

## MT3001 MARITIME LAW

<b>Academic Year</b>	2024-25	Semester	1
<b>Course Coordinator</b>	Dr Kelvin Pang		
<b>Course Type</b>	Core		
<b>Pre-requisites</b>	Nil		
<b>AU</b>	3		
<b>Grading</b>	Letter Grading		
<b>Contact Hours</b>	39 (26 hours Lecture & 13 hours Tutorial)		
<b>Proposal Date</b>	20 March 2023		

### Course Aims

This course offers a thorough introduction to International Maritime Law, international conventions and an understanding of international shipping and its legal framework. Students will analyse legal cases related to international shipping.

### Intended Learning Outcomes (ILO)

By the end of this course, student will be able to:

1. Understand the basic legal principles of international maritime law and their application to legal issues of shipowners and cargo interests.
2. Explain the laws determining the nationality of a vessel and role of flags of convenience in the maritime industry.
3. Explain the procedures governing sale of ships and new shipbuilding contracts.
4. Understand the laws and conventions applicable to ship mortgages, the procedures for ship arrests and use of maritime liens.
5. Discuss the liability issues relating to maritime events such as collisions, salvage and towage, general average and oil pollution.
6. Discuss the maritime arbitration process.

### Course Content

No	Topic	Lecture Hrs	Tutorial Hrs
1	Introduction to International Maritime Law	2	1
2	Ships, Nationality and Registration	2	1
3	Sale of Ships and Shipbuilding Contracts	2	1
4	Ship Mortgages	2	1
5	Admiralty Jurisdiction, Maritime Claims, Liens and Sovereign Immunity	2	1
6	Collisions Part I	2	1
7	Collisions Part II (Case Studies)	2	1
8	Salvage and Towage I	2	1
9	Salvage and Towage II (Case Studies)	2	1
10	General Average	2	1

11	Oil Pollution	2	1
12	Limitation of Liability	2	1
13	Maritime Arbitration	2	1
Total:		26	13

### Assessment (Includes both continuous and summative assessment)

Component	ILO Tested	EAB Graduate Attributes	Weightage	Team / Individual	Rubrics
1. CA1: Quiz 1	1-4	A-D, F-G	20%	Individual	N.A.
2. CA2: Quiz 2	5-6	A-D, F-G	20%	Individual	N.A.
3. Final Examination	1-6	A-D, F-G	60%	Individual	N.A.
<b>Total</b>			<b>100%</b>		

### Programme Learning Outcomes

#### ✓ **Competency**

- A. Develop an overall awareness of maritime activities, port and shipping industry and their association with economy and trade.
- B. Describe and apply concepts and theories in sub-fields as contributing to the maritime industry and integrate various related themes, skills and knowledge.
- C. Understand and manage the maritime environment.
- D. Apply related information pertaining to procedures, operations and management of maritime entities and operational issues in the maritime industry.
- E. Capture and analyse market data using analytical tools, conduct related research in the maritime arena, as well as design, develop and execute maritime projects.
- F. Engage in lifelong learning in preparation for current and future vocations and career options in the maritime environment.

#### ✓ **Creativity**

- G. Approach and solve basic maritime problems, through both strategic and research methods, and put theoretical knowledge into practical applications in related industries.
- H. Develop maritime related risk management strategies.

#### ✓ **Communications**

- I. Communicate shipping and maritime management in policy, strategy, and prevailing issues and requirements in an organization and to achieve good teamwork.
- J. Write professional reports and conduct public speaking confidently.

#### ✓ **Character**

- K. Recognise the importance of a strong and just leadership, comply to ethical standards,

and uphold highest standards of integrity as a professional.

✓ **Civic Mindedness**

- L. Integrate all related skills and knowledge into the industry and exercise due diligence as a highly responsible professional, contributing towards nation and the society.

**Formative Feedback**

The lectures shall be interactive where your (students) inputs are highly encouraged in the process.

Instructors will take questions during and at end of lectures and provide on-the-spot clarifications. You (students) can also confer with instructors at tutorials/discussions, at appointed consultations or via email.

Students are assessed on two Quizzes consisting of MCQs and short questions. Feedbacks are provided for the quizzes in terms of instructors going through common mistakes made by students.

**Learning & Teaching Approach**

<b>Approach</b>	<b>How does this approach support students in achieving the learning outcomes?</b>
Lectures	This provides you with the needed background for outcomes (1) to (6) and to allow you to apply principles, methodologies and considerations related to legal principles in the shipping industry.
Tutorials	Comprises mostly qualitative questions, where most of which are open-ended case questions. Some quantitative questions are also included to provide practices for practical data-based analysis. The tutorials offer you with opportunities to analyse legal cases to address outcomes (1) to (6).

**Readings & References**

1. Baughen, S. (2009), Shipping Law, 4<sup>th</sup> Edition. Routledge-Cavendish – London.
2. Bundock, M. (2003). Shipping Law Handbook, 3<sup>rd</sup> Edition. LLP – London.
3. Hill, C. (2003). Maritime Law, 6<sup>th</sup> Edition. LLP - London.

**Course Policy & Student Responsibility**

(1) General

Students are expected to take responsibility to follow up with course notes, assignments, and course related announcements. You are also expected to participate in class discussions and submit the project report before the stipulated deadline.

## (2) Absenteeism

Valid reasons include falling sick supported by a medical certificate and participation in NTU's approved activities supported by an excuse letter from the relevant bodies. There will be no make-up opportunities for in-class activities.

## Academic Integrity

Good academic work depends on honesty and ethical behaviour. The quality of your work as a student relies on adhering to the principles of academic integrity and to the NTU Honour Code, a set of values shared by the whole university community. Truth, Trust and Justice are at the core of NTU's shared values.

As a student, it is important that you recognise your responsibilities in understanding and applying the principles of academic integrity in all the work you do at NTU. Not knowing what is involved in maintaining academic integrity does not excuse academic dishonesty. You need to actively equip yourself with strategies to avoid all forms of academic dishonesty, including plagiarism, academic fraud, collusion and cheating. If you are uncertain about the definitions of any of these terms, you should refer to the [Academic Integrity Handbook](#) for more information. Consult your instructor(s) if you need any clarification about the requirements of academic integrity in the course.

## Course Instructors

Instructor	Office	Phone	Email
TBC			

## Planned Weekly Schedule

Week	Topic	Course ILO	Readings /Activities
1	<b>Introduction to international maritime law</b> <ul style="list-style-type: none"><li>- Terms and abbreviations</li><li>- The international aspect of maritime</li><li>- International Conventions</li></ul>	1	Lecture and tutorial
2	<b>Ships, Nationality and Registration</b> <ul style="list-style-type: none"><li>- Determining the nationality of a vessel</li><li>- Registration and Flags of Convenience</li></ul>	2	Lecture and tutorial
3	<b>Sale of Ships and Shipbuilding Contracts</b> <ul style="list-style-type: none"><li>- Sale of ship</li><li>- Breaches of contract</li><li>- Sale and purchase practice</li><li>- Shipbuilding contracts</li></ul>	3	Lecture and tutorial
4	<b>Ship Mortgages</b> <ul style="list-style-type: none"><li>- Contractual mortgages</li><li>- Maritime mortgage, description, and applicable laws and conventions</li></ul>	4	Lecture and tutorial
5	<b>Admiralty Jurisdiction, Maritime Claims, Liens and</b>	4	Lecture and

	<b>Sovereign Immunity</b> <ul style="list-style-type: none"> <li>- Nature of action in rem. Procedures for an action in rem.</li> <li>- Procedural aspects of arrest of a ship</li> <li>- Wrongful arrest</li> <li>- What is a maritime lien?</li> <li>- Immunity of state-owned vessels</li> </ul>		tutorial
6 and 7	<b>Collisions</b> <ul style="list-style-type: none"> <li>- International regulations for prevention of collisions at sea</li> <li>- The 'last opportunity' rule</li> <li>- Presumption of fault</li> <li>- Standard of care</li> <li>- Causation</li> <li>- Apportionment of liability</li> <li>- Damages</li> <li>- Statutory liability</li> <li>- Time bar</li> <li>- Jurisdiction</li> <li>- Case Studies</li> </ul>	5	
8 and 9	<b>Salvage and Towage</b> <ul style="list-style-type: none"> <li>- Sources of salvage law</li> <li>- What property can be saved?</li> <li>- Geographical limits of salvage</li> <li>- Who can be a salvor?</li> <li>- What services qualify for salvage?</li> <li>- Principles governing the relationship between salvor and salvee</li> <li>- How is salvage award calculated</li> <li>- Remedies available to salvors</li> <li>- When does towage become salvage?</li> <li>- Tug-owner's right to limit liability</li> <li>- Case Studies</li> </ul>	5	Lecture and tutorial
10	<b>General Average</b> <ul style="list-style-type: none"> <li>- Extraordinary sacrifices and expenses</li> <li>- Voluntariness</li> <li>- Time of peril</li> <li>- Common safety</li> <li>- Valuing losses and assessing contributory values</li> <li>- York Antwerp Rules</li> </ul>	5	Lecture and tutorial
11	<b>Oil Pollution</b> <ul style="list-style-type: none"> <li>- International Convention on Civil Liability for Oil Pollution</li> <li>- International Convention on the Establishment of an International Fund for Compensation for Oil Pollution Damage</li> <li>- Civil Liability Convention</li> <li>- International Convention on Civil Liability for Bunker Oil Pollution</li> </ul>	5	Lecture and tutorial
12	<b>Limitation of Liability</b> <ul style="list-style-type: none"> <li>- Who can limit?</li> </ul>	5	Lecture and tutorial

	<ul style="list-style-type: none"> <li>- Which claims are subject to limitation?</li> <li>- Which claims are not subject to limitation?</li> <li>- How can the right to limit be lost?</li> <li>- How is the limitation figure calculated?</li> </ul>		
13	<p><b>Maritime Arbitration</b></p> <ul style="list-style-type: none"> <li>- What is maritime arbitration?</li> <li>- Who is Singapore Chamber of Maritime Arbitration?</li> <li>- Commencement and constitution</li> <li>- Case proceedings</li> <li>- Powers and arbitral procedures</li> <li>- Award and termination</li> </ul>	6	Lecture and tutorial