

# Tallinn Summer School in Maritime Law

3 – 7 September 2012



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### Welcome to Tallinn!

In 2011 Tallinn was the European Capital of Culture, in 2012 Tallinn has been bestowed with the honor of being the Capital of European Law, where the XXV FIDE Congress takes place. In the light of the aforementioned recognitions, Tallinn has been chosen to host an international Summer School in Maritime Law.

The Summer School will equip those who attend with a detailed insight into issues of current importance in the areas of shipping, land transport and European law. It is designed to provide a major learning resource for lawyers and business people. It will recruit students from Spain, the Baltics and the rest of Europe but also internationally.

The Summer School will offer an invaluable opportunity to learn from distinguished academics, legal and business practitioners while establishing future contacts and friendships. Participants will not only be involved with academic work, but also explore the city's cultural and historical heritage.

Tallinn Summer School in Maritime Law will be an event you do not want to miss!

*Applications now available!*

*Be quick to book your place!*

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# TALLINN SUMMER SCHOOL IN MARITIME LAW 2012



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## ***Aims and Objectives***

The programme is designed to meet the specific needs of professional lawyers who may be seeking to expand their practice in the field of Maritime Law, and also to meet the complementary needs of shipping executives who have to understand the complex legal issues which context their commercial enterprise.

## ***The Teaching Programme***

The rationale of the course is that the Law of England and Wales is the legal system which provides the basic reference underpinning all International Shipping Law, and is the universally preferred jurisdiction in respect of maritime disputes.

A full balance of academic, legal and commercial expertise is represented in the composition of teaching team, whose members are drawn from the Law Departments of leading universities and Law firms which specialise in Maritime, Shipping and Transport Law.

In addition to lecture presentation and seminar discussion, teaching arrangements will include role play. These elements are designed to enable students to apply their course learning immediately in their current professional situations. Students will also receive an hour of individual consultation with the organising tutor to enable discussion of the personal and career applications of the learning programme.

## ***The Learning Atmosphere***

The Summer School will offer participants the chance to meet like-minded professionals in a sympathetic but nonetheless demanding academic atmosphere in which valuable professional knowledge will be gained.

English is the language of instruction, but all the teaching units will be supported by detailed notes prepared to assist participants with the seminar work, and with later professional reflection. As acquisition of business English is often accelerated when students can express new concepts equally in their native tongue, it may be possible for the seminar discussion to be held in a language other than English where four or more students request it.

## ***CERTIFICATE***

All those who successfully complete the programme will be awarded a Certificate of Achievement issued by the City Law School, The City University, London.



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## **Social Programme**

Tallinn is justifiably famous as a beautiful and lively city. For many people travelling in Europe it is at the top of their "must visit" list! A social element is included in the programme in order to promote the learning objectives of the Summer School, and to take advantage of the stimulating, cultural and social opportunities of Tallinn's historical city centre and the outstanding beauty of places nearby.

## **TIMETABLE**

Time	Monday	Tuesday	Wednesday	Thursday	Friday
10:00	<i>Arrival and Registration</i>	Salvage & LOF	Ship Arrest & Maritime Liens Scenario	Maritime Economics	London Maritime Arbitration
11:45	<i>Coffee Break</i>	<i>Coffee Break</i>	<i>Coffee Break</i>	<i>Coffee Break</i>	<i>Coffee Break</i>
12:00	Introduction to Common Law	<i>Social event</i>	Bills of Lading and Hague-Visby Rules	Maritime Economics	Documentary Credits in the Shipping Industry
14:00	<i>Joint Lunch</i>	<i>Lunch</i>	<i>Lunch</i>	<i>Lunch</i>	<i>Lunch</i>
16:00	Introduction to Maritime Law	Marine Insurance	The Rotterdam Rules	Maritime Economics	Laytime and Demurrage
17:45	<i>Coffee Break</i>	<i>Social event</i>	<i>Coffee Break</i>		<i>Closing Ceremony</i>
18:00-19:45	Ship Arrest: the theory	<i>Social event</i>	Charter Parties in practice	<i>Joint Dinner</i>	

## **STAFF**

### **DIRECTOR Anthony Rogers**

Is a former Legal Advisor to several prominent Ship-Broking and Ship-owning companies in the United Kingdom. He is currently Senior Lecturer, the City Law School, The City University, London, where he teaches Maritime Law, and Trade and Commercial Law. He is an Approved International Legal Consultant for the United States International Aid Agency. His special academic



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**DEPUTY DIRECTOR Miquel Roca:** Is qualified to practice Law in both Spain and England and Wales. After several years practicing as a Solicitor in England, he is now based in Spain, where he is the managing partner of Blas de Lezo Abogados, recognized as the "*Spanish Shipping and Maritime Law Firm of the year*". He is member of the Managing Board of the Spanish Maritime Law Association and publishes regularly in specialized newspapers. He is also the co-author the book "*El Arbitraje Marítimo en Londres*" (London Maritime Arbitration), the first book on the subject ever written in Spanish. He is the Maritime Law Professor at the Abat Oliba Barcelona University and has been included in the prestigious list of "*The best 50 lawyers in Spain*".

**Dr. iur. Urmas Volens,** attorney-at-law at law firm SORAINEN, has been practicing law since 1998. Before joining SORAINEN, Urmas worked for the Estonian Ministry of Justice, most recently holding the position of deputy secretary general of the Ministry's legal policy department. Urmas has participated in drafting all the basic acts of private and public law and in processing these in the parliament. Among others he has participated in the drafting of the Law of Obligations Act, Law of Maritime Property Act and the Law of Ship Flag and Registers of Ships Act. Urmas has supervised all the legislative amendments to the Estonian law concerning charter parties in between 2003-2009. As a result of his extensive practice, Urmas is currently responsible for supervising the transactions and disputes in the field of maritime and transport law in SORAINEN. Additionally, Urmas is a lecturer at the Law Faculty of the University of Tartu, where he teaches Company Law and Transport Law.

**Professor Heiki Lindpere** is the Rector of the Estonian Maritime Academy. He has published several articles and books on the public international law, the law of the sea and maritime law. Having worked 6 years as the Legal Director of the Estonian Shipping Co Ltd (1992-1997) he has extensive experience in all areas of shipping law, including vessel financing and charter party matters. Professor Lindpere also serves as the member in the Permanent Court of Arbitration in Hague, where he is appointed as an arbitrator or conciliator under the UN convention on the Law of the Sea. Additionally he is a maritime and transport expert at law firm LAWIN.

**Professor David Glass:** Is Law Lecturer at Cardiff University where he teaches International Trade and Finance. He has published widely on these topics and is the coauthor of an 'Introduction to the Law of Carriage of Goods' [Sweet & Maxwell]. He has recently published 'Freight Forwarding' [LLP]. He is a member of the editorial board of the Baltic Maritime Law Quarterly.

## **Dr. A. J. Corres**

Dr. Corres is the chairman of the Hellenic Association of Maritime Economists, member of the Board of the Hellenic Short Sea Association, and International Shipping Policy Professor at the Aegean University. Dr. Corres will take care of the maritime economics sessions in the Summer School, sharing its expertise in the field gained with its professional relationship with the Union of Mediterranean Shipowners, Intertanko, the International Union of Maritime Underwriters, the Union of Greek Shipowners and the International Chamber of Shipping.



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## **The Course Units**

### **Unit 1: The Common Law of England and Wales**

An introduction to the Common Law, and particularly to the doctrine of precedent, which is found in the legal systems of (among others), England and Wales, the USA, Canada, Australia, and much of Africa and Asia. We will also look at some issues of Tort and Contract Law.

### **Unit 2: Admiralty Law and Practice**

We will look at some of the core areas of Maritime Law. There will be a focus upon Admiralty practice, which will include an examination of ship arrest, (including sister ship arrest) and maritime liens. This unit will also develop an understanding of salvage issues.

### **Unit 3: Freight Forwarding, Logistics and Multimodal Transport**

This unit will provide an introduction to the legal issues concerning freight forwarding and logistics operations with particular reference to their legal classification. The types of multimodal transport and the problems that arise in the development of a suitable international liability regime will be examined. International and national efforts to produce a regime and commercial responses will also be discussed as will the possible impact of the work on reforming the law of carriage by sea currently being undertaken by UNCITRAL.

### **Unit 4: Carriage of Goods by Sea & Cargo Claims**

This unit will examine issues surrounding contracts of affreightment, principally time and voyage charterparties and bills of lading. This will include current developments in the Hague/Visbey rules and the recent Rotterdam Rules.

### **Unit 5: Maritime Economics**

This part of the Summer School will give consideration to Maritime Economics and all the different markets that form the economic organisation of the Shipping Industry.

### **Unit 6: The International Law of the Sea**

This unit will provide delegates with an opportunity to discuss the issues of oil pollution from ships and, more generally, the shipowner's ability to limit liability. The module will examine the international conventions that regulate these matters. This is an area of great practical importance to shipowners and charters alike.



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## **Unit 7: Marine Insurance**

We will examine how the insurance market operates in the industry and which is the current status of the law regarding shipping risk cover and that related to Protection and Indemnity Clubs.

## **Unit 8: London Maritime Arbitration**

Most maritime disputes are dealt with in London, under English law, and by use of Arbitration. It is a must unit for all those involved in the shipping disputes resolution. We will look at general arbitration concepts and focus on maritime arbitration and the Rules of the London Maritime Arbitrators Association, and other institutional arbitration rules, such as the LCIA or the ICC.

## **Unit 9: Shipbuilding Contracts**

This year the largest shipbuilding company in Spain, Navantia, will join the us at the Summer School to tell us all about the practical aspects of shipbuilding contracts. Mr. Javier Feal is the inhouse lawyer of the shipyard and will share with us a fantastic practical session on the subject.

## **Student Learning outcomes**

By the conclusion of the Summer School delegates will:

1. Have gained practical knowledge of several expanding and potentially lucrative areas of Maritime and Commercial Law.
2. Be able to identify complex legal issues that arise in commercial situations.
3. Be able to analyse these problems, and provide suitable solutions.
4. Have gained confidence in arguing their cases and in defending the positions that they have taken.
5. Be able to research the answers to legal problems that they will face in the future.



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**The City Law School** is one of the few universities in the world to offer a dedicated LLM in Maritime Law. This degree is taught by leading academics with commercial experience also offering a strong input by current practitioners both from England and abroad. The location of the Law School in the City of London itself means that it is very convenient for the City institutions and the Royal Courts of Justice and the wider cultural and social experience that London has to offer.

**The University of Tartu** holds the leading position in the national educational market. Its Faculty of Law is one of the four oldest faculties of the University of Tartu, where lawyers have been educated ever since *alma mater* as the classical *universitas* was founded (1632). Due to high demand of legal education, the faculty today offers legal education both in Tallinn and Tartu. The faculty incorporates the bulk of Estonia's legal research potential. The teaching staff has published articles important for the development of both Estonia's statehood and legal doctrine, including in internationally recognised law journals and publishing houses. The research potential of the teaching staff has also been used in structuring the Estonian legal order; they have played a remarkable role in shaping Estonian legal policy.

## **Tallinn and the Venue**

The course takes place at the Law Institute of the University of Tartu in Tallinn. Tallinn is the capital of Estonia. It is situated on the southern coast of the Gulf of Finland, in north-western Estonia. Historically the Baltic Sea region has acted as a major transport corridor both in itself and for the rest of the world. During the Middle Ages the Hanseatic League, uniting towns around the Baltic Sea, formed the most dominating trading bloc in the world. Today, the Baltic Sea region is the fastest growing business region in Europe. Tallinn is the oldest capital city in the Baltic Sea region. Its geographical location has attracted merchants and boosted trade for centuries. Tallinn's Old Town is in the list of UNESCO World Heritage Sites. It is ranked as a global city and has been listed among the top 10 digital cities in the world. The city was a European Capital of Culture for 2011, along with Turku, Finland.

Participants will be accommodated at the Hotel St. Barbara, which is centrally located within the walking distance of Tallinn Old Town,. Hotel guests can enjoy complimentary wireless internet and parking in the hotel parking area. Rooms are available for single and double occupancy.

## **Enquiries and Application Form**

Enquiries about the course may be sent by e-mail to the Deputy Director: [mroca@bdlezo.com](mailto:mroca@bdlezo.com)

Sent him also an e-mail to get the Application Form or visit [www.derechomaritimo.info](http://www.derechomaritimo.info) where you will find it ready to be filled in, and don't miss this great chance. Spaces are limited, so please be quick in booking your space!



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