



Institute of Maritime Law
Annual Report 2010

Director's Report 2010

Welcome to the Institute of Maritime Law Annual Report 2010.

This 28th year has been a truly remarkable one for the Institute of Maritime Law and its members. Now with fifteen active members, the Institute has further grown in size, talent and capacity as the research output, training offer and range of consultancies contained in this report bear witness.

Since its inception in 1982 the Institute has aspired to furthering legal research and scholarship in maritime law while playing a pivotal role in facilitating dialogue among academics and professionals in the shipping world. In 2010 this was particularly true at three levels:

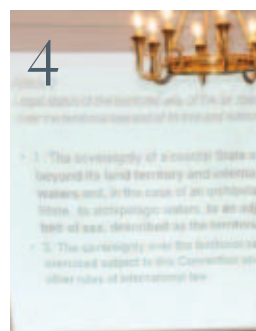
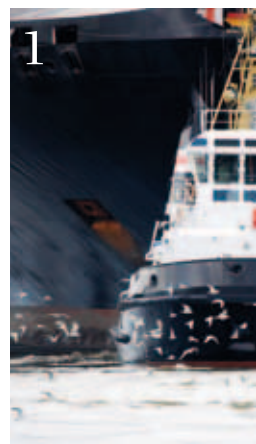
Members' authoritative **research** output included a number of key texts and publications such as the new editions of *Colinvaux's Law of Insurance* and *Shawcross and Beaumont on Air Law* as well as important new publications like *Marine Cargo Insurance* for which John Dunt has just been awarded the prestigious 2010 BILA book prize. Research at the Institute does not exclusively take the written form: issues of maritime conflicts of law were the subject of lively discussion in Southampton where the first Tripartite Colloquium on Maritime Law co-organised by the Institute, the Nordisk Institutt for Siørett and the Tulane Maritime Law Centre took place at the beginning of October. Our specialised Philippa Kaye Library has also grown this year and contains one of the most complete thematic collections of maritime law materials in the world, now with International Civil Aviation Organisation (ICAO) depository status from September 2010.

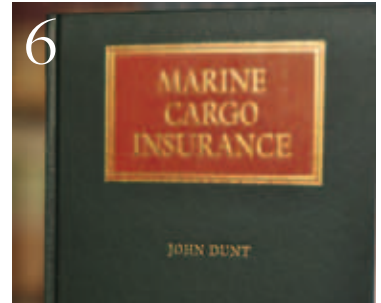
The **training** offerings by the Institute have also been very rich this year: our 37th Maritime Law Short Course attracted 40 delegates from 14 countries, while our 2nd Singapore Short Course and Submarine Cables Course have attracted significant interest. 2010 also marks the launch of the IML London CPD Programme, a tailor-made CPD solution which is already attracting considerable attention.

Consultancy has always been the third pillar of our core activities at the IML and 2010 has been no exception. Members have played major roles in law reform both at home with the English and Scottish Law Commissions, the Department for Transport and the British Maritime Law Association, in Europe with DG MARE and abroad for organisations such as the IMO, the ICC, the Joint Cargo Committee and foreign governments.

The Institute continues to go from strength to strength adapting to new market conditions, new clients and even a new Director. Yet one thing remains rock solid against the moods of the ocean, unaffected by change and the passage of time: the passion and commitment each and every member of the team has for all the Institute represents. To my colleagues, our sponsors and our friends, my sincere thanks.

Filippo Lorenzon
November 2010





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4 Tri-Partite Colloquium on Maritime Law. Part of the IML Events, Conferences and Seminars Programme

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5 2010 sees The Philippa Kaye Library awarded ICAO depository status

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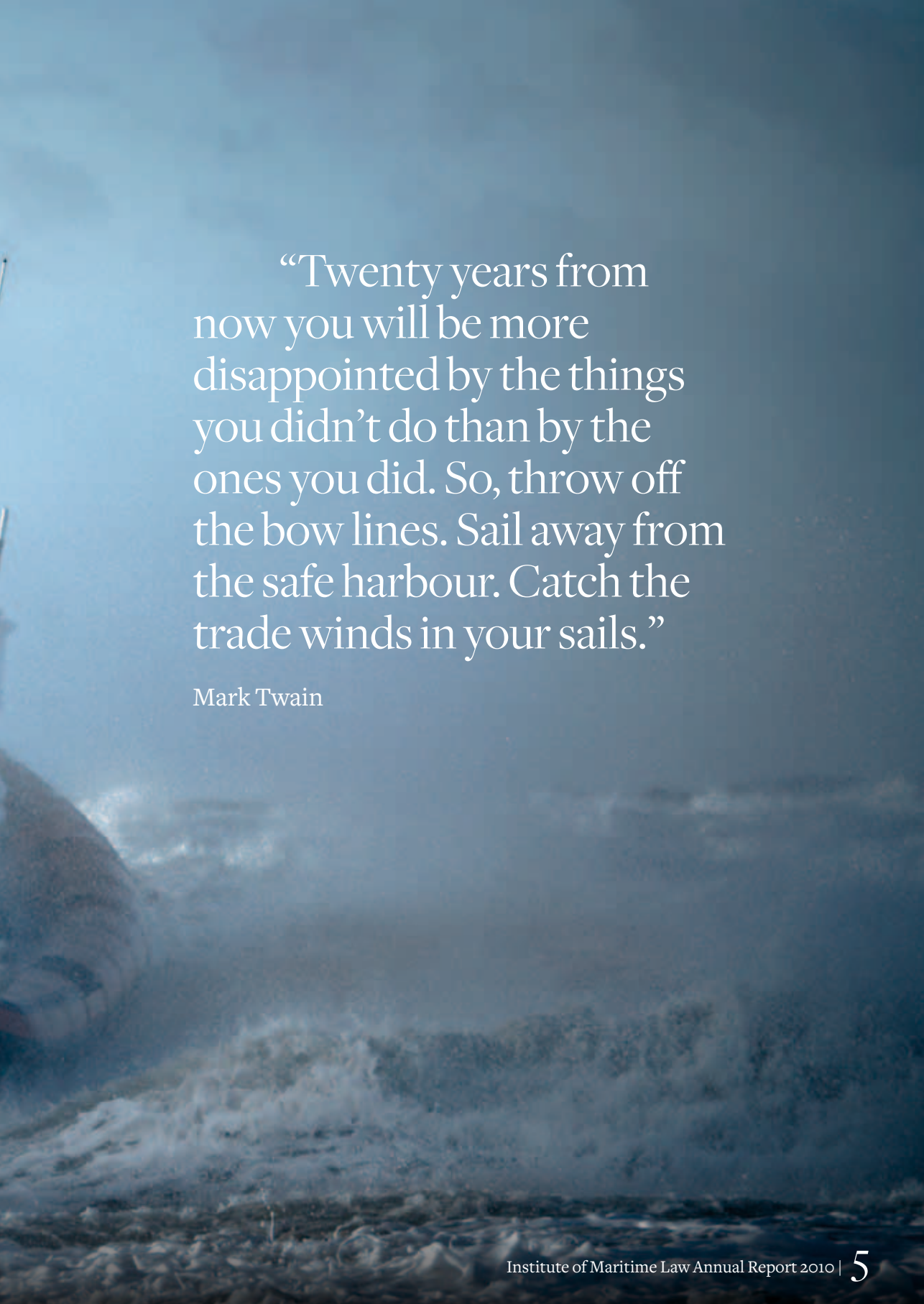
6 Recent Key Publications

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This information can be made available, on request, in alternative formats such as electronic, large print, Braille or audio-tape and, in some cases, other languages. For more information please contact the Institute Secretary on +44 (0)23 8059 3862.

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“Twenty years from now you will be more disappointed by the things you didn’t do than by the ones you did. So, throw off the bow lines. Sail away from the safe harbour. Catch the trade winds in your sails.”

Mark Twain



Leading the way. Research at the IML covers all aspects of shipping

Research

Members' research has led to numerous world leading academic publications in all areas of shipping from International Trade to Marine Insurance, Carriage of Goods by Sea and Arbitration to mention but a few.

Professor Charles Debattista co-chaired the drafting group for the revised Incoterms® 2010 Rules that launched in Paris this September. The launch was accompanied by a series of Masterclasses.

Filippo Lorenzon has completed his new book on *The Law of Yachts and Yachting* edited with Richard Coles and has also increased his editorial share of *Shawcross and Beaumont on Air Law* (LexisNexis Butterworths 1997- loose-leaf).

Amongst many submissions to journals, the *L.M.C.L.Q* has seen articles from **Professor Yvonne Baatz** with 'A jurisdiction race in the dark: the Wadi Sudr' (2010, 3, 364) and from **Professor Mikis Tsimplis** with 'The Hong Kong Convention on the Recycling of Ships' (2010, 2, 305).

The Ocean and Coastal Law Journal published **Dr Andrew Serdy's** article 'Accounting for Catch in Internationally Managed Fisheries: What Role for State Responsibility?' (2010, 15(1), 23) and *J.B.L.* published an article jointly written by Professor Baatz and Alexander Sandiforth entitled 'Forum non conveniens further constrained' (2010, 6, 522).

Professor Rob Merkin has written the 9th edition of *Colinvaux's Law of Insurance*.

Following publication of **John Dunt's** book *Marine Cargo Insurance* in August 2009, he is now editing and writing a companion volume entitled *International Cargo Insurance*.

Research at the Institute takes many forms and can include projects for companies and organisations involved in law reform or in the study of the impact assessment of the very latest legal developments.



An extraordinary learning experience. 40 delegates from 14 countries took part in the 37th Maritime Law Short Course.

Training

2010 has seen a number of new and successful training activities running alongside our most renowned regular courses. These have ranged in length from the three week residential Maritime Law Short Course to shorter seminars on legal issues of particular interest.

A one day course on **The Rotterdam Rules: Running a Cargo Claim** ran in London in December 2009 to complement *The Rotterdam Rules: a Practical Annotation* (Informa, 2009) published in September 2009.

This was followed by a half day on **The Rotterdam Rules: A Practical Workshop**. Both courses ran at the Chamber of Shipping.

Submarine Cables was the subject of a new two day course in Southampton this year examining the legal implications of owning and operating underwater cables at sea. This was very well received and a similar investigation on the liabilities of pipelines will follow.

The **2nd Institute of Maritime Law Singapore Short Course** ran in May 2010 at the Singapore Hilton, successfully building the reputation and presence of the IML in Asia with an intensive two week course on maritime law and practice that saw a 40% increase in attendance from 2009.

The **37th Maritime Law Short Course** ran in Southampton attracting 40 delegates from 14 countries. 22 speakers delivered the 3 week course with a combination of lectures, case studies and discussions. Partnered with the Singapore course, the annual Short Course ensures that the IML leads in delivering in-depth and rigorous maritime law training across the globe.

Autumn 2010 sees the launch of our new **IML London CPD Programme**, a rolling series of one and half day seminars and workshops in London offering a flexible 'tailor-made' training package to meet the needs of today's busy practitioners.

The IML has also run bespoke courses for leading commodity houses and P&I Clubs in **Rotterdam, Singapore** and **Geneva** in the last twelve months.

Bespoke courses for leading maritime companies and maritime administrations can also be arranged; the breadth of knowledge of our Members and their teaching expertise ensures clients receive a tailor-made service of the highest standard.

Breaking new ground. The IML is assessing the legislative impact of the Maritime Labour Convention for the EU.



Consultancy

The academic standing of the IML means consultancy is a natural extension of the Institute's research work. 2010 has seen Members involved in the drafting of International, European and National legislation as well as soft law instruments and standard form documents of worldwide use.

Professor Mikis Tsimplis is participating in an EU funded project looking at the liability for carbon storage within the seabed and also a scientific project examining marine extremes under climate change scenarios. He has also acted as international advisor to two Spanish projects looking at sea level rise in the Mediterranean Sea.

Professor Hilton Staniland has drafted a Merchant Shipping Bill for Albania which has been adopted and a new Admiralty Jurisdiction Bill for Namibia.

Professor Rob Merkin has been newly appointed to the Singapore and Hong Kong International Arbitration Centres and as reviewer of insurance law for the English and Scottish Law Commissions.

John Dunt is a member of the Joint Cargo Committee Steering Group which revises the Institute Commodity and Trade Clauses.

Filippo Lorenzon and **Jennifer Lavelle**, have represented the IML in a collaborative consultancy for the **EU DG TREN** on the ILO MLC, undertaking a detailed gap analysis to determine the legislative impact of the Convention and the consequences of extending the current social legislation to seafarers. He is also representing the IML in a collaborative consultancy for the **EU DG MOVE** on 'Impact Assessments and Evaluations in the field of transport'.

Dr Andrew Serdy is representing the IML as part of a similar consortium for the **EU DG MARE** with the Marine Resources Assessment Group, most recently focussing on Arctic shipping.

Consultancy services can be provided both by individual Members of the Institute, or where applicable by a team of Members, in most areas of maritime and commercial law.



A shared vision. The commitment to aim higher forges a powerful team, strengthened by the expertise and experience of individual members.

Institute Members



Filippo Lorenzon

Director

Senior Lecturer in Maritime and
Commercial Law

Since March 2010, Filippo Lorenzon has taken on the role of Director of the Institute of Maritime Law.

Filippo has increased his editorial share of *Shawcross and Beaumont on Air Law* (LexisNexis Butterworths 1997- loose-leaf) and has completed his new book on *The Law of Yachts and Yachting*, edited with Richard Coles, to be published by Lloyd's List Law very shortly. He has also published an article on 'IMO codes and safety at sea' in the prestigious 275th Lloyd's List Anniversary 2009 and another entitled 'Transport documents through a banker's sieve: UCP600 v Rotterdam Rules', which will be published shortly. He is currently working on the 5th edition of *Sassoon: CIF and FOB Contracts* (Sweet & Maxwell), on the 2nd edition of *Southampton on Shipping Law* and on a number of articles and conference papers on the Rotterdam Rules and their impact on international trade.

Since January 2010, Filippo has been leading the IML contribution of an important research project funded by the European Commission to assess the impact of enforcing the 2006 Maritime Labour Convention and Directive 2009/13/EC within the EU. He has also contributed to the ICC UK submissions to the Incoterms® Rules 2010 drafting group. Filippo has also spoken on the Rotterdam Rules for the Maritime Business Forum in London. Furthermore, he lectured at the International Foundation of the Law of the Sea (IFLOS) in Hamburg; at the Copenhagen Business School and at the International Labour Organization Training Centre in Turin on international sales of commodities.

As usual, Filippo has been heavily involved with the professional courses offered by the Institute. At the 37th Maritime Law Short Course, Filippo lectured extensively on shipbuilding contracts, description and class of vessels, time and voyage charterparties, bills of lading and cargo claims. He travelled to Singapore to lecture in the 2nd Institute of Maritime Law Singapore Short Course, to Putrajaya and Rotterdam for tailor made courses on enforcement of IMO conventions and chartering respectively, and London for the two Rotterdam Rules events held by the Institute at the Chamber of Shipping. He also lectured at the first IML Submarine Cables course held in Southampton in May 2010.

Institute Members



Professor Yvonne Baatz

Professor of Maritime Law

Professor Yvonne Baatz has published a chapter on ‘Recent Developments in Party Choice of the Applicable Law and Jurisdiction in Marine Insurance and Reinsurance Contracts’ in the *Modern Law of Marine Insurance: Volume 3* (Informa, 2009) and a chapter on jurisdiction and arbitration in *The Carriage of Goods by Sea Under the Rotterdam Rules* (Informa, 2010). She has also written ‘The Law Applicable to contracts for the Carriage of Goods’ *S.T.L.* (2009, 9 (9), 1); ‘A jurisdiction race in the dark: the Wadi Sudr’, *L.M.C.L.Q.* (2010, 3, 364); and with Alexander Sandiforth she has written ‘Forum non conveniens further constrained’ *J.B.L.* (2010, 6, 522). She is currently working on the conflicts of law chapters in the 2nd edition of *Bills of Lading: Law and Contracts* by Nicholas Gaskell, which will be published in 2011.

Yvonne has also been heavily involved with the Institute’s professional courses. She was invited to give a new course on charterparties for a P & I Club in Rotterdam in June 2010, which she delivered with Filippo Lorenzon. She also organised and helped to deliver a new course in Geneva and Singapore in November 2009 for a major trading house which will run again this November in both cities. As usual at the Institute’s 37th Maritime Law Short Course this year Yvonne addressed charterparties and bills of lading, as well as providing in depth sessions on governing law and jurisdiction.

Yvonne organised the first of a new series of academic colloquia with the the Nordisk Institutt for Sjørett, Oslo and the Tulane Maritime Law Centre, New Orleans. The colloquium was on maritime conflict of laws and was held in Southampton on 1 and 2 October 2010. The papers from the colloquium will be published in 2011. She also helped to organise and participated in a case study on the Rotterdam Rules for the British Maritime Law Association in March this year.



Professor Charles Debattista

Professor of Commercial Law

This was a critical year for the drafting process of Incoterms® Rules 2010, a process in which Charles co-chaired an international drafting group of international trade experts. The draft was finalised in early Summer, then formally adopted and launched by the International Chamber of Commerce in September. Charles was also invited by the ICC to give a series of Masterclasses on the new Rules, which have been quite radically re-modelled since the previous version, Incoterms 2000, the drafting of which Charles also chaired in the Nineties.

With the Rotterdam Rules now a year on the UN books awaiting ratifications, Charles was invited to give various seminars on the Rules, including a very well-attended one organised by the Maritime Law Association in Malta in February, where he also gave two seminars on international arbitration. Charles also travelled to Singapore to give seminars organised by the Institute, the first being the 2nd Institute of Maritime Law Singapore Short Course, the second, a tailor-made seminar designed for a major commodity house which was also provided for the same house in Geneva.

Charles was co-editor of a 2nd edition this year of *The Transfer of Ownership in International Trade* (Kluwer Law, 2010), contributing the chapter on English Law and also editing a number of other chapters coming from common law jurisdictions.

Charles continues to be actively involved in maritime and international trade arbitrations.

Institute Members



Professor Rob Merkin

Lloyd's Law Reports
Professor of Law

Professor Rob Merkin has been extremely busy with both writing and lecturing this year.

In addition to a number of articles, Rob has written the 9th edition of *Colinvaux's Law of Insurance* (Sweet & Maxwell, 2010), and has co-edited the Supplement to the Seventeenth Edition of *Arnould's Law of Marine Insurance* (Sweet & Maxwell, 2010), both to be published at the end of 2010. He is also co-editing the 4th edition of *Cato's Arbitration Practice and Procedure*, to be published in 2011 (Lloyd's List Law).

Rob will be speaking at the British Insurance Law Association annual meeting in September 2010 and has given numerous lectures for law firms, insurance companies and barristers in England, Singapore, Hong Kong and Australia. In November 2009, Rob delivered seven Geoff Masel Memorial Lectures in Australia at the invitation of the Australian Insurance Law Association, and has been invited to give a keynote address to the AILA Annual Conference in Adelaide in October 2010.

Rob also taught at the 2nd Institute of Maritime Law Singapore Short Course, dealing with the all of the sessions concerning marine insurance and P & I Clubs, and at the 37th Maritime Law Short Course he once again lectured extensively on marine insurance, including the duty of utmost good faith, insurance contracts, losses, reinsurance and hull insurance. Rob continues as editor of the Lloyd's Reports and Lloyd's Reports IR, as well as the Journal of Business Law, Insurance Law Monthly, Arbitration Law Monthly and Legal Studies.

Furthermore, Rob became President of the British Insurance Law Association in October 2010, and was elected Vice-President of the International Association of Insurance Law (AIDA) in May 2010. He was appointed to the arbitration panels of the Singapore International Arbitration Centre and the Hong Kong International Arbitration Centre in June 2010.

Rob has continued to act as consultant to the English and Scottish Law Commissions in respect of their review of insurance law, a role which he has held since the review started in January 2006.



Dr Andrew Serdy

Lecturer in Law

Andrew Serdy has begun work on a monograph entitled ‘The New Entrants Problem in International Fisheries Law’, due to be published in 2012 by Cambridge University Press. He recently gave a paper at the 11th Biennial Conference of the European Society of International Law, ‘Postmodern International Fisheries Law, or We Are All Coastal States Now’ (Cambridge, September 2010) and has been invited to join the newly established Peer Review Committee of the *German Yearbook of International Law*. ‘Accounting for Catch in Internationally Managed Fisheries: What Role for State Responsibility?’ has also been published in the *Ocean and Coastal Law Journal* (2010, 15 (1), 23).

As well as delivering the sessions entitled ‘Maritime Law in its International Legal Context’ as part of the Institute’s 37th Maritime Law Short Course, Andrew also acted as co-ordinator of the course successfully introduced by the Institute on the law relating to offshore cables and cable-laying ships, held in Southampton in May 2010. He continued to oversee the Institute’s participation in the consortium led by Marine Resources Assessment Group Ltd under the framework contract for advice on law of the sea issues with the European Commission’s DG MARE, contributing to the latest study, ‘Legal Aspects of Arctic Shipping’. He has been invited to be a member of the United Kingdom delegation to the latest in the series of annual UK-Canada Colloquia (Iqaluit, November 2010), which this year is on Arctic issues.

Institute Members



Professor Hilton Staniland

Professor of Maritime Law

Professor Hilton Staniland has written an analysis of new shipping legislation and case law relating to South Africa in the *Annual Survey of South African Law* (2008) and is engaged in comparative research into admiralty jurisdiction in commonwealth countries that share a common history in admiralty jurisdiction and similar law reform concerns. His interests have also spread to law and literature. Having delivered a paper on Joseph Conrad's *Lord Jim*, Hilton is writing an analysis of how Conrad understood the law and procedure of the courts of marine enquiry in the late nineteenth century and how that law and procedure was imbued with dramatic effect in the novel.

Hilton continues to be very active in law reform and in drafting shipping legislation for different maritime states around the world. Hilton is now writing for the *Annual Survey of South African Law* an analysis of the legislation he drafted to govern the commercial ports of South Africa.

Hilton also drafted a new Admiralty Jurisdiction Bill for Namibia, which will repeal and replace the Colonial Courts of Admiralty Act 1890 as it applies in that jurisdiction. The Bill, which gives domestic effect to the 1952 Arrest Convention, has many unique provisions that are tailored to the new and special national needs of Namibia that have very recently come to the fore, especially in relation to the development and growth of new sectors in the maritime industry in that jurisdiction.

In Albania, Hilton has drafted a very large and comprehensive draft Merchant Shipping Bill, which was recently accepted by that administration. This Bill comprises 14 chapters. Each chapter is, in itself, an extensive piece of legislation. The chapters cover the following matters: general maritime law principles and definitions; maritime administration; development of the maritime industry; ship registration; seafarers; safety of ships; protection of the marine environment; accident investigation; contracts for the carriage of goods by sea; marine insurance; maritime liens and ship mortgages; salvage and wrecks; limitation of liability; and admiralty jurisdiction. Hilton is now drafting regulations to give detailed effect to some of the chapters in the Bill.



Professor Mikis Tsimplis

Professor in Law and Ocean Sciences

Professor Mikis Tsimplis contributed this year to the 2nd Institute of Maritime Law Singapore Short Course, the 37th Maritime Law Short Course at Southampton and the IML Courses on Submarine Cables and Rotterdam Rules. He delivered lectures on salvage liabilities and compensation, collisions, liability for oil pollution and the carriage of passengers by sea, governing law and jurisdiction as well as the operation on Hague-Visby Rules and the Rotterdam Rules on cargo claims.

Mikis this year has published ‘The Hong Kong Convention on the Recycling of Ships’ *L.M.C.L.Q.* (2010, 2, 305). He presented a paper on ‘Scrapping of Vessels and Off-Shore Installations: Regulation and Liability’, at the Sixth Annual International Colloquium On New Uses Of The Sea: International Shipping In The Twenty-First Century, University of Swansea, 9-10 September 2010. He also presented a paper on ‘Jurisdiction for Limitation of Liability proceedings under International Conventions and under common law’, at the colloquium on Maritime Conflicts, University of Southampton, 1-2 October.

Mikis is currently participating in an EU funded project looking at the liability for carbon storage within the seabed and also a scientific project examining marine extremes under climate change scenarios funded by Lloyd’s Register Trust Fund. He acted as international advisor to two Spanish projects looking at sea level rise in the Mediterranean Sea. Further, during the past year, Mikis has published 4 research papers and 10 conference proceedings in Oceanography.

Senior Research Fellows

A distinguished panel of Senior Research Fellows who represent various aspects of the legal and maritime service industry also contribute to the insight of the IML.

1. John Dunt

Following publication of John Dunt's book *Marine Cargo Insurance* in August 2010, John is now editing and writing a companion volume entitled *International Cargo Insurance* to be published by Lloyd's List Law in late 2011 as part of the Lloyd's Shipping Law Library. This book will review cargo insurance law and practice on an international basis. John will write the chapter on English law and chapters comparing the law and practice of cargo insurance in different jurisdictions.

In March 2010 John was a speaker at an insurance and shipping seminar in Antwerp. His speech, 'English Law Rules the Waves', compared common law and civil law systems of law in relation to marine insurance.

John is engaged as a member of the Joint Cargo Committee Steering Group responsible for revising the Institute Commodity and Trade Clauses.

John also contributed to the sessions on marine insurance at the 37th Maritime Law Short Course, focusing on cargo insurance with particular consideration of the revised Institute Cargo Clauses 2009.

2. Captain Richard Pilley

Richard Pilley, one-time Shipmaster and former Director of Thomas Miller P&I, has regularly lectured at the annual Maritime Short Course over

a number of years. This year, he provided sessions on general ship knowledge and ship operations in practice, which included a visit to the Port of Southampton. He also lectured on aspects of the SOLAS Convention as well as providing sessions on P&I insurance. Together with Richard Shaw he gave combined lectures on the ISM Code, STCW, the ISPS Code and the ILO Maritime Labour Convention. He is one of the joint authors of *Southampton on Shipping Law* and is a Younger Brother of Trinity House.

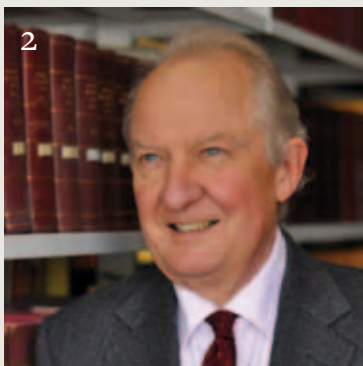
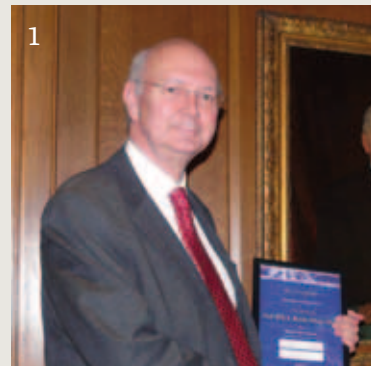
3. Richard Shaw

Richard Shaw continues his work for the Comité Maritime International, including work on the 2010 Protocol to the 1996 HNS Convention which provides compensation to the victims of pollution by harmful chemicals. He has published two articles on the ways in which this Protocol seeks to address the four main issues which have been identified as preventing states from ratifying the Convention. He regularly attends meetings of the IMO Legal Committee and the IOPC Fund governing bodies as CMI Observer delegate.

In the last year Richard has also been appointed a member of the Independent Appeal Board of the International Association of Classification Societies, and a member of the International Advisory Board of Portius, a Law Centre based in Belgium with its focus on International and EU Port Law.

Together Richard Pilley and Richard Shaw continue to run the highly popular Practitioner Lectures on Wednesday afternoons, when guest speakers from the world of applied maritime law talk about their work and discuss their practical involvement in the shipping world. Richard Pilley has given practical seminars on ship knowledge, sub-standard ships and marine insurance, while Richard Shaw has examined investigation of collisions and the practice and procedure of a collision action in the English Admiralty Court.

Richard Pilley also draws on his experience in command at sea to give a perceptive commentary on the ships in port when the LL.M. students and the Short Course delegates are taken on a passenger boat around Southampton Water.



Informa Research Fellow in Maritime and Commercial Law

Johanna Hjalmarsson

Johanna is a full time member of academic staff at the School of Law, University of Southampton. She is the editor of the law newsletter *Shipping & Trade Law* and co-edits the *Lloyd's Law Reporter* with Professor Rob Merkin. For a number of years, she has been the editor of *The Ratification of Maritime Conventions*.

Johanna's speaking commitments this year have included, besides the 37th Maritime Law Short Course arranged by the Institute of Maritime Law, the inaugural conference of the Institute of Maritime and Transportation Law at City University of Hong Kong in March. An article based on the speech will be published in the *Asia Pacific Law Review*. Her review of *A new convention for the carriage of goods by sea – The Rotterdam Rules*, Thomas, DR (ed) (Lawtext, 2009) was published in the *J.B.L.* (2010, 5, 457). The work *Singapore Arbitration Legislation Annotated*, written by Professor Rob Merkin and Johanna Hjalmarsson and published by Informa in 2009, was cited in several cases; notably by the Court of Appeal of Singapore.

Johanna enjoys initiating and project managing ventures involving PhD and LL.M. students. This year, she project managed the production of a series of articles on maritime topics for Britannia, an International Group P&I Club, written by doctoral students at the School of Law; was a member of the editorial board of the *Hummingbird*,

a multidisciplinary journal for doctoral research produced by the Faculty of Law, Arts and Social Sciences; was in charge of the preparation of a team of LL.M. students who represented the School of Law at the 11th International Maritime Law Moot Arbitration and overseeing the visits of LL.M. students to Supreme Court and the Court of Appeal hearings of important marine insurance cases.

She is course-coordinator and tutor on the LL.M. courses in Marine Insurance and Arbitration Law at the University of Southampton School of Law and also teaches Conflicts of Law.



Research Staff

Jennifer Lavelle

Jennifer became the IML Research Assistant in 2009 having completed her LL.B. in Law and LL.M. in Maritime Law at the University of Southampton.

Over the past year, Jennifer has written a number of case comments and short articles for the journals *Arbitration Law Monthly* and *Shipping and Trade Law*, the most recent entitled 'Seafarers' wages – in search of a moral high ground.' S.T.L. 2010, July, 1-4, and, along with Johanna Hjalmarrson, she contributed to the admiralty content of Chapter Reino Unido in *Anuario de Derecho Maritimo*.

Jennifer recently presented a paper in the Maritime Section of the 2010 Society of Legal Scholars Conference hosted by the University of Southampton, which discussed enforcement of the Maritime Labour Convention 2006 and put forward proposals for an international fund that would compensate seafarers where they are the subject of abuse by irresponsible and negligent shipowners.

In addition, Jennifer has taught on both the LL.B. and LL.M. courses, giving seminars on Admiralty Law and the Law of Marine Insurance, and was one of the judges in the 2010 University of Southampton's first year compulsory moot.



In her role as Research Assistant, Jennifer has assisted with the preparation of professional courses that have taken place in the UK, Geneva, Rotterdam and Singapore, including the 37th Maritime Law Short Course, which attracts delegates from across the globe. Jennifer has also supported the research and publication of forthcoming works from various members of the Institute.

Lectures, Conferences and Seminars

All IML Members regularly speak at or organise conferences with other academics in the field. 2010 has been no exception, with a full programme spanning topics from the 2006 Maritime Labour Convention to maritime conflicts of law. Here is just a selection from 2010.

In September The University of Southampton hosted the **2010 Society of Legal Scholars Conference** at which both Dr Andrew Serdy and Jennifer Lavelle presented papers in the Maritime Section. Dr Serdy presented on ‘The Commission on the Limits of the Continental Shelf and its Disturbing Propensity to Legislate’ and Jennifer Lavelle on ‘The Seafarer’s Bill of Rights: Some Thoughts on Enforcement’.

1st and 2nd October 2010 saw the first in a series of tri-partite **Academic Colloquia** hosted by the Institute and run in collaboration with the **Nordisk Institutt for Sjørett**, University of Oslo and the **Tulane Maritime Law Centre**, New Orleans. Papers will be published in the *L.M.C.L.Q.*

In the last year, Filippo Lorenzon was keynote speaker at a number of conferences; at the **Cà Foscari University** in Venice on ‘The role of ports

in chartering and international trade’; at **Fundação Getulio Vargas** in Rio de Janeiro and at **Università degli Studi di Foggia** in Italy on ‘Freedom of contract in the carriage of goods by sea and air’.

Professor Rob Merkin and Johanna Hjalmarsson were invited speakers at the inaugural conference of the new **Centre for Maritime and Transportation Law** at City University School of Law in Hong Kong.

Professor Charles Debattista delivered the **Tetley Lecture** at Tulane University, New Orleans on 19th October this year with a paper entitled ‘Incoterms® 2010 Rules: Should American shipping lawyers care?’

Donald O'May Lecture on Maritime Law

Since 1983 the Institute has run an annual public lecture on a current topic of interest in maritime law. Initially entitled the 'Annual Lecture' the name was changed in 1989 in memory of Donald O'May, former Senior Partner of Ince & Co, who himself gave the lecture in 1986.

The annual Donald O'May Lecture in 2010 is being delivered by Lord Justice Aikens on 'Lord Bingham, Bailment and Bills of Lading' on 3rd November. Proceedings are to be Chaired by Mr. Simon Rainey Q.C. and the Vote of Thanks given by Mr. James Wilson, Senior Partner at Ince and Co.

The 2009 Lecture was delivered by Michael Payton, Senior Partner at Clyde & Co, on the subject of 'Maritime Fraud'.



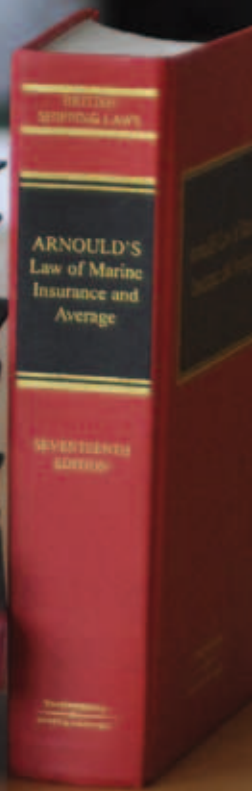
1 Mr Michael Payton giving the 2009 Donald O'May Lecture



2 Professor Rob Merkin speaking at the 2010 SLS conference

3 Filippo Lorenzon opening the tripartite Colloquium on Maritime Law





Finding the answer.
Recent IML
publications held in the
Philippa Kaye Library.

The Philippa Kaye Library

Sponsored by Messrs Ince and Co.

The Institute of Maritime Law houses the specialist Philippa Kaye law library, a unique and comprehensive resource available to visiting scholars and maritime specialists. Leading academics from around the globe, practitioners from the City and post-graduates in maritime law are regular visitors, benefiting from specialist volumes and the expert support of our Institute Librarian. A Reading Room is also available, containing over 40 journal titles on regular subscription and a substantial amount of IMO and UNCTAD documentation.

Although not a lending library, visitors can apply for extended access to the materials and private, long term study offices can be arranged. Please consult the Visitor Applications information on our website for further details. Visitors this year have included Dr Damien Cremean from Australia and Professor Gun Hoon Shin from South Korea and other academics from Malta, South Africa and China. LL.M. and PhD students at the University are also allowed access by special permission so the Library is in constant use, with new publications arriving daily.

Renamed in 2001, in memory of one of its former students, the Institute is very proud of its maritime law library. Philippa Kaye was an undergraduate and postgraduate student in the Faculty of Law at the University of Southampton, a research assistant at the Institute of Maritime Law and subsequently a solicitor at Ince & Co. who established an annual endowment for the Library in recognition of her achievements.

Institute Librarian

Sara Le Bas

Sara Le Bas has been Institute Librarian since 1993. Her in depth knowledge of the Institute Library and holdings is unrivalled; Members and Visitors alike benefit from her ability to source any required materials and record new works on our bespoke Library catalogue.

Sara is a qualified Librarian with a BSc in Librarianship from Loughborough University.



In September 2010 the Library was awarded depository library status for the International Civil Aviation Organisation (ICAO). All ICAO material is available for reference to the public free of charge by appointment.



Keeping you up to date.
IML members edit a
number of key
loose-leaf publications.

Publications

Academic Members of the Institute are committed to producing top rated research output to be published in the best academic journals worldwide, and practitioner works that are frequently cited in courts around the world. Most recently *Southampton on Shipping Law* was cited with approval by the Commercial Court in *AP Moller-Maersk A/S (t/a Maersk Line) v Sonaec Villas* [2010] EWHC (Comm) 355.

The Institute has undertaken a number of major publications in its corporate name. *The Rotterdam Rules: A Practical Annotation* (Informa, 2009) is the first ever commentary published on the new carriage regime, co-authored by six Institute Members.

The Ratification of Maritime Conventions continues to be published with Lloyd's List Law, containing the full text of international conventions relevant to maritime and shipping matters together with up-to-date information about their ratification and status.

A second edition of *Southampton on Shipping Law*, one of the most popular student textbooks produced on shipping law, is now underway.

Professor Rob Merkin has co-edited the Supplement to the Seventeenth Edition of *Arnould's Law of Marine Insurance*, to be published at the end of 2010.

Senior Research Fellow John Dunt's *Marine Cargo Insurance* (Informa, 2009) has been announced winner of the 2010 British Insurance Law Association Book Prize.

A major editorial commitment this year has been *Shawcross and Beaumont on Air Law* (LexisNexis Butterworths 1997- loose-leaf) by Filippo Lorenzon.



The team at the Institute

Filippo Lorenzon

Director

Professor Yvonne Baatz

Professor Charles Debattista

John Dunt

Professor Nick Gaskell

Emeritus Professor Robert Grime

Emeritus Professor David Jackson

Professor Rob Merkin

Melis Ozdel

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Professor Hilton Staniland

Professor Mikis Tsimplis

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Contact us

The Institute can be contacted for research, training and consultancy enquiries year round via the Institute Secretary Mrs Anita Rogers-Ballanger.

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