and academics associated with maritime law generally      Limitation of Liability for Maritime Claims Patrick Griggs, Richard Williams, Jeremy Farr, 2020-11-25 This fourth edition addresses certain developments including the 1996 Protocol to the 1976 Limitation Convention which have come into effect since publication of the previous edition The chapters on limitation of liability for passenger claims and in relation to the carriage of goods have been updated as has the chapter on limitation regimes worldwide The book also focuses upon the practicalities of seeking to limit by reference to case law and procedural rules      **Marine Pollution Control** Iliana Christodoulou-Varotsi, 2018-04-24 This book discusses in a concise manner the key aspects that are important for the understanding of regulations and managerial framework governing marine pollution It identifies the practical context in which marine pollution comes into play and addresses the international legal regime governing the numerous sources of marine pollution as well as the ways in which these regulations



affect the conduct of day to day shipping operations With illustrations case studies emphasis boxes references to case law and to national jurisdictions and other tools facilitating understanding and knowledge readers will find helpful guidance on the sources of marine pollution including ship source pollution and pollution from the offshore oil and gas sector the forms of cooperation needed in order to tackle the prevention management and response to marine pollution overview of MARPOL Convention other key IMO conventions and selected regional regimes legal ramifications including P involvement of the flag State coastal State and port State industry best practice the human element Marine Pollution Control will be a useful guidance tool for shipping Industry professionals P I Clubs Legal practitioners maritime administrators as well as academics and students of marine pollution

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## **Table of Contents Shipping Law 2nd Edition**

1. Understanding the eBook Shipping Law 2nd Edition
  - The Rise of Digital Reading Shipping Law 2nd Edition
  - Advantages of eBooks Over Traditional Books
2. Identifying Shipping Law 2nd Edition
  - Exploring Different Genres
  - Considering Fiction vs. Non-Fiction
  - Determining Your Reading Goals
3. Choosing the Right eBook Platform
  - Popular eBook Platforms
  - Features to Look for in an Shipping Law 2nd Edition
  - User-Friendly Interface
4. Exploring eBook Recommendations from Shipping Law 2nd Edition
  - Personalized Recommendations
  - Shipping Law 2nd Edition User Reviews and Ratings
  - Shipping Law 2nd Edition and Bestseller Lists
5. Accessing Shipping Law 2nd Edition Free and Paid eBooks
  - Shipping Law 2nd Edition Public Domain eBooks
  - Shipping Law 2nd Edition eBook Subscription Services
  - Shipping Law 2nd Edition Budget-Friendly Options
6. Navigating Shipping Law 2nd Edition eBook Formats

- ePub, PDF, MOBI, and More
- Shipping Law 2nd Edition Compatibility with Devices
- Shipping Law 2nd Edition Enhanced eBook Features
- 7. Enhancing Your Reading Experience
  - Adjustable Fonts and Text Sizes of Shipping Law 2nd Edition
  - Highlighting and Note-Taking Shipping Law 2nd Edition
  - Interactive Elements Shipping Law 2nd Edition
- 8. Staying Engaged with Shipping Law 2nd Edition
  - Joining Online Reading Communities
  - Participating in Virtual Book Clubs
  - Following Authors and Publishers Shipping Law 2nd Edition
- 9. Balancing eBooks and Physical Books Shipping Law 2nd Edition
  - Benefits of a Digital Library
  - Creating a Diverse Reading Collection Shipping Law 2nd Edition
- 10. Overcoming Reading Challenges
  - Dealing with Digital Eye Strain
  - Minimizing Distractions
  - Managing Screen Time
- 11. Cultivating a Reading Routine Shipping Law 2nd Edition
  - Setting Reading Goals Shipping Law 2nd Edition
  - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Shipping Law 2nd Edition
  - Fact-Checking eBook Content of Shipping Law 2nd Edition
  - Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
  - Utilizing eBooks for Skill Development
  - Exploring Educational eBooks
- 14. Embracing eBook Trends
  - Integration of Multimedia Elements
  - Interactive and Gamified eBooks

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