



MASTERCLASS WORKSHOP  
**CARRIAGE CONTRACTS, LIABILITIES  
AND CARGO CLAIMS**

Dubai  
10-12 December 2019

 **BIMCO TRAINING**

## Day 1

- 08:30-09:00 *Registration / coffee*
- 09:00-09:20 **Course introduction**
- 09:20-10:15 **Overview of marine cargo claims**  
The inter/relationship between:
- the cargo sale contract and
  - the carriage contracts and
  - the insurance contract.
- 10:15-11:00 **Who is the carrier?**
- the importance of the question
  - how is the question answered?
  - the position under chartered ships.
- 11:00-11:30 *Coffee*
- 11:30-12:15 **Who has the right to sue the carrier?**
- the effect of the transfer of the bill of lading from seller to buyer
  - the effect of insurance.
- 12:15-13:00 **Contractual and non-contractual claims:**
- claims under the contract of carriage
  - claims in tort/delict outside the contract of carriage
  - the effect on contractual defences.
- 13:00-14:00 *Lunch*
- 14:00-15:00 **Introduction to the international conventions for the carriage of cargo by sea:**
- Hague Rules
  - Hague-Visby Rules
  - Hamburg Rules
  - Rotterdam Rules.
- 15:00-15:30 **The carrier's duty to provide a seaworthy ship and a ship fit to carry the cargo:**
- the test of seaworthiness
  - when is seaworthiness relevant?
  - aspects of seaworthiness – physical, crew, documentary, local legal requirements
  - what is meant by due diligence?
  - what is meant by cargo worthiness?
- 15:30-16:00 *Coffee*
- 16:00-16:30 **The carrier's duty to provide a seaworthy ship and a ship fit to carry the cargo**  
*(continued)*
- 16:30-17:30 **The carrier's duty of care in relation to care of cargo**

## Day 2

- 08:30-09:00 **Informal Q&A**
- 09:00-10:30 **The carriers' defences:**
- exclusions from liability
  - in what circumstances can the carrier rely on them?
  - limitation of liability
  - time limits.
- 10:30-11:00 *Coffee*
- 11:00-12:00 **Cargo claims under multimodal carriage contracts**
- 12:00-12:30 **What is the governing contract of carriage when the vessel is chartered and bills of lading are issued?**
- 12:30-13:30 *Lunch*
- 13:30-15:00 **Jurisdiction and security requirements:**
- court or arbitration
  - arrest procedures
  - threshold jurisdiction
  - stay of proceedings.
- 15:00-15:30 *Coffee*
- 15:30-17:30 **Case study 1**

## Day 3

08:00-08:30 **Informal Q&A**

08:30-09:30 **Cargo claims under multimodal carriage contracts**

09:30-10:30 **Dangerous cargoes:**

- What is meant by “dangerous”?
- What is the shippers’ duty?
- What are the carrier’s rights?
- Who is liable for the shipment of dangerous goods?

10:30-11:00 **Coffee**

11:00-12:00 **Relevant insurance issues (I):**

- cargo insurance
- the extent of cover
- recent developments.

12:00-13:00 **Lunch**

13:00-14:00 **Relevant insurance issues (II):**

- P & I insurance
- charterer’s liability insurance.

14:00-15:00 **Case study 2**

15:00-16:00 **Assessment for all participants:**

The assessment is an open book test, aimed at demonstrating the understanding of the subject of the Masterclass. For the purpose of improving the learning experience, the assessment will test the participant's ability to interpret, think critically and present an organized and well written answer. All papers will be marked and each participant will receive a certificate based on the result.

## Speakers



### Richard Williams

Richard Williams was a partner with Ince & Co for 25 years and was chairman of the firm’s dry shipping business group specialising in carriage of goods, charter parties and P&I issues. He was regularly consulted both by private clients and also by United Nations agencies and other international bodies in relation to industry-wide issues. He is the author of numerous articles on shipping law and is co-author of the standard textbook “Limitation of Liability for Maritime Claims” published by Lloyds of London Press (4th edition 2005). He is now a consultant to Ince & Co and a visiting professor, teaching maritime law at Swansea University.

## Venue

### Radisson Blu Hotel Dubai Waterfront

Al Abraaj Street, Business Bay Emirate  
Dubai  
United Arab Emirates

[www.radissonblu.com/en/hotel-dubaiwaterfront](http://www.radissonblu.com/en/hotel-dubaiwaterfront)

## Organiser



### Peter Grube

Peter Grube 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).



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