



## Maritime Transport Law (B001513)

Wegens Covid19 kan mogelijk afgeweken worden van de onderwijs- en evaluatievormen. Dergelijke afwijkingen zullen via Ufora worden gecommuniceerd.

Cursusomvang (nominale waarden; effectieve waarden kunnen verschillen per opleiding)

Studiepunten 3.0      Studietijd 90 u      Contacturen 30.0 u

Aanbodsessies in academiejaar 2020-2021

A (semester 2)      Engels      Gent

Lesgevers in academiejaar 2020-2021

Bernauw, Kristiaan      RE21      Verantwoordelijk lesgever

Aangeboden in onderstaande opleidingen in 2020-2021

	stptn	aanbodsessie
<a href="#">Master of Laws in International Business Law</a>	3	A
<a href="#">Master of Laws in International and European Law</a>	3	A
<a href="#">Master of Science in Maritime Science</a>	3	A
<a href="#">Uitwisselingsprogramma rechten</a>	3	A

Onderwijstalen

Engels

Trefwoorden

maritime transport, charterparty, bill of lading, contract of affreightment

Situering

Initiate and familiarize the student with the discipline of the law of the maritime contract of carriage, that in the general education is only scarcely addressed. Transfer of knowledge of the more important legal aspects (e.g. liability of the maritime carrier) of transport at sea. Linking with other relevant legal disciplines (commercial law, insurance law, financial law). Understanding the issuance, use and interpretation of maritime transport documents as well as the legal rules pertaining to maritime transport. To provide the student with a solid basis for recognition, a correct assessment and solving of the legal aspects and problems of the contract of sea carriage. Provide a basis for more specialized study and/or research in the field of the contract of carriage.

Inhoud

Both maritime carriage of persons and goods are treated. To the extent that it comprises a maritime segment, also multimodal transport is addressed. With respect to cargo transportation the 2 legal contexts are studied : viz. the contract of affreightment (evidenced by a charter party) and the contract of carriage (evidenced by a bill of lading) (Hague-Visby Rules). The function and legal status of maritime transport intermediaries and auxiliaries is explained. Attention is also given to the traditionally in the transport operation :

- respective parties involved
- documents used
- clauses applied

Finally also the principles of general average (York-Antwerp Rules) and marine insurance are touched upon.

Begincompetenties

basic knowledge of commercial law and preferably general transport law.

Eindcompetenties

1 Knowledge of the national, European and international legal regime of the maritime transport contract both in international and national law and in standard clauses used

- in the sector
- 2 Recognizing the link of maritime transport law with other relevant legal disciplines (commercial law, insurance law, financial law).
  - 3 Understanding the issuance, use and interpretation of maritime transport documents (i.a. in the framework of documentary credit)
  - 4 Understanding the intervention, function and legal position of intermediaries and auxiliaries in the logistic chain involving a maritime transport operation
  - 5 Ability to identify, assess and solve readily legal aspects and problems concerning contracts of sea carriage
  - 6 Ability to perform more specialized study and/or research in the field of the contract of carriage
  - 7 Understanding the impact of new technology (e.g. unmanned vessels) on the maritime transport business
  - 8 Ability to reflect and argue in a reasoned manner on fundamental policy issues related to maritime transport, such as limitation and exoneration of liability

#### Creditcontractvoorwaarde

Dit opleidingsonderdeel kan niet via creditcontract gevolgd worden

#### Examencontractvoorwaarde

Dit opleidingsonderdeel kan niet via examencontract gevolgd worden

#### Didactische werkvormen

Hoorcollege, hoorcollege: plenaire oefeningen

#### Toelichtingen bij de didactische werkvormen

Lectures with practical examples and the possibility to ask questions  
Exercise about a specific maritime transport case (plenary discussion, suggestions of possible solutions, ...)

#### Leermateriaal

syllabus; price: 7,5 €

#### Referenties

Inco terms, art. 91 Belgian Maritime Code; Hague-Visby Rules, York-Antwerp Rules

#### Vakinhoudelijke studiebegeleiding

The teacher and assistants are available to individually clarify any problem that may have arisen in the assimilation of the subject matter.

#### Evaluatiemomenten

periodegebonden evaluatie

#### Evaluatievormen bij periodegebonden evaluatie in de eerste examenperiode

Schriftelijk examen

#### Evaluatievormen bij periodegebonden evaluatie in de tweede examenperiode

Schriftelijk examen

#### Evaluatievormen bij niet-periodegebonden evaluatie

#### Tweede examenkans in geval van niet-periodegebonden evaluatie

Examen in de tweede examenperiode is mogelijk

#### Toelichtingen bij de evaluatievormen

Written exam to test the readily available knowledge and a simple case via open questions  
The consultation of all legal texts is allowed

#### Eindscoreberekening

100% Written exam