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Susan Blake, Julie Browne, Stuart Sime

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Company Profiles: CMA CGM S.A. , Maritime Organisation, Management and Liability Stephen Girvin, Vibe Ulfbeck, 2021-05-20 This book identifies and examines the legal challenges facing the shipping industry and ship management today It first addresses flag state rules and private international law as organisational tools of the shipowner for establishing the applicable legal framework in an age of increasing regulatory activity and extraterritorial effect of legislation It then focuses on sustainability requirements and the liability of shipping companies managing supply chains and ships as waste The third section considers challenges stemming from times of financial crisis and deals with the cross border impact of shipping insolvencies the UNCITRAL Model Law and the approaches of different jurisdictions Finally the fourth section concerns digitalisation and automation including delivery on the basis of digital release codes bills of lading based on blockchain technology the use of web portals and data sharing and particular aspects of the law relating to autonomous ships notably in marine insurance and carriage of goods The book will be a useful resource for academics and practising lawyers working in shipping and maritime law **Schadenersatz wegen der Verletzung einer internationalen**

Gerichtsstandsvereinbarung? Jennifer Antomo, 2017-06-02 English summary Parties to international commercial contracts often agree on the exclusive jurisdiction of a certain state s courts However such international choice of court agreements are not always respected by the parties and neither are they binding in some jurisdictions Remedies such as anti suit injunctions do not always protect the party relying on the agreement from the consequences of being sued in a derogated forum Jennifer Antomo examines if it would be possible to claim damages for the breach of an international choice of court agreement The author analyses relevant foreign case law and discusses the topic s dogmatic and political aspects from the German courts perspective She then goes on to explore the differences arising from the application of the Hague Convention on Choice of Court Agreements and the revised Brussels I Regulation German description Parteien internationaler Handelsverträge vereinbaren häufig die ausschliessliche Zuständigkeit der Gerichte eines bestimmten Staates Solche Gerichtsstandsvereinbarungen werden von den Vertragspartnern jedoch nicht immer beachtet und sind auch vor den Gerichten mancher Staaten nicht wasserfest Abwehrmöglichkeiten etwa Prozessführungsverbote sind nur bedingt verfügbar und geeignet die redliche Partei vor den Folgen einer Klage im derogierten Forum zu schützen Können aus der Missachtung der Gerichtsstandsvereinbarung Schadensersatzansprüche erwachsen Jennifer Antomo untersucht die einschlägige ausländische Rechtsprechung und erörtert die dogmatischen und rechtspolitischen Aspekte der Thematik aus Sicht der deutschen Gerichte Auch die Besonderheiten die sich aus der Geltung des Haager Gerichtsstandsübereinkommens oder der revidierten EuGVVO ergeben können werden umfassend diskutiert Die Verzahnung der Brüssel Ia-VO mit der Schiedsgerichtsbarkeit bei Parallelverfahren Sebastian Breder, 2020-04-15 Das Verhältnis des Europäischen Zivilprozessrechts zur Schiedsgerichtsbarkeit ist seit jeher umstritten Doch gerade während des siebenjährigen

Revisionsprozesses bis zum Inkrafttreten der Brüssel Ia VO hat sich eine Debatte entwickelt die an Umfang und Intensität kaum zu ubertreffen ist Das schwierigste und relevanteste Szenario betrifft grenzüberschreitende Parallelverfahren vor staatlichen Gerichten und Schiedsgerichten Sebastian Breder durchleuchtet die möglichen Mechanismen zur Unterbindung des jeweils anderen Parallelverfahrens insbesondere den Erlass von Prozessführungsverboten die Berufung auf die Rechtskraftwirkung und die Geltendmachung von Schadensersatz wegen der Verletzung der Schiedsabrede Zudem untersucht er wie der Konflikt der Hauptsacheentscheidungen aufgelöst werden kann wenn beide Parallelverfahren mit widersprüchlichen Ergebnissen zu Ende geführt werden Dabei fachert er aus Sicht deutscher englischer und französischer Gerichte die verschiedenen Fallkonstellationen so präzise auf dass die Arbeit eine wertvolle Quelle auch für Praktiker darstellt

Time Charters Andrew Baker, Julian Kenny, John D. Kimball, Thomas H. Belknap, Jr., 2025-07-31 Acclaimed as the standard reference work on the law relating to time charters this new edition provides a comprehensive treatment of the subject accessible and useful both to shipping lawyers and to shipowners charterers P I Clubs and other insurers It provides full coverage of both English and U S law now updated with all the important decisions since the previous edition

Singapore Arbitration Legislation Robert Merkin, Johanna Hjalmarsson, 2016-01-29 The book provides a comprehensive and in depth guide to the regulatory framework in Singapore the first of its kind for the foremost jurisdiction for international arbitration in the Asia Pacific geographic zone It is designed with practitioners in mind and provides terse and specific but detailed and well informed commentary to each of the sections in the applicable arbitration acts The book sets out and annotates the two legislative acts applicable to arbitration in Singapore as well as the Singapore International Arbitration Centre Rules It also contains a few international documents including the Uncitral Model Law and the New York Convention

Federal Register, 2014 Limitation of Liability for Maritime Claims Patrick Griggs, Richard Williams, Jeremy Farr, 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

Chinese Maritime Cases Martin Davies, Jiang Lin, 2025-06-15 China the Mainland of PRC trades with other states in trillions of USD every year and about 95% of the cargoes are carried by ocean going ships calling at hundreds of Chinese ports each single day Due to the enormous trade volume and shipping activities foreign ships companies and professionals are often caught in the Chinese maritime law and court The foreign parties involved in Chinese litigation or dispute resolution and their lawyers are more and more enthusiastic to study Chinese maritime cases in order to deal with their own cases properly or if possible predicate the potential risks and avoid the disputes outright However to date no Chinese series casebook has ever been published Now for the first time the authors offer this series casebook of delicately selected Chinese

maritime judgments Each year the book selects a number of leading innovative and influential Chinese maritime judgments and presents full English translation of them together with summary to the readers so that they can have insights of how the Chinese maritime judges interpret apply and develop Chinese maritime law in practice The book will benefit the worldwide students academics practitioners and industrial people who may be engaged in international trade shipping insurance and other transactions concerning China The book will also indemnify to certain extent the situation that there is lack of authoritative sources available to foreign personnel to look into how Chinese justice system functions and grows in real life

Finanzmarktrecht Andreas Bohrer,Christian Rehm,Eric Huggenberger,Dirk Spiegel,Marino Vollenweider,2019-09-05 Im Rahmen von njus ch werden allj hrlich in einzelnen separaten B nden die Entwicklungen des vergangenen Jahres in der Rechtsetzung der Rechtsprechung und der Literatur eines bestimmten Praxisgebiets aufgezeigt In der Reihe njus ch sind B nde ber die Entwicklungen in folgenden Gebieten erschienen Agrarrecht Aktienrecht Datenschutz Erbrecht Finanzmarktrecht Gesellschaftsrecht Haftpflicht und Privatversicherungsrecht Handelsregisterrecht Internationales Strafrecht und humanit res V lkerrecht Internationales Zivilprozessrecht Kartellrecht Kauf Werkvertrags und Auftragsrecht Kennzeichenrecht Mietrecht Patentrecht Personengesellschafts und GmbH Recht Pharmarecht Raumplanungs Bau und Umweltrecht Recht der beruflichen Vorsorge Sachenrecht Schuldbetreibungs und Konkursrecht Sozialversicherungsrecht Allgemeiner Teil Telekommunikationsrecht Recht der audiovisuellen Medien Stromversorgungsrecht Unternehmenssteuerrecht Urheberrecht Verein Stiftung Trust Zivilprozessrecht Im Bereich der Rechtsetzung werden bereits beschlossene nderungen sowie Rechtsetzungsprojekte dargelegt Im Teil ber die Rechtsprechung wird insbesondere eine Darstellung der wichtigsten amtlich und nicht amtlich publizierten Bundesgerichtsentscheidungen geboten Und bez glich der Literatur wird nicht nur umfassend auf Neuerscheinungen hingewiesen sondern es werden von ausgew hlten Publikationen auch deren Hauptaussagen zusammengefasst njus ch erm glicht den Leserinnen und Lesern in k rzester Zeit auf den neuesten Stand der Entwicklungen in einem bestimmten Rechtsgebiet zu gelangen The Law of Carriage of Goods by Sea

Lachmi Singh,2012-01-01 This book provides a comprehensive overview and insight into the legal aspects of sea carriage and its surrounding issues The book will enable law students both new to the subject as well as those seeking to advance their knowledge to understand the often technical and complicated nature of the law in this area better It includes relevant case excerpts statutory materials and exam and coursework related questions and diagrams to aid understanding of the subject The areas covered include bills of lading charter parties international and domestic regulations rights and obligations of the parties under a contract of carriage limitations of liability remedies The Law of Yachts & Yachting Richard Coles,Filippo Lorenzon,2018-04-17 Now it its second edition The Law of Yachts and Yachting is a comprehensive treatise on the law relating to yachts and provides its readers with a thorough analysis of maritime law as relevant to the superyacht sector Written by a team of leading yachting practitioners and researchers it covers the legal issues arising during the life of a yacht

The book is written for the legal practitioner yacht broker and manager concerned with the operation of professionally crewed yachts including financing registration chartering insurance compliance and casualty management Key Features The only practitioners book on the area It covers all major aspects of yachting law in a single book The Law of Yachts and Yachting is highly comprehensive despite its main focus on contract and tort law it contains references to public law and international law and practice References to case law English foreign and international Appendices containing essential source materials The second edition will cover important changes in the superyacht industry such as the new MYBA Charter Form 2017 the Large Yacht Code LY3 and the Passenger Yacht Code both shortly to be consolidated into the new REG YC and the coming into force of the Maritime Labour Convention 2006 to name just a few Construction Law Julian Bailey, 2016-07-15 Now in its second edition Construction Law is the standard work of reference for busy construction law practitioners and it will support lawyers in their contentious and non contentious practices worldwide Published in three volumes it is the most comprehensive text on this subject and provides a unique and invaluable comparative multi jurisdictional approach This book has been described by Lord Justice Jackson as a tour de force and by His Honour Humphrey Lloyd QC as seminal and definitive This new edition builds on that strong foundation and has been fully updated to include extensive references to very latest case law as well as changes to statutes and regulations The laws of Hong Kong and Singapore are also now covered in detail in addition to those of England and Australia Practitioners as well as interested academics and post graduate students will all find this book to be an invaluable guide to the many facets of construction law

Who Owns Whom , 2008 **Law of Yachts & Yachting** Richard Coles, Filippo Lorenzon, 2013-07-31 The book is the first comprehensive treatise on the law relating to yachts and provides its readers with a thorough analysis of maritime law as relevant to the superyacht sector Written by a team of leading yachting practitioners and researchers it covers the legal issues arising during the life of a yacht The book is written for the legal practitioner yacht broker and manager concerned with the operation of professionally crewed yachts including financing registration chartering insurance compliance and casualty management Key Features This is the first and only practitioners book on the area It covers all major aspects of yachting law in a single book The Law of Yachts and Yachting is highly comprehensive despite its main focus on contract and tort law it contains references to public law and international law and practice References to case law English foreign and international Appendices containing essential source materials *Bareboat Charters* Edward Jones, James Leabeater KC, Rani Noakes, Sean O'Sullivan KC, Robert Scrivener, Thomas Steward, James Watthey, Alexander Wright KC, 2025-04-23 This book examines and explains the law relevant to bareboat or demise charterparties a common form of maritime contract used by both operators of vessels and also as a form of lease finance Its principal aim is to set out a structured analysis of all the rights and obligations of the parties to a bareboat charter This will include consideration of the nature of the contract its uses both historical and current in the market and the key clauses in the standard form and commentary thereon Providing a

clause by clause analysis commentary on all the provisions of the BIMCO BARECON and all decisions relevant to those clauses Bareboat Charters addresses important topics such as termination repossession and damages from an English law standpoint adding useful guidance for practitioners It considers general issues of contract and or maritime law so far as they relate to bareboat charters and extracts or summarises key passages of important case law This book will serve as the standard reference work on the law relating to bareboat charters providing comprehensive treatment of the subject accessible and useful to shipping lawyers and also to shipowners charterers P I Clubs and other insurers

Maritime Law Yvonne Baatz, 2017-09-19 Now in its fourth edition this authoritative guide covers all of the core aspects of maritime law in one distinct volume Maritime Law is written by a team of leading academics and practitioners each expert in their own field Together they provide clear concise and fully up to date coverage of topics ranging from bills of lading to arrest of ships all written in an accessible and engaging style As English law is heavily relied on throughout the maritime world this book is grounded in English law whilst continuing to analyse the key international conventions currently in force Brand new coverage includes The entry into force of the Hague Convention on Choice of Court Agreements 2005 and greater detail on Regulation EU No 1215/2012 of the European Parliament and of the Council of 12 December 2012 on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters recast The entry into force of the Nairobi International Convention on the Removal of Wrecks 2007 Discussion on the Arctic Sunrise and Duzgit Integrity arbitrations and the Enrica Lexie Incident Italy v India Provisional Measures in the International Tribunal for the Law of the Sea Analysis of the Insurance Act 2015 Comment on recent cases including London Steam Ship Owners Mutual Insurance Association Ltd v Spain The Prestige and PST Energy 7 Shipping LLC v OW Bunker Malta Ltd The Res Cogitans This book is a comprehensive reference source for students academics and legal practitioners worldwide especially those new to maritime law or a particular field therein

International Commercial Disputes Jonathan Hill, Adeline Chong, 2010-09-28 This is the fourth edition of this highly regarded work on the law of international commercial litigation as practised in the English courts As such it is primarily concerned with how commercial disputes which have connections with more than one country are dealt with by the English courts Much of the law which provides the framework for the resolution of such disputes is derived from international instruments including recent Conventions and Regulations which have significantly re shaped the law in the European Union The scope and impact of these European instruments is fully explained and assessed in this new edition The work is organised in four parts The first part considers the jurisdiction of the English courts and the recognition and enforcement in England of judgments granted by the courts of other countries This part of the work which involves analysis of both the Brussels I Regulation and the so called traditional rules includes chapters dealing with jurisdiction in personam and in rem anti suit injunctions and provisional measures The work's second part focuses on the rules which determine whether English law or the law of another country is applicable to a given situation The part includes a discussion of choice

of law in contract and tort with particular attention being devoted to the recent Rome I and Rome II Regulations The third part of the work includes three new chapters on international aspects of insolvency in particular under the EC Insolvency Regulation and the final part focuses on an analysis of legal aspects of international commercial arbitration In particular this part examines the powers of the English courts to support or supervise an arbitration the effect of an arbitration agreement on the jurisdiction of the English courts the law which governs an arbitration agreement and the parties dispute and the recognition and enforcement of foreign arbitration awards This title is included in Bloomsbury Professional s International Arbitration online service A Practical Approach to Alternative Dispute Resolution Susan Blake,Julie Browne,Stuart Sime,2014 A Practical Approach to Alternative Dispute Resolution provides a comprehensive and easily digestible commentary on all the major areas of ADR Designed to support teaching and learning on the Bar Professional Training Course it will also be of interest to practitioners who are looking for a clear exposition of the range of ADR processes Written by an authoritative and highly respected author team A Practical Approach to Alternative Dispute Resolution contains a range of features designed to enhance the reader s understanding of the key points including sample documentation flow diagrams tables and examples drawn from a range of different types of practice Numerous cross references to relevant websites and further resources are also provided This second edition has been brought fully up to date on current practice and issues affecting ADR including the development of the role of the Civil Mediation Council online ADR options and the forthcoming implementation of the Jackson Review reforms The book s expanded coverage also makes it a suitable text for LLM courses on ADR Online Resource Centre Updates to cases and procedures including the implementation of the EU Directive on Mediation Useful links for each chapter Diagrams and figures from the book Der NVOCC Michael Udo Busch,2014

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