



ICM

MARCH 2016

MARITIME LAW

Instructions to candidates:

- a) Time allowed: Three hours (plus an extra ten minutes' reading time at the start – do not write anything during this time)
 - b) Answer any FIVE questions
 - c) All questions carry equal marks. Marks for each question are shown in []
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1. Contracts of carriage by sea frequently involve disputes referred to arbitration. As an independent legal consultant, advise one of your clients on the basic principles of arbitration. [20]
 2. Explain the meaning of **frustration** and discuss THREE different types of frustration. [20]
 3. Describe what you understand by the following:
 - a) Sea waybills
 - b) Freight forwarders
 - c) Negligence [20]
 4. Explain the following clauses of voyage charter:
 - a) Cargo clauses
 - b) Freight clauses
 - c) Laytime provisions [20]
 5. 'Seaworthiness has been defined as a fitness of the ship to withstand the expected hazards of the contemplated voyage laden with cargo.' Comment on this statement and summarise its legal implications. [20]
 6. Discuss the principal legal issues associated with international freight. [20]
 7. Write notes on THREE of the following contractual exemptions to be found in the standard charter forms:
 - a) Perils of the sea
 - b) Collisions
 - c) Strikes or lockouts
 - d) Defective packing [20]
 8. Examine the legal issues relating to the use of combined transport and provide examples to support your explanations. [20]