



The practical voice of shipping

MASTERCLASS BILLS OF LADING

Athens

30-31 January 2024

 **BIMCO TRAINING**

Day 1

08:30-09:00 *Registration/coffee*

09:00-09:20 **Opening remarks and introduction to BIMCO and the participants**

09:20-10:30 **Overview of bills of lading:**

- The relationship between the contract of sale, the letter of credit, the charter party, the bill of lading and the insurance certificate
- How the sale contract influences and affects the carriage contracts
- The major functions of the bill of lading.

10:30-11:00 *Coffee*

The bill of lading as a receipt

11:00-12:00 **The bill of lading as a receipt:**

- Quantity/weight
- Apparent order and condition
- Date
- Mate's receipts
- Clean bills and claused bills
- The evidential effect of the bill
- "Weight unknown" clauses.

The bill of lading as a contract of carriage

12:00-12:30 **Who is the legal carrier under the bill of lading:**

- Owners' and charterers' bills
- The merits of each type.

12:30-13:30 *Lunch*

13:30-14:30 **The bill of lading as a contract of carriage:**

- The nature of the contract
- Types of bills of lading
- Incorporation clauses
- Which is the governing contract - the charter or the bill?

14:30-15:30 **The importance of international regulation:**

- The impact of the Hague, Hague-Visby and Hamburg Rules
- The duties and rights of the carrier
- Package limitations
- Time limits
- The importance of Paramount Clauses
- The impact of the Rotterdam Rules.

15:30-16:00 *Coffee*

16:00-17:00 **Case study 1**

Day 2

09:00-10:00 **The protection of third parties**

- Claims in tort
- Himalaya clauses
- Circular indemnity clauses
- Bailment on terms.

10:00-10:30 *Coffee*

10:30-11:30 **The problems caused by negotiating bills of lading:**

- Who has the right to sue the carrier?
- Who is liable to the carrier for damage to the ship?
- Order bills, straight bills, seaway bills.

11:30-12:30 **The bill of lading as a document of title:**

- The rule as to delivery of cargo
- The danger of mis-delivery
- Delays to the ship
- Letters of Indemnity
- Alternative documents.

12:30-13:30 *Lunch*

13:30-14:30 **Letters of Indemnity:**

- When used?
- When enforceable?
- P&I position
- Practical guidelines.

14:30-15:15 **Switch bills of lading**

15:15-15:45 *Coffee*

15:45-17:00 **Case study 2**

Speakers



Stephen Mackin

Stephen is a partner at Clyde & Co. He specialises in shipping and energy related issues, particularly those arising from the carriage of oil, gas and LNG by sea involving charter parties and bills of lading. His areas of expertise are oil, gas and LNG tanker related issues including disputes arising from oil shortage, cargo contamination, unsafe port/berth disputes and market loss claims.

He works for a wide entirely international client base of shipowners, charterers, insurers and cargo owners. Stephen has a first class B.Sc (Hons) Degree in Maritime Studies and before qualifying as a solicitor, he was a navigating officer with Shell Tankers (UK) Limited. Stephen has practical experience of the operation of VLCC's, Product Tankers, LNG Tankers and Bulk carriers. Stephen is an experienced BIMCO trainer.



Baris Soyer

Professor Soyer is the Director of the Institute of International Shipping and Trade Law at Swansea University (www.swansea.ac.uk/law/istl). He is a member of the British Maritime Law Association and British Insurance Law Association. He is the author of Warranties in Marine Insurance published by Cavendish Publishing (2001), Marine Insurance Fraud published by Informa Publishing and of an extensive list of journal articles published in elite journals such as Lloyd's Maritime and Commercial Law Quarterly, Journal of Business Law, Cambridge Law Journal, Edinburgh Law Review, Law Quarterly Review, Torts Law Journal and Journal of Contract Law. He sits on the editorial boards of the Journal of International Maritime Law, Shipping and Trade Law and editorial committee of the Lloyd's Maritime and Commercial Law Quarterly (International Maritime and Commercial Law Yearbook). He currently teaches Admiralty Law, Charter parties: Law and Practice and Marine Insurance on the LLM Programme, and is the Director of Shipping and Trade LLM programmes at Swansea.

Venue

TBN

Organiser



Peter Grube

Peter is Head of Training, responsible for developing and delivering BIMCO courses and seminars world-wide. He joined BIMCO's Support & Advice in 1990 and was later appointed Marketing & Sales Director. Prior to joining BIMCO he worked at a shipowning office in Copenhagen, as well as a sale & purchase broker in Greece.

Peter Grube is a graduate from the Danish School for International Marketing & Export and is a Chartered Shipbroker (FICS). He holds a Master's in Education and Learning from Roskilde University (RUC).



Elena Tassioula

Elena is General Manager of BIMCO for Greece and Cyprus based in Athens. She is also responsible for the execution of BIMCO training and seminars in Greece and Cyprus. Prior to joining BIMCO she worked for a shipowner in Singapore and Athens and before that in the energy sector. She has wide international commercial and managerial experience, a degree in International Marketing and Strategy and speaks 6 languages. Elena is a member of WISTA.



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