

Modern Maritime Law

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Maritime Terrorism and the Role of Judicial Institutions in the International Legal Order

- Md Saiful Karim 2016-10-20

In *Maritime Terrorism and the Role of Judicial Institutions in the International Legal Order*, Md Saiful Karim offers a critical analysis of the role of judicial institutions in combating maritime terrorism.

Modern Maritime Law and Risk Management

- Aleka Mandaraka-Sheppard 2014-02-04

Modern Maritime Law and Risk Management provides comprehensive coverage of contemporary international admiralty and maritime law in an easily accessible style. It brings together substantive law, jurisdictional issues and international aspects of maritime liabilities and compensation with a practical discussion of modern risk management. The book is an essential guide for marine lawyers worldwide, students, shipowners, ship managers, salvors, shipbrokers, mortgagees, P&I Clubs, shipbuilders, port authorities, classification societies, regulators and other shipping and risk management professionals. With a wealth of information covered, the book is helpfully divided into four parts - Admiralty Jurisdiction and Procedure; Substantive Law; International Conventions; and Safety at Sea.

Modern Maritime Law (Volume 2) - Aleka Mandaraka-Sheppard 2013-12-17

This unique title examines in depth issues of jurisdiction, maritime law and practice from a modern perspective and highlights the importance of risk management with a view to avoiding pitfalls in litigation or arbitration and minimising exposure to liabilities. The third edition has been fully revised and restructured into two self-contained volumes, the first

covering jurisdictional issues and risks and the second exploring the diverse aspects of maritime law, risks and liabilities. The second volume tackles the substantive maritime law with a particular emphasis on risk and liabilities, and analyses issues of contract, tort and criminal law, causation and remoteness of damages. Key features of Volume Two include: An analysis of the regulatory regime, new EU and IMO safety at sea legislation, reforming practices for flag states and recognised organisations, vetting, codes of good practice, and International Conventions. An explanation of the Rules of attribution of liability, the impact of the ISM Code upon liabilities, including criminal, corporate manslaughter, and the new Directive for ship-source pollution. Important developments in areas including: Ship-managing risks, best endeavours and fiduciary duties Mortgagees risks and economic torts New BIMCO standard terms of contracts Ship-sale risks - including sale 'as is' and 'as she was' Shipbuilding risks - guarantees and performance bonds New trends on wrongful acts of employees, collisions and measure of damages, salvage issues, environmental salvage, and towage contracts Piracy risks cases and general average New perspectives on risks and liabilities of port authorities Pollution liabilities, including trends of prosecution of class societies and charterers and new limits of liability under International Conventions Purchase Volumes 1 and 2 of the Modern Maritime Law together for a reduced price at

<http://www.routledge.com/books/details/9780415843201/>

Limitation of Liability in International Maritime Conventions - Norman A. Martínez

Gutiérrez 2010-12-16

Limitation of liability for maritime claims is a concept of respectable antiquity which is now deeply entrenched in the maritime industry. Under this concept, the shipowner is entitled to limit his liability for maritime claims up to a maximum sum regardless of the actual amount of the claims. The concept of limitation of liability has been adopted by many conventions ranging from those relating to the carriage of goods by sea, carriage of passengers and their luggage by sea, liability and compensation for pollution damage, to liability for the removal of wrecks. Each of these conventions has its own approach to limitation of liability. However, these particular liability regimes share the international arena with global limitation conventions such as the 1976 Convention on Limitation of Liability for Maritime Claims and the 1996 Protocol thereto. This book approaches limitation of liability from an international perspective looking at a number of key conventions including the global limitation conventions, the conventions relating to the carriage of passengers and their luggage by sea (1974 Athens Convention relating to the Carriage of Passengers and Their Luggage by Sea and the 2002 Protocol thereto), conventions relating to liability and compensation for pollution damage (1969 International Convention on Civil Liability for Oil Pollution Damage and the 1992 Protocol thereto, the 1996 International Convention on Liability and Compensation for Damage in Connection with the Carriage of Hazardous and Noxious Substances by Sea and the 2010 Protocol thereto, and the 2001 International Convention on Civil Liability for Bunker Oil Pollution Damage), as well as the 2007 Nairobi International Convention on the Removal of Wrecks. Each chapter of this book sets out to analyze provisions in the conventions which have proved to be controversial and subject to debate by courts and authors, as well as the relationship between the limitation provisions in claim specific liability conventions and in the global limitation conventions. Particular attention is also given to the persons entitled to limit liability, ships in respect of which liability can be limited, claims subject to limitation, claims excepted from limitation, basis of liability (where

applicable), loss of the right to limit, and the limits of liability. Limitation of Liability in International Maritime Conventions is of interest to academics and practicing lawyers who wish to understand the intricacies of the law of limitation.

Scandinavian Maritime Law - Thor Falkanger
2011-01-01

This book reflects the maritime law as found in the Nordic countries, and gives a broad introduction to a modern and updated maritime law system. Scandinavian maritime law is based on the Norwegian book "Sjørett" which is the standard Scandinavian textbook on maritime law. The book reflects the maritime law as found in the Nordic countries. The presentation gives a broad introduction to a modern and updated maritime law system. All the relevant court decisions in Scandinavia are reported. There are also references to legal articles, theses etc., with a bearing on maritime law, published in Scandinavia.

Operational Law in International Straits and Current Maritime Security Challenges - Jörg Schildknecht
2018-05-26

This book addresses a wide range of contemporary operational maritime law issues across the spectrum of operations. It provides sophisticated analyses and insights, and offers new interpretations of topics that are directly relevant for contemporary naval operations. The book examines unresolved legal issues in order to provide guidelines for conducting maritime operations, and also offers reference material for general education on the law of naval operations. Further, it serves as a comprehensive resource for operational doctrine and military planning, and presents an approach to dealing with multiple legal issues that demonstrates how modern military operations at sea can legally be executed. Focusing on operational and tactical topics, it is a valuable addition to the bookshelves of military lawyers and operators alike.

Ship Registration: Law and Practice -
Edward Watt
2013-07-04

The expanded and fully updated second edition include detailed coverage of additional flag states; an examination of the implications of the ISM and ISPS Codes and the requirements of the Large Yacht Code as they relate to ship

registration; a new introductory chapter describing the legal and practical requirements of ship registration; and a fresh analysis of the status and usage of national and open registries in current practice.

Modern Admiralty Law - Aleka Mandaraka-Sheppard 2011-02-10

Lucidly explaining the legal principles of Admiralty Law in a modern context, this new edition has been fully revised and updated to include recent case law and legislation, including extensive treatment of developments within the EC. Examining the law within a commercial perspective with suggestions for how legal risks should be managed, this is the ideal text for postgraduates studying admiralty or shipping law as well as professionals within the shipping industry. The intricate rules of the Brussels/Lugano Conventions are explained alongside conflict of jurisdictions, and the application of the forum non-conveniens, doctrine and forum shopping. Breach of jurisdiction agreements and remedies are also discussed and the vexed issues of anti-suit injunctions are dealt with comprehensively. *Modern Admiralty Law* analyses the corporate structures of ship owning companies and the circumstances in which the corporate veil may be pierced; suggestions for legitimate corporate structures for the purpose of risk management are also put forward. The consequences of non-compliance with the ISM Code are considered (such as potential criminal liability, the effect of non-compliance upon insurance contracts and limitation of liability), alongside an update of further measures being taken by the EC and the IMO on safety of ships and cleaner seas. An ideal reference tool, the new edition of this popular and comprehensive text includes summaries of the principles and case law and encourages further investigation. The practical and commercial orientation of this book will be of great benefit to readers studying the subject as an academic discipline as well as those who work in the area. From admiralty jurisdiction to limitation of liability, all aspects of admiralty law are thoroughly investigated, with recent developments providing new insights for this modern approach to admiralty law. This new edition is essential reading for postgraduates, practitioners, ship owners and managers, and a

wide range of professionals within the shipping industry.

Law of the Sea - Jill Barrett 2016-08-30

The United Nations Convention on the Law of the Sea (UNCLOS) now has nearly 170 States parties and is still attracting new ones. Often described as the "Constitution of the Sea," it sets the legal framework for all matters concerning the world's oceans. This book provides original thinking on a broad range of issues relating to maritime delimitation, including: exploiting the outer continental shelf; emerging international energy issues at sea; the relationship between climate change and law of the sea; protecting human security and the marine environment; China's approach to UNCLOS; and the settlement of disputes for States and the European Union. The book analyzes the fundamental nature of UNCLOS and concludes that it may now be characterized as a "living treaty" due to its capacity to adapt to new realities. It goes on to assess just how alive UNCLOS is, in the sense of its quality of life or vitality, and how well-equipped it is to meet the challenges of the future. The contributors are leading specialists in the law of the sea. They include scholars of international law and geology, legal practitioners, government practitioners, and a former ITLOS judge. This book will be an important asset for all readers interested in contemporary developments in the law of the sea. *** (from the Foreword) "The papers in this volume [are] prepared by a very distinguished group of the most expert, and most perceptive, commentators on the contemporary law of the sea ...The insight that each of them brings to the peculiar strengths and weaknesses of UNCLOS as an expression of, and vehicle for, international co-operation and co-ordination makes this a volume of exceptional interest and importance." --Professor Vaughan Lowe QC [Subject: Maritime Law, Law of the Sea]

International Maritime Law from the Russian Perspective - Vasiliy Gutsulyak 2018

This book is one of the most comprehensive guides to international maritime law from the Russian perspective. It consists of three relatively independent sections: Russian Maritime Law, International Public Maritime Law, and International Private Maritime Law.

First section discusses the development of the maritime law as a branch of the Russian law. It examines concepts and sources of the Russian federal laws, secondary legislation and customs, including the influences guiding the future of Russian law of the sea. . The second section examines International Public Maritime Law including the principles, sources, subjects, as well legal status of the vessel, including the vessel's state flag, her name, state registration, the problem of "flags of convenience", vessel's documents, the crew, and the master. This section further details the current international legal regime of maritime spaces, provisions concerning legal protection of marine environments, ensuring navigation safety, international legal regulation of the work of seamen, international inter-governmental marine organizations, and settlement of international public marine disputes. The third section is devoted to International Private Maritime Law and discusses its principles and sources, conflict-of-law rules, structure and types, and the main choice-of-law principles used today in international private maritime law. This section also discusses the following institutions and sub-branches within international private maritime law including: carriage of cargoes and passengers by sea, general average, salvage, collisions of vessels, marine insurance, limitation of liability, international non-governmental maritime organizations, and settlement of international private marine disputes.

The International Law of the Shipmaster - John A. C. Cartner 2013-03-01

A comprehensive review of the laws and regulations governing the shipmaster including customary law, case law, statutory law, treaty law and regulatory law, covering: • A brief history of the shipmaster • Manning and crewing requirements in relation to vessel registration • Comparison of regimes of law of agency for shipmasters and crews across jurisdictions • Examination of shipmaster liability (civil and criminal)

The Law of Tug and Tow and Offshore Contracts - Simon Rainey 2013-07-31

Fully updated and revised, the only modern work on the law of towage and offshore vessel services, comprising a comprehensive account of

the general law coupled with a detailed clause-by-clause commentary and analysis of the major standard contracts used in the international offshore, towage and heavylift sectors, including the BIMCO Towcon, Towhire, Supplytime and Heavylift forms. The Law of Tug and Tow and Offshore Contracts has rapidly established itself as a leading text and is written by, Simon Rainey QC, one of the foremost shipping practitioners with unrivalled experience in the field. Key reasons to buy *The Law of Tug and Tow and Offshore Contracts, Third Edition* • the only clause-by-clause commentary on all of the major standard form contracts used by the offshore industry • the only in-depth analysis of the drafting history of the BIMCO standard form offshore contract, comparing the recent amended versions in their drafting context; • the only authoritative analysis of the case law and arbitration decisions affecting the towage and offshore industries • written from the perspective of a leading practitioner with unrivalled practical experience over many years of the contract forms and of the issues which arise under them (many of which are unreported) and involved in almost all of the leading cases in the field • written with an eye on the practicalities of how the contracts work given the everyday problems which arise in the industry, with guidance where the standard forms may require amendment

The United States and International Law - Lucrecia García Iommi 2022-07-26

The United States spearheaded the creation of many international organizations and treaties after World War II and maintains a strong record of compliance across several issue areas, yet it also refuses to ratify major international conventions like the UN Convention on the Law of the Sea and the Convention on the Elimination of All Forms of Discrimination Against Women. Why does the U.S. often seem to support international law in one way while neglecting or even violating it in another? *The United States and International Law: Paradoxes of Support across Contemporary Issues* analyzes the seemingly inconsistent U.S. relationship with international law by identifying five types of state support for international law: leadership, consent, internalization, compliance, and enforcement. Each follows different logics and

entails unique costs and incentives. Accordingly, the fact that a state engages in one form of support does not presuppose that it will do so across the board. This volume examines how and why the U.S. has engaged in each form of support across twelve issue areas that are central to 20th- and 21st-century U.S. foreign policy: conquest, world courts, war, nuclear proliferation, trade, human rights, war crimes, torture, targeted killing, maritime law, the environment, and cybersecurity. In addition to offering rich substantive discussions of U.S. foreign policy, their findings reveal patterns across the U.S. relationship with international law that shed light on behavior that often seems paradoxical at best, hypocritical at worst. The results help us understand why the United States engages with international law as it does, the legacies of the Trump administration, and what we should expect from the United States under the Biden administration and beyond.

[A Treatise on Maritime Law](#) - Henry Flanders
1852

[Modern Maritime Piracy](#) - Robert C. McCabe
2017-09-14

This book examines the complex phenomena of modern maritime piracy. The work offers a cutting-edge analysis of modern maritime piracy in the two most pirate-prone regions - southeast Asia and northeast Africa - from the late twentieth century to the modern day. These case studies present a detailed exploration of how regional and international governments responded to upsurges of piracy and how responses have evolved over the course of the past 40 years. This analysis reveals the results of these efforts and what effect, if any, suppressing piracy at sea had on tensions and instability ashore. The book transcends a simple narrative, providing detailed and extensively researched case studies of contemporary manifestations and responses at the strategic, operational and tactical levels. New insights are offered, such as the role of external navies in the repression of piracy in northeast Africa before the well-documented escalation in 2005. In addition, this book constructs a comparative analytic framework to gauge the effectiveness and shortcomings of modern attempts to counteract piracy, which reveals lessons learned, future

policy projections and wider implications. This analysis adds new classifications, innovative concepts and scholarly depth to the field of maritime security studies, naval history and theory and international relations. This book will be of much interest to students of naval history, maritime security, strategic studies and international relations.

[Maritime Security and the Law of the Sea](#) -
Natalie Klein 2012-10-04

Maritime Security and the Law of the Sea examines the rights and duties of states across a broad spectrum of maritime security threats. It provides comprehensive coverage of the different dimensions of maritime security in order to assess how responses to maritime security concerns are, and should be, shaping the law of the sea. The discussion canvasses passage of military vessels and military activities at sea, law enforcement activities across the different maritime zones, information sharing and intelligence gathering, as well as armed conflict and naval warfare. In doing so, this book not only addresses traditional security concerns for naval power but also examines responses to contemporary maritime security threats, such as terrorism, weapons of mass destruction, piracy, drug-trafficking, environmental damage and illegal fishing. While the protection of sovereignty and national interests remain fundamental to maritime security and the law of the sea, there is increasing acceptance of a common interest that exists among states when seeking to respond to a variety of modern maritime security threats. It is argued that security interests should be given greater scope in our understanding of the law of the sea in light of the changing dynamics of exclusive and inclusive claims to ocean use. More flexibility may be required in the interpretation and application of the UN Convention on the Law of the Sea if appropriate responses to ensure maritime security are to be allowed.

Understanding of the Modern Maritime Law
- 2019

Historic Waters and Historic Rights in the Law of the Sea - Clive R. Symmons 2019-03-27

This new edition discusses the important clarifications on historic maritime claims—particularly 'historic rights' (falling

short of sovereignty); and the interaction of such rights with the Law of the Sea Convention resulting from the arbitral Award on the Merits of 2016 in *Philippines v. China*, and examines what is now left of the former customary law doctrine.

Ship Building, Sale and Finance - Baris Soyer
2016-04-20

Written by a team of acclaimed practitioners and leading academics, this book brings together in one single volume an analysis of contemporary legal issues concerning ship building, sale and finance contracts. It offers a comprehensive, expert and thoroughly practical guide on what is a very complex area of law in today's international shipping industry. The book presents a detailed and critical analysis of standard and non-standard shipbuilding and sale contracts, including vital but often overlooked issues such as payment and refund guarantees, which have been at the forefront of recent litigation and practice. It also critically and thoroughly analyses several types of standard insurance contracts, including shipbuilder's risks and mortgagee's interests, which are not adequately dealt with elsewhere and it provides a critical and contemporary discussion on the legal and practical issues surrounding ship finance, ship mortgages and more esoteric issues such as the use of bareboat charters and financial derivatives. This book is an indispensable guide for legal practitioners, academics and industry professionals worldwide. The book is divided into 3 parts; Legal Issues relating to Ship Building, Ship Sale Contracts and Practice, and Legal and Practical Issues relating to Ship Finance. Each has been expertly contributed to by the leading practitioners and academics in the field from top firms, chambers and institutions including; Ince & Co, Quadrant Chambers, Haynes and Boone CDG, LLP, Holman Fenwick Willan LLP, Watson Farley & Williams LLP, 7 Kings Bench Walk, and Institute of International Shipping and Trade Law (IISTL) of Swansea University.

Modern Law of the Sea - David Anderson 2008
These collected essays examine different aspects of the modern law of the sea. They address many key provisions in the United Convention on the Law of the Sea, including its historical development, the substantive rules governing

navigation, resources, the regime of the high seas, maritime jurisdiction, the protection of the marine environment and the delimitation of maritime boundaries, as well as the settlement of disputes. The essays also review the Implementation Agreement of 1994 concerning deep seabed mining and the Implementation Agreement of 1995 concerning Straddling and Highly Migratory Fish Stocks. The author presents purely personal views on many negotiations and cases in which he participated. The essays, written between 1988 and 2006, will be of interest to everyone involved in the law of the sea. Davis Anderson is a former legal adviser to the Foreign and Commonwealth Office (1960-1996) and judge of the International Tribunal for the Law of the Sea (1996-2005).

Maritime Law - Frank L. Maraist 2003

Cases and Materials on Maritime Law is unique in its focus on the modern admiralty practice. The cases and materials selected focus on current issues that the maritime lawyer faces, in addition to the historical bases of those issues. Another key feature of the book is that it includes applicable legislation alongside cases, rather than in a statutory supplement. This technique of statutory inclusion allows the student to see and understand the critical relationship between case law and statutes in admiralty. The book could be used for a general admiralty course or for a shorter, more focused maritime personal injury course.

Enforcement of Maritime Claims - David Jackson
2013-08-22

The fourth edition consists of consideration of all aspects of the jurisdiction of English courts and arbitrators over maritime claims, applicable law, judgments, remedies and security interests, including the continuing critical impact of membership of the European Union. The comprehensive updating encompasses legislative, convention and judicial developments since the publication of the last edition in 2000 - in particular the replacement of the amended Brussels Jurisdiction and Judgments Convention 1968 by Council Regulation 44/2001 and its effect on other maritime convention jurisdiction provisions, relevant Civil Procedure Rules and judicial interpretation of both.

Ancient Athenian Maritime Courts - Edward Cohen 2015-03-08

Athenian power and prosperity in the fourth century B.C. was based largely on commerce. The complex litigation arising from commercial activities was heard in special maritime courts, dikai emporikai, the subject of this monograph. Using both ancient and secondary sources, Edward E. Cohen has pieced together the evolution of these courts and has explored their procedure and jurisdiction. He successfully treats the much-discussed problem of why they were termed "monthly," and makes it clear that "supranationality" was a feature of all Hellenic maritime law. He shows conclusively that their jurisdiction was limited *ratione rerum*, not *ratione personarum*, because a legally defined "commercial class" did not exist in Athens at this time. Classicists and lawyers alike will find this a fascinating study. It not only contributes to our understanding of the Athens of Plato, Aristotle, and Demosthenes, but also points out that certain principles of Athenian maritime law are still imbedded in the modern international law of maritime commerce. Originally published in 1973. The Princeton Legacy Library uses the latest print-on-demand technology to again make available previously out-of-print books from the distinguished backlist of Princeton University Press. These editions preserve the original texts of these important books while presenting them in durable paperback and hardcover editions. The goal of the Princeton Legacy Library is to vastly increase access to the rich scholarly heritage found in the thousands of books published by Princeton University Press since its founding in 1905.

Modern Maritime Law - Aleka Mandaraka-Sheppard 2013

Revision of the author's Modern maritime law and risk management.

The Modern Law of Marine Insurance - Rhidian Thomas 2015-10-14

This latest and fourth volume in the series comprises ten contributions written by an expert team of academics and practitioners and which collectively analyse and expound many of the contemporary legal issues and debates in the law and practice of marine insurance. Some of the contributions touch upon areas of the law which will be amended by the Insurance Act 2015, and provide an insight to the future changes in the law. The topics covered are An

assessment of the Marine Insurance Act 1906
Construction of marine policies
Litigating against brokers - the measure of damages
Co-insurance and leading underwriter clauses
Duties of good faith of insurers and reinsurers
Assured right to interest when a policy is avoided
The impact of The Cendor MOPU on the Institute Cargo Clauses
Fraudulent claims
Aspects of Subrogation
Conflict of laws in light of the recast Brussels I Regulation
This book is essential reading for maritime lawyers, brokers and insurance market practitioners, academics, and companies associated with the marine insurance markets worldwide.

The Loss of the "Trades Increase" - Richmond Barbour 2021-03-05

Was it the Titanic of its age? Christened by an optimistic King James I in December 1609, the Trades Increase was the greatest English merchant vessel of the Jacobean era—a magnificent ship embodying the hopes of the nascent East India Company to claim a commanding share of the Eastern trade. But the ship's launch failed when it proved too large to exit from its dock, an ill-fated start to an expedition that would end three years later, when a dangerously leaking Trades Increase at last reached the shores of Java. While its smaller companion vessel would sail home with handsome profits for investors, the rotting hull of the great ship itself was beyond repair. The Trades Increase and nearly all who sailed it perished wretchedly on the far side of the world. The terrible pattern proven by this voyage, with profits to an elite few in London stained by catastrophic losses in equipment and personnel abroad, ignited rancorous controversy in England over the human, moral, and economic costs of such commerce. In The Loss of the "Trades Increase" Richmond Barbour has written an engrossing account of the tragic expedition and of global capitalism at its hour of emergence. Its sources fragmented among journals, minutes, and letters in the archives of the East India Company, the full story of the Trades Increase is told here for the first time. Earlier writers minimized the loss as a temporary setback and necessary sacrifice on the road to empire. In a work informed by corporate history and postcolonial theory, Barbour sees the saga of the voyage, and all that

produced and justified it, differently: as an expression of the structural conflicts, operational risks, and material incapacities that haunted and ultimately unraveled the British Empire—and that destabilize multinational corporations, global markets, and our common biosphere to this day.

Limitation of Liability for Maritime Claims - Patrick Griggs 2020-11-25

This fourth edition addresses certain developments, including the 1996 Protocol to the 1976 Limitation Convention, which have come into effect since publication of the previous edition. The chapters on limitation of liability for passenger claims and in relation to the carriage of goods have been updated, as has the chapter on limitation regimes worldwide. The book also focuses upon the practicalities of seeking to limit by reference to case law and procedural rules.

Bills of Lading - Sir Richard Aikens 2015-12-22
Bills of Lading form an essential part of the carriage of goods by sea and international trade. Their multi-functional nature, together with the large volume of case law and regulation, make the law in this field as complex as it is commercially vital. This bestselling book provides a detailed analysis of the law and practice applicable to bills of lading before, during and after shipment, helping today's busy practitioner to quickly and easily find the information they need. This book has been fully revised and updated with all of the major developments since its first edition, including: Reference to increasingly important Singapore and Far-Eastern decisions An analysis of modern developments in seaworthiness, from vetting and approval clauses to the topical issues of vulnerability and piracy attacks Detailed examination of misdelivery, fraudulent or forged bills of lading, and delivery without production of a bill of lading Revised coverage of conflicts and procedural matters, including anti-suit injunctions, jurisdiction battles and the scope of arbitration Reference to relevant European law relating to issues of jurisdiction and procedure Comprehensive treatment of Switched bills, transshipment, house bills, deck carriage and container cargo New material on the practical implications of electronic bills of lading This text continues to provide an indispensable reference for maritime practitioners and institutions

worldwide.

Maritime Piracy and the Construction of Global Governance - Michael J. Struett 2013-05-07

Piratical attacks have become more frequent, violent, costly and increasingly threaten to undermine order in the international system. Much attention has focused on Somalia, but piracy is a problem worldwide. Recent coordination efforts among states in South East Asia appear to have helped in the area, but elsewhere piracy has expanded. Interestingly, international law has long recognized piracy as a crime and provided tools for universal suppression, yet piracy persists. In this book, a handpicked group of leading experts in the field of International Relations use maritime piracy as a means to expose the incongruities in our understanding of global governance. Using broadly constructivist approaches to understand international actors' responses to the challenges created by maritime piracy, the contributors question a number of myths and misconceptions around piracy and analyze the various ways that international law and organizations channel actors' understandings of maritime piracy and their efforts to respond to it. In doing so, they expose some shaky foundations for IR theorists: how do we conceive of governance and legitimacy when they are delinked from the territorial aspect of the modern nation-state? What happens to prospects for cooperation when we get to the nitty-gritty questions of practice related to paying for trials, imprisoning and maintaining captured pirates, bearing the burden of policing sea-lanes, or even determining what constitutes a pirate? Does anyone have a monopoly on the legitimate use of force at sea, and how is that legitimacy constructed? *Maritime Piracy and the Construction of Global Governance* offers an improved theoretical understanding of the response of the international community to maritime piracy and broadens our understanding of the complex and sometimes countervailing motivations of all the actors involved, from international organizations and states down to the pirates themselves.

Modern Maritime Law - Aleka Mandaraka-Sheppard 2014-02-04

"Revision of the author's *Modern maritime law*

and risk management.

Excessive Maritime Claims - J. Ashley Roach
2012-06-22

Now in a third, revised edition, *Excessive Maritime Claims* by J. Ashley Roach and Robert W. Smith is designed for law of the sea and maritime law specialists. Coverage includes current affairs in maritime law such as submarine cables, polar areas, environmental protection, sovereign immunity and sunken ships, and maritime law enforcement, maritime security, proliferation of weapons of mass destruction by sea, piracy, and protection of underwater cultural heritage.

Ship Operations - Baris Soyer 2020-11-24

This book covers in one handy volume all the major topics associated with ship operations. Carefully, co-ordinated to ensure breadth, relevance and lack of overlap, the topics covered are addressed by authors who are the very top of their profession, whether in legal practice or academia, and are presented in a manner which is topical and clear. Part I offers a detailed and critical analysis of issues of contemporary importance concerning new liability regimes and developments. Part 2 discusses how parties, in particular ship operators, attempt in contemporary practice to allocate their risks concerning ship operations. Part 3 evaluates the legal position of those involved in more 'back office' operations. The book provides an invaluable guide to recent legal and practical developments and offers a comprehensive, well-informed and thoroughly practical guide on what is a very complex and developing area of law. It will therefore be of great use to legal practitioners and administrators of ship operations worldwide, as well as students in this area and academics associated with maritime law generally.

Modern Maritime Law (Volume 1) - Aleka Mandaraka-Sheppard 2013-12-17

This unique title examines in depth issues of jurisdiction, maritime law and practice from a modern perspective and highlights the importance of risk management with a view to avoiding pitfalls in litigation or arbitration and minimising exposure to liabilities. The third edition has been fully revised and restructured into two self-contained volumes, the first covering jurisdictional issues and risks and the

second exploring the diverse aspects of maritime law, risks and liabilities. The book continues to provide succinct analysis of the key principles and precedents of maritime law, a detailed account of important decisions, and incorporates developments in regulation, Codes of good practice and international Conventions. The first volume tackles a wealth of complex jurisdictional aspects, ranging from the enforcement of maritime claims to a detailed analysis of the conditions of arrest of ships, including reconsideration of wrongful arrest, beneficial ownership, forum non-convenience and limitations upon the jurisdiction of the English courts. Key features of Volume One: Expert analysis of the very latest case law, including noteworthy cases in international jurisdictions Highlights important recent changes and developments in: piercing the corporate veil - State immunity conflict of laws and jurisdictions stay of proceedings for breach of jurisdiction or arbitration agreements issues arising from tiered dispute resolution clauses anti-suit injunctions Timely examination of the EU jurisdiction scheme and the Review of the Brussels I Regulation New Chapter on Freezing Injunctions as compared with the US Rule B Attachment This book serves as an invaluable reference for lawyers, academics, and a host of shipping and risk management professionals worldwide. Purchase Volumes 1 and 2 of the *Modern Maritime Law* together for a reduced price at

<http://www.routledge.com/books/details/9780415843201/>

Contracts of Carriage by Air - Malcolm A. Clarke
2013-05-02

Contracts of Carriage by Air, Second Edition contains annotated analysis of the provisions of the international conventions governing the carriage of goods and passengers by air. This book provides you with practical advice and brings you: • An overall view of the two liability regimes, followed by a short history of the Warsaw Convention in its various versions and what led to agreement on a single regime, the Montreal Convention, as well as the threat to uniformity posed by EC Directives. • A statement of the rules of interpretation applicable to conventions of uniform law, illustrated mainly by decisions of the air

conventions. • Commentary on the text of the 1999 Montreal Convention together with commentary on the text of the 1967 Warsaw Convention. • Reference to decisions of the courts not only of the UK but also those of other common law countries, notably the USA, and countries of civil law, notably France and Germany.

Modern Maritime Law and Risk Management - Alexandra Mandaraka-Sheppard 2009
Introduction. Nature of the Admiralty Jurisdiction. Mode of Exercise of Jurisdiction Procedure (Overview) Rules and Doctrines Restricting the Jurisdiction of the Admiralty Court to Adjudication on the Merits of the Case Convention Jurisdiction Bases and Multiple Proceedings in Admiralty Anti-Suit Injunctions Ownership Registration and Management of Ships Ship Mortgages Shipbuilding Ship Sale and Purchase Collisions at Sea and Liabilities Salvage Towage Harbours and Pilotage Exclusion and Limitation of Liability The European Commission and Maritime Safety Risk Management Culture and Collective Responsibility.

Selected Contemporary Issues in the Law of the Sea - Clive R. Symmons 2011-06-09
Drawing on papers presented at Trinity College, Dublin, in 2010, 15 international expert contributors cover diverse law of the sea aspects such as straight baselines, high seas/EEZ jurisdiction (including human rights issues), and the definition of, and jurisdiction over, piracy and submissions to the CLCS relating to outer continental shelf claims in disputed areas

Contemporary Maritime Piracy - James Kraska 2011

This volume provides a concise introduction to the issues and debates regarding modern piracy, including naval operations, law, and diplomacy, and focuses on the recent surge of attacks off the coasts of Africa and Asia. In the past decade, the incidence of maritime piracy has exploded. The first three months of 2011 were the worst ever, with 18 ships hijacked, 344 crew taken hostage, and 7 crew members murdered. The four Americans on board the sailing vessel *Quest* were shot at point-blank range. The economic costs are also staggering, reaching \$7 to \$12 billion per year, as insurance costs skyrocket,

ransoms double and then quadruple, and ships are forced to hire armed security for protection. Pirates operating off the Horn of Africa disrupt shipping traffic through the strategic Suez Canal, siphoning transit fees from an unstable Egypt, while the seizure of supertankers in the Indian Ocean underscores the vulnerability of the world's oil supply. Governments, private industry, and international organizations have mobilized to address the threat. This is the first volume to examine their work in developing naval strategy, international law and diplomacy, and industry guidelines to suppress contemporary maritime piracy. **Contemporary Maritime Piracy: International Law, Strategy, and Diplomacy at Sea** comprises three sections, the first of which contains chapters on historical and contemporary piracy, international law and diplomacy, and coalition strategies for combating future piracy. The second and third parts provide collections of historic profiles and relevant documents. Includes maps and relevant key documents Provides a bibliography of sources of additional information regarding international piracy

Liability Regimes in Contemporary

Maritime Law - Rhidian Thomas 2020-12-23
This book addresses the topical and current issues in maritime law and brings them together into a coherent strand by the common perspective of liabilities for the professional reader. **Liability Regimes in Contemporary Maritime Law** appeals to both the industry and the legal profession and provides a degree of analysis and discussion, while also bringing together in a single volume the essential interest in a range of individual subject areas.

Maritime Security and the Law of the Sea - Sir Malcolm D. Evans 2020-01-31

Exploring everything from contemporary challenges to ocean security this book offers detailed insights into the increasing activities of state and non-state actors at sea. Chapters revisit the United Nations Convention on the Law of the Sea (LOSC), highlighting how not all maritime security threats can be addressed by this, and further looking at the ways in which the LOSC may even hinder maritime security.

A Practitioner's Guide to Maritime

Boundary Delimitation - Stephen Fietta 2016
This book provides a user-friendly and practical

guide to the modern law of maritime boundary delimitation. The law of maritime boundaries has seen substantial evolution in recent decades. The book provides a comprehensive overview of the law in this field, and its development through the United Nations Convention on the Law of the Sea, which set out the framework of the modern law in 1982. The Convention itself has since been substantially built upon and clarified by a series of judicial and arbitral decisions in boundary disputes between sovereign states, which themselves also built upon earlier case law. The book dissects each of the leading international judgments and awards since the North Sea Continental Shelf Cases in 1969, providing a full analysis of the issues and context in each case, explaining their fundamental importance to shaping the law. The book provides forty clear technical illustrations to

carefully demonstrate the key issues at stake in this complex area of law. Technological developments in the exploitation of maritime natural resources (including oil and gas) have provided a significant impetus for recent boundary disputes, as they have made the resources found in remote areas of the ocean and seabed more accessible. However, these resources cannot effectively be exploited at the moment, as hundreds of maritime boundaries worldwide remain undelimited. The book therefore complements the legal considerations raised with substantial technical input. It also identifies key issues in maritime delimitation which have yet to be resolved, and sets out the possible future direction the law may take in resolving them. It will be an unique and valuable resource for lawyers involved in cases involving maritime delimitation, and scholars and students of the law of the sea.