

THE HAMBURG RULES

CHRISTOF LÜDDEKE AND ANDREW JOHNSON

SECOND EDITION

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The Hamburg Rules A Choice For The Eec

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The Hamburg Rules Francesco Berlingieri, European Institute of Maritime and Transport Law, 1994 **The Hamburg Rules: a Choice for the EEC?: Conclusion** Leo Delwaide, 1994 *The Carriage Of Goods By Sea Under The Rotterdam Rules* Rhidian Thomas, 2017-09-19 This book is based on papers presented at the Sixth International Colloquium organised by the Institute of International Shipping and Trade Law Swansea University in September 2009 The sixteen contributions have been written by a team of international experts who collectively submit the newly proposed Rotterdam Rules to a sustained penetrative and comprehensive analysis The scale of the Rotterdam Rules is staggeringly wide as also are their detail and complexity and coming to a full understanding of the provisions and implications of the Rules represents a challenge even to those experienced in the law and practice of commercial shipping This book examines virtually all aspects of the Rules and will provide an effective reliable and readable guide to everyone seeking a complete grasp of the Rules Jurisdiction and Arbitration Clauses in Maritime Transport Documents Felix Sparka, 2010-01-11 Jurisdiction and arbitration clauses are two different mechanisms that help to ensure impartiality and predictability in international dispute resolution Despite their benefits these clauses can be inconvenient for parties that are forced to litigate before distant fora Moreover particular problems arise in the context of maritime transport documents Based on a broad comparative approach this study seeks to explain the existing rules within their legal context and to develop a coherent system for such clauses which takes into account the underlying interests as well as economic theory While offering detailed answers to most issues surrounding jurisdiction and arbitration clauses in maritime transport documents the book confronts the fundamental question of the limits of freedom of contract in an international setting **The Hamburg Rules: a Choice for the EEC? International Colloquium** R (Chairman) Roland, 1993 *Container Carrier's Liability in International Multimodal Transport* Jia Jia, 2023-08-28 International multimodal transport has been developed rapidly in recent 50 years and the worldwide use of containers made a valuable contribution There are various effective international conventions for different modes of transport and this monograph focuses on the fundamental parts of the international multimodal transport container carrier's liability regime The central research question is has the current liability regime provided a sufficient framework for container carriers in international multimodal transport The question can be divided into three issues Firstly how wide should the scope of application of the international unimodal conventions be to cover the period of liability of container carrier in international multimodal transport Secondly do the existing conventions provide a proper and satisfactory framework to govern container carrier's liability Thirdly if not what solutions can be adopted In order to answer the above questions the novelty of this monograph lies on experiences gained from recent case law in relation to container transport This monograph does not only discover problems in the existing legal system but also provides feasible suggestions for container carrier's liability regime based on the Rotterdam Rules **European Seaports Law** E. van Hooydonk, 2003 In 2001 the European

Commission published its so called Ports Package a first attempt at developing a European policy for seaports The Ports Package includes a Directive on Market Access to Port Services which will influence the port industry thoroughly and lead to fundamental changes in daily port operations In this volume academics as well as practising lawyers from France Ireland Italy and Belgium describe the legal framework for the several branches of the port sector recalling the far reaching practical implications of existing general EU law and discussing the latest versions of the Port Services Directive proposal Completed by authoritative views from the head of the Commission's ports unit a specialist MEP and representatives from both the public and the private port sector this book offers a fairly complete overview of existing port law as well as the main points of concern in the policy debate Its purpose is to serve both as a policy background document and as a working tool for public and private port players as well as for academics and lawyers

The Hamburg Rules: a Choice for the EEC? an Introduction to the Theme of the Antwerp Colloquium Marc Huybrechts,1994

English and Continental Maritime Law Herman Boonk,2003 The sixth marine law seminar organized by the European Institute of Marine and Transport Law

Wilful Misconduct in International Transport Law Duygu Damar,2011-07-17 The main rationale of the conventions on international transport law is to limit the liability of the carrier However an aspect common to these conventions is that in cases of wilful misconduct the carrier is liable without any financial limitation Wilful misconduct denoting a high degree of fault is an established term in English law The Convention for the Unification of Certain Rules relating to International Carriage by Air Warsaw Convention of 1929 was the first international convention on transport law where the term was employed A definition of wilful misconduct which can be found in later conventions regarding carriage of goods and passengers as well was implemented in the Hague Protocol of 1955 amending the Warsaw Convention However the question as to exactly which degree of fault constitutes wilful misconduct has to date remained controversial and unanswered This work seeks to answer this question To this end the historical background of the term together with its function and role in marine insurance law case law and international transport law are examined from a comparative perspective

International Trade & Business Law & Policy Peter Gillies,1998 A sourcebook for students and practitioners who are interested in international business transactions and want to gain familiarity with the law and practice of international trade law policies and ethics Each chapter deals with an important aspect of international trade and business

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

Civil Liability for Bunker Oil Pollution Damage Dan Malika Gunasekera,2010 This book deals with the liability conventions brought into existence by the International Maritime Organization and concentrates on the newly

adopted instrument dealing with bunker oil pollution as an area of great concern for every stakeholder involved in shipping business The work covers a wide spectrum ranging from the Convention itself to its scope of application liable and aggrieved parties jurisdiction requirements of liability and admissibility of claims defences and exoneration from liability It addresses many areas of interest and of importance to international and national legal advisors lawyers law students and anyone interested in the relevant field such as shipowners charterers shipbrokers ship personnel and associated contractors and sub contractors

Carriage of Goods by Sea, Land and Air Baris Soyer, Andrew Tettenborn, 2013-08-15 Written by a combination of top academics industry experts and leading practitioners this book offers a detailed insight into both unimodal and multimodal carriage of goods It provides a comprehensive and thoroughly practical guide to the issues that matter today on what is a very complex area of law From the papers delivered at the 8th International Colloquium organised by Swansea Law School's prestigious Institute of International Shipping and Trade Law this original work considers current opinions trends and issues arising from contracts of carriage of goods by sea land air and multi modal combinations of these not to mention the legal position of vital participants such as freight forwarders terminal operators and cargo insurers The topics under discussion range through issues such as paperwork piracy liability for defective containers damage in transit the CMR Convention and the possible effects of the Rotterdam Rules An indispensable resource for transport lawyers industry professionals academics and post graduate students of maritime law

General average, legal basis and applicable law Jolien Kruit, 2017-02-16 General average is considered to be one of the most uniformly regulated topics of maritime law This study concludes that this perception is flawed The invariably applicable York Antwerp Rules do not provide a full regime whereas their applicability is generally contractual only As a result questions arise as to which law applies to general average obligations how the applicable national law is to be determined taking into consideration the impact of the European Rome I and II Regulations and what is provided in the national regimes In addition questions arise as to what the influence is of contractual provisions set out in contracts for the carriage of goods by sea and general average security forms and how the various sources interact This study contains an in depth assessment of these questions

Aspects of Maritime Law M. L. Hendrikse, N. H. Margetson, N. J. Margetson, 2008-01-01 This book contains an extensive comparative law study of English American and Dutch law concerning the construction of The Hague Visby Rules Australian and Canadian law has been discussed where relevant The authors have attempted to present law at an academic level in a way which will be useful to the practising lawyer Other matters discussed in this book are global limitation of liability the applicability of The Hague Visby Rules in the Netherlands and electronic bills of lading This book will be of interest to practitioners working in this very specialized field as well as to students of comparative law It will especially be of practical value to anyone dealing with cargo damage ship arrest or litigation in the Netherlands Provided by publisher

Ocean Bills of Lading A.N. Yiannopoulos, 2025-03-03

Rome Convention - Rome I Regulation Alexander J. Belohlávek, 2011-01-01 As of 17 December

2010 the Rome I Regulation EU Regulation 593/2008 on the law applicable to contractual obligations is directly applicable in all EU Member States with the exception of Denmark. The Rome I Regulation replaces the Rome Convention of 1980 in the EU Member States and will apply to all contracts concluded as of 17 December 2010. However and herein lies the utility and great importance of this work the Rome Convention and the Rome I Regulation will be applied in parallel for a significant time to come the author himself anticipates a ten to fifteen year period in the latter case to contracts made after 17 December 2010. This is why this commentary takes into account both sources of law in their mutual interaction and broader context. The comprehensiveness of the Rome Convention/Rome I Regulation is clearly apparent but one of the great achievements of the author is his amassing of over 1 800 judicial decisions most of which are furnished with a detailed commentary where these decisions apply national laws the latter are cited both in the original and in translation. For a number of rulings the commentary includes not only a case summary of the facts and an analysis of the conclusions drawn by the court but also takes them as models to hypothesize what conclusions would be reached if the Rome I Regulation were to be applied.

Maritime Law Evolving Malcolm Clarke, 2014-07-18 To mark the 30th anniversary of the Institute of Maritime Law at Southampton University current and former maritime law researchers came together to discuss the evolution of this fascinating area of law in the last 30 years and to stimulate discussion on its possible future. Their papers edited by Professor Malcolm Clarke under the title *Maritime Law Evolving* provide a series of thought provoking essays on the most controversial and topical issues which have occupied maritime law researchers in the last three decades and which will continue to be at the heart of this ever evolving discipline in the foreseeable future. The resulting work cuts across disciplines spanning developments in areas as diverse as the management of the oceans and the evolution of the carriage and insurance sides of shipping law including the ever increasing influence of the European legislator in matters of conflict of laws and enforcement.

Non-State Rules in International Commercial Law Johanna Hoekstra, 2021-03-15 Through further technological development and increased globalization conducting business abroad has become easier especially for Small and Medium Enterprises (SME). However the legal issues associated with international commerce have not lessened in complexity including the role of non state rules. The book provides a comprehensive analysis of non state rules in international commercial contracts. Non state rules have legal authority in the national and international sphere but the key question is how this legal authority can be understood and established. To answer this question this book examines first what non state rules are and how their legal authority can be measured it then analyses how non state rules are applied in different scenarios including as the applicable law as a source of law or to interpret either the law or the contract. Throughout this analysis three other important questions are also answered when can non state rules be applied when are they applied and how are they applied. The book concludes with a framework and classification that leads to a deeper understanding of the legal authority of non state rules. Providing a transnational perspective on this important topic this book

will appeal to anyone researching international commercial law It will also be a valuable resource for arbitrators and anyone working in international commercial litigation

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