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OF MARITIME
CLAIMS

FOURTH EDITION

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Michael Harvey



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Enforcement of Maritime Claims David C. Jackson, 2000 This book provides an authoritative guide to all aspects of enforcing maritime claims in English and European law It addresses the various factors that affect the enforceability of a claim including jurisdiction security remedies and the relevance of foreign law **Enforcement of Maritime Claims** David Jackson, 2013-08-22 The fourth edition consists of consideration of all aspects of the jurisdiction of English courts and arbitrators over maritime claims applicable law judgments remedies and security interests including the continuing critical impact of membership of the European Union The comprehensive updating encompasses legislative convention and judicial developments since the publication of the last edition in 2000 in particular the replacement of the amended Brussels Jurisdiction and Judgments Convention 1968 by Council Regulation 44 2001 and its effect on other maritime convention jurisdiction provisions relevant Civil Procedure Rules and judicial interpretation of both *Enforcement of Maritime Claims* David Jackson, 2013-08-22 The fourth edition consists of consideration of all aspects of the jurisdiction of English courts and arbitrators over maritime claims applicable law judgments remedies and security interests including the continuing critical impact of membership of the European Union The comprehensive updating encompasses legislative convention and judicial developments since the publication of the last edition in 2000 in particular the replacement of the amended Brussels Jurisdiction and Judgments Convention 1968 by Council Regulation 44 2001 and its effect on other maritime convention jurisdiction provisions relevant Civil Procedure Rules and judicial interpretation of both *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 Enforcement of Maritime Claims David C. Jackson, 1985 **Laytime and Demurrage** John Schofield, 2021-09-21 Laytime and Demurrage is the leading authority for all queries pertaining to this vital aspect of maritime law It has continued to offer reliable authoritative and in depth analysis since the first edition published in 1986 Praised for its unrivalled coverage and lucid writing style this book provides a comprehensive overview of all aspects of laytime and demurrage tracing the development of the law from its origins in the nineteenth century right up to the present day The author delivers an in depth analysis of both fixed and customary laytime clauses the rules relating to commencement of laytime in berth dock and port charters and discusses under which circumstances laytime can be suspended Furthermore it analyses demurrage rules and vital issues such as despatch detention and frustration This eighth edition includes all key judicial and arbitral decisions reported since the seventh edition published in 2016 It also covers suffixes in connection with laytime measured in terms of Working days and Weather Working Days and disputes arising from tender of NORs at the end

of the sea passage Laytime and Demurrage is an invaluable guide for both legal practitioners and maritime professionals worldwide including commodity traders and brokers shipping companies P I Clubs shipowners charterers and arbitrators

Maritime Letters of Indemnity Felipe Arizon, David Semark, 2014-05-23 This unique new title provides expert hands on advice as to the law and practice of the maritime letter of indemnity Detailing the variety of implications that can arise from each type of letter the authors bring this important and litigious subject to the fore with a view to reducing the commercial and legal risks involved in this core area of shipping and international trade Key features of this title include detailed legal analysis of The history of indemnity contracts and letters of indemnity Shipping and international trade contexts where letters of indemnity are used GAFTA sale contract forms and standard letter of indemnity P I Clubs forms The enforceability of maritime letters of indemnity The rights and liabilities for sellers buyers banks and ship owners which arise from the use of letters of indemnity The impact on the system based on the use of bills of lading and on electronic bills of lading Policy issues arising from the use of letters of indemnity in practice and of the practicalities of litigation involving letters of indemnity As the only text currently on the market covering maritime letters of indemnity in such detail this book will be an indispensable guide for maritime lawyers professionals and academics alike as well as shipowners charterers commodity traders and trade finance professionals

Marine Insurance Legislation Robert Merkin, 2013-07-04 This fourth edition of Marine Insurance Legislation is a comprehensive and fully updated annotation of the UK's Marine Insurance Act 1906 setting out the authorities on which the legislation was based and the manner in which the legislation has been construed with cross references to the Institute Clauses The book sets out the text of English Marine insurance legislation and the most important of the market clauses the Institute Clauses used in respect of Marine policies written in the London Market The legislation is heavily annotated with the operation of each section of the Marine Insurance Act 1906 explained and references are given to the most important of the early cases upon which the sections are based There is also comprehensive annotation and explanation of cases decided under the sections of the 1906 Act with cross references to the Institute Clauses Key developments in this fourth edition include the introduction of the new Cargo Clauses in January 2009

The Law of Shipbuilding Contracts Simon Curtis, 2014-04-03 This is the leading text on shipbuilding and marine construction already widely used on a global basis by shipowners shipbuilders and their commercial and legal advisers It is now ten years since the last edition and much has changed in the world of shipbuilding since then particularly in the period since 2008 which has seen numerous attempts by owners to renegotiate the prices and or delivery dates of tonnage and an enormous increase in the level of vessel rejection and cancellation disputes The Law of Shipbuilding Contracts examines the principles of English contract law as these apply to shipbuilding This edition comments in detail upon the Shipbuilders Association of Japan Form but now contrasts this with the NEWBUILDCON from BIMCO in 2007 and the China Maritime Arbitration Commission Forms from 2011 where these are significantly different It also includes sections dealing with agreements ancillary to the

shipbuilding contract and conversion contracts Overview of book Since the last edition in 2002 China has become a major global exporter of newbuildings and new BIMCO shipbuilding contract form has been published Although retaining the original format of commentary on the Japanese SAJ standard form shipbuilding contract the new edition contrasts this with the BIMCO form and the recently published China Maritime Arbitration Commission CMAC form in order to provide a broad ranging analysis of this complex subject The book details the principles of English contract law as these apply to international shipbuilding It will as in the previous editions also include sections dealing with the guarantees and other agreements which support the shipbuilding contract and with ship conversion contracts Essential reading for Purchasers and charterers of newbuilding tonnage Shipbuilders and offshore construction yards Lawyers and insurers working in the maritime and offshore oil and gas sectors Banks and other finance providers *Admiralty Jurisdiction and Practice* Nigel Meeson, John Kimbell, 2013-06-19 Admiralty Jurisdiction and Practice is the definitive work on litigation in the Admiralty Court providing in depth analysis and explanation of jurisdiction practice and procedure forms and precedents It deals with several issues not covered elsewhere including the impact of insolvency the interplay between the jurisdiction and practice the series of rules on jurisdiction laid down by international conventions limitation periods and collision action rules The fourth edition has been updated comprehensively to include new case law and changes in Commercial Court practice and procedure Admiralty Jurisdiction and Practice is an invaluable reference source for anyone concerned with admiralty law

CMR: Contracts for the International Carriage of Goods by Road Donald James Hill, 2017-07-05 This new book has been completely revised and updated to provide a guide to the workings of the Convention on the Contracts for the International Carriage of Goods by Road The text takes an article by article approach discussing the relevant English and European case law to illustrate how the courts interpret the convention in practice **Ship Registration: Law and**

Practice Edward Watt, Richard Coles, 2013-07-04 The expanded and fully updated second edition include detailed coverage of additional flag states an examination of the implications of the ISM and ISPS Codes and the requirements of the Large Yacht Code as they relate to ship registration a new introductory chapter describing the legal and practical requirements of ship registration and a fresh analysis of the status and usage of national and open registries in current practice **The York-Antwerp Rules: The Principles and Practice of General Average Adjustment** Michael Harvey, 2014-04-03 Written from the perspective of the Average Adjuster this book is an essential read for practitioners in maritime law and marine insurance The book contains Historical references regarding the establishment of General Average from Roman Law onwards Establishment of the International rules The Glasgow Resolution 1860 The York rules of 1864 The York Antwerp Rules 1877 1890 1924 1950 1974 and General average security Laytime and Demurrage John Allan Schofield, 2011 Laytime and Demurrage is an indispensable book for those new to laytime and demurrage as well as anyone who needs a more in depth analysis It is considered to be the main source of authority on all issues to do with laytime and demurrage This book deals

with all aspects of laytime demurrage and detention tracing the development of the law from its origins in the nineteenth century and earlier right up to the current day This updated edition covers all of the judicial and arbitral decisions reported since the last edition published in 2005 It provides an both an overview of the general principles of laytime and demurrage as well as an in depth analysis of laytime clauses including both fixed laytime and customary laytime It also provides an important detailed analysis of the rules relating to commencement of laytime in berth dock and port charters an in depth coverage of why laytime can be suspended and other laytime matters The book provides a detailed analysis of demurrage rules and finally the book details with such matters as despatch detention and frustration This book will be an invaluable guide to practitioners who deal with maritime matters as well as maritime professionals commodity traders and brokers arbitrators and other professionals involved in dispute resolution

Marine Cargo Insurance John Dunt, 2015-11-19 The new edition of this British Insurance Law Association BILA award winning text is the definitive reference source for marine cargo insurance law Written by an author who was closely involved with the revisions to the Institute Cargo Clauses 2009 the work expertly examines marine cargo insurance by reference to important English and foreign legal cases as well as the Marine Insurance Act 1906 Logically arranged to reflect the structure of the Institute Cargo Clauses the most widely used standard form of cover this text offers easy to find solutions for today's busy practitioner New to this edition Completely revised to include the Insurance Act 2015 duty of fair presentation warranties fraudulent claims Brand new chapter on the revised Institute Ancillary and Trade Clauses including those to be introduced on 1 November 2015 Increased coverage of jurisdiction and choice of law particularly taking into account the Rome I Regulation Enhanced coverage of the issue of Constructive Total Loss Consideration of the Law Reform Commission's proposals for the reform of insurance law and further amendments to the Marine Insurance Act 1906 Covers latest developments in the Enterprise Bill for damages for late payment of claims Fully updated with all of the influential cases since 2009 including *The Cendor MOPU* one of the most important marine insurance cases of the last 50 years *Clothing Management v Beazley Solutions* Notable hull cases such as *Versloot Dredging v HDI Gerling* on fraudulent devices Influential foreign cases taken from this book's sister text *International Cargo Insurance* This unique text is a one stop resource for marine insurance lawyers handling cargo claims and will also be of interest to students and researchers of maritime law

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

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Bills of Lading Sir Richard Aikens, Richard Lord QC, Michael Bools QC, Michael Bolding, Kian Sing Toh SC, 2020-12-23 Bills of lading form an essential part of the carriage of goods by sea and international trade Their multi functional nature together with the large volume of case law and regulation make the law in this field as complex as it is commercially vital This bestselling book now in its third edition provides a detailed analysis of the law and practice applicable to bills of lading before during and after shipment helping today's busy practitioner to quickly and easily find the information they need This book has been fully revised and updated with all the major developments including reference to increasingly important Singapore and Far Eastern decisions an analysis of modern developments in seaworthiness from vetting and approval clauses to the topical issues of vulnerability and piracy attacks detailed examination of misdelivery fraudulent or forged bills of lading and delivery without production of a bill of lading revised coverage of conflicts and procedural matters including anti suit injunctions jurisdiction battles and the scope of arbitration reference to relevant European law relating to issues of jurisdiction and procedure comprehensive treatment of switch bills transshipment house bills deck carriage and container cargo and new material on the practical implications of electronic bills of lading and the implications of automated vessels This text continues to provide an indispensable reference for maritime practitioners and institutions worldwide

Bareboat Charters Mark Davis, 2023-01-06 This book examines for the first time the Barecon 2001 form which was adopted by the Documentary Committee of BIMCO in November 2001 The title explains the nature and formation of a bareboat charter and examines and comments upon each of the clauses contained in the new form drawing comparisons with the Barecon 89 form It gives separate consideration to the form and the issues that arise in the context of finance charters and leases It also provides valuable guidance upon the admiralty and arrest jurisdiction of the English court in relation to bareboat charters The second edition has been thoroughly revised and updated with extended commentary on the issues arising in the context of bareboat charters regarding insolvency insurance and the provisions for new buildings

Shipping and the Environment Colin De La Rue, Charles B Anderson, 2015-06-03 The first edition of this book was quickly acclaimed as the new leading text worldwide on the law and practice of pollution from ships The second edition deals with a variety of developments since then in this fast moving subject the Erika and the Prestige changes in international law on maritime safety and compensation latest decisions on claims for compensation analysis of the SCOPIC regime new material on ports of refuge transboundary movements and pollution from offshore craft latest cases and regulatory changes in the US and enlarged chapters on enforcement of laws and criminal sanctions Like its predecessor the second edition is

superbly indexed and written clearly with the needs in mind of a wide international readership *Berlingieri on Arrest of Ships* Francesco Berlingieri, 2013-08-29 This book is an invaluable source of information about the claims in respect of which a ship may be arrested in the various maritime countries of the world the conditions for obtaining an order of arrest the need if any for a security the manner by which the ship that has been arrested may be released the possibility of a multiple arrest and the jurisdiction on the merits Berlingieri provides an analysis and insightful commentary on an article per article and paragraph per paragraph basis of the 1952 International Convention for the Unification of Certain Rules Relating to the Arrest of Sea Going Ships and the 1999 International Convention on Arrest of Ships entering into force September 2011 New to this edition Updating of the information on the interpretation of the 1952 Convention in a number of Contracting States An analysis of the adoption of the rules of the 1999 Conventions in various States of the world including China the member States of the Communauté économique et Monétaire de l'Afrique Centrale Cameroon Congo Gabon Tchad the member States of the Comunidad Andina Bolivia Columbia Ecuador and Peru and Venezuela This book is a useful reference tool for practitioners as well as academics and post graduate students of maritime law

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