



UNIVERSITY OF NICOSIA ΠΑΝΕΠΙΣΤΗΜΙΟ ΛΕΥΚΩΣΙΑΣ

University of Nicosia, Cyprus

Course Code LAW-307	Course Title Maritime Law I	ECTS Credits 6
Department Law	Semester Fall	Prerequisites Two from LAW-202, LAW-212, LAW-242 and LAW-252/6
Type of Course Law Elective	Field Law	Language of Instruction English
Level of Course 1 st Cycle	Year of Study 3 rd / 4 th	Lecturer(s) None assigned
Mode of Delivery Face-to-face	Work Placement N/A	Co-requisites None

Objectives of the Course:

Maritime Law I will provide an introduction to the core principles of shipping law, of importance to a nation with a strong maritime tradition such as Cyprus. The obligations that arise from a contract, including the right to sue for loss, will be examined in detail. The semester will conclude with examination of charterparties.

Learning Outcomes:

After completion of the course students are expected to be able to:

1. Explain the reliance that international commerce still maintains in the field of shipping.
2. Discuss the different contractual obligations that emerge from the very specific requirements of maritime law.
3. Evaluate the civil actions available in the event of contractual or tortious breach.
4. Discuss the importance of The Hague, Hamburg and Rotterdam rules in respect of the bill of lading contract.
5. Assess the reliance that the maritime regulatory framework places on other means of transport.
6. Examine the function of charterparties in maritime law.
7. Assess the meaning and importance of 'freight' in a voyage charterparty.
8. Demonstrate the ever greater blurring between municipal and international law.

Course Content:

During the course, the student will cover the following:

1. The commercial background: international sales of goods; the functions of the bill of lading; contracts of carriage; modifications to the traditional carriage contract model; the cargo claim enquiry.

2. Title to sue: express contracts on loading; implied contracts on loading; third-party rights under the initial carriage contract at common law and in equity; statutory transfer – the Bills of Lading Act 1855 and the Carriage of Goods by Sea Act 1992; non-contractual actions.
3. Proving loss of damage in transit: the evidential hierarchy of bill of lading statements; bill of lading statements and contractual actions against the carrier; tort actions against the carrier; actions against the person who actually signed the bill of lading.
4. The terms of the bill of lading contract: common law liability of sea carriers; express terms; implied terms.
5. Statutory terms of the bill of lading contract: The Hague and Hague-visby rules; the ambit of the rules, the content of the rules.
6. The future? The Hamburg Rules and the Rotterdam Rules: the Hamburg Rules; the Rotterdam Rules.
7. Combined transport: unimodal sea carriage; ‘combined’ or ‘multimodal’ transport.
8. Carriage by road – CMR: mandatory application of the CMR; the identity of the contracting parties; the contract documents; terms of the contract; measure of damages; jurisdiction and time limits.
9. Charterparties: the types of charter; charterers’ orders; shipowners’ obligations in getting to the load port.
10. Voyage charterparties – payment of freight: what is freight?; when and where is it payable?; special clauses; by whom is it payable?; remedies for non-payment.

Learning Activities and Teaching Methods:

Interactive lectures, tutorials, written examinations and assignments

Assessment Methods:

One written assignment, mid-term exam, final exam

Required Textbooks/Reading:

Authors	Title	Publisher	Year
Simon Baughen	Shipping Law (fourth edition)	Routledge-Cavendish	2009

Recommended Textbooks/Reading:

Authors	Title	Publisher	Year
Robert Chorley, O.C. Giles, N.J.J. Gaskell and C. DeBattista	Chorley and Giles Shipping Law (ninth edition)	Prentice Hall	2010
John Wilson	Carriage of Goods by Sea (seventh edition)	Longman	2010