

ICLP-CCC CERTIFICATE COURSE ON SHIPPING LAW AND PRACTICE

SYLLABUS

The syllabus is designed to provide participants with a detailed knowledge of both Sri Lankan law and practice relating to Shipping industry.

The syllabus is divided into seven parts as follows:

1) General introduction to Maritime Law

Dr Harsha Cabral PC

Introduction to the program

Mr K.Kanag – Isvaran PC

a) Law of the Sea- An area on Public International Law.

- i) Sea Areas i.e. – territorial Waters, EEZ, Continental Shelf, High Seas, Contiguous Zone
- ii) Right of the Coastal state to this sea area.
- iii) Right of innocent passage.
- iv) Sri Lanka’s claim to the continental shelf.
- v) Transgressing in territorial waters of other countries without approval or prior notice
- vi) Explosions , Piracy- capture by hostile group etc
- vii) ISPS Code –Ships and Port Security
- viii) Sources of Law- Hard Law & Soft Law (Customary Law of the, Conventions on Law of Sea
- ix) Settlement of Disputes

Dr Malika Gunasekera- Attorney at Law, Principal Law Lecturer, CINEC Maritime Campus

b) Shipping Law- An area of private International Law.

- i) What is Shipping law
- ii) Overlapping areas of shipping law and law of the sea
i.e. - Port state control, flag state control, maritime pollution- CLC convention, MARPOL.
- iii) International Maritime Organization.

Mr Chandaka Jayasundara Attorney at Law

- iv) Sale of Ships, Mortgage of ships, Ship brokering, Ship Financing

Mr Sarath Gunawardena- Attorney at Law

- v) General average, Salvage, Towage

2) Admiralty Law

Mr K.Kanag Isvaran, PC

- i) Actions in Rem and Actions in Personam.
- ii) Ship Arrests, New Arrest of Ships Convention, Counter Security, Aspects of Forum Shopping.
- iii) Priority of claims i.e. – Maritime Claims, Maritime Liens, Mortgages.
- iv) Maritime Fraud

Mr Chandaka Jayasundara

- v) Maritime Arbitration

3) Carriage of Goods by sea

Ms Anoma Ranasinghe (FICS UK)

- i) Liner Shipping, Tramp Shipping, Containerizing

Mr Chandaka Jayasundara, Attorney at Law

- ii) Charterparties- Types of Charterparties/ liabilities between ship owner and third parties involved , Bills of lading issued under a Time or Voyage Charter Party- Case Law
Electronic Commerce-Electronic Shipping Documents , Electronic Transaction Act

Mr Malika Gunasekera, Principal Law Lecturer , CINEC Maritime Campus

iii) Hague, Hague Visby and Hamburg rules.

Ms Indika D.de Silva-(Deputy Solicitor General)

iv) Carriage of Goods by Sea Act and Case Law

4) Marine Insurance.

Mr Sarath Gunawardena (Attorney at Law)

- i) Introduction to Marine Insurance
- ii) Formation of Contracts of Marine Insurance
- iii) Basic Principles of Marine Insurance
- iv) Lloyds Standard Forms of Insurance
- v) Hull, Machinery and War Insurance
- vi) P&I Clubs
- vii) Settlement of Claim
- viii) Re-Insurance

5) Port Operations

Mr Upul Jayatissa (SLPA)

- i) Port and Harbour Infrastructure, future Port Projects, Important Provisions of Ports Authority Act
- ii) Container Terminal Operation
- iii) Container Freight Station Operation, Transshipment cargo operation, Special cargo handling
- iv) Passenger/ferry/cruise terminal operation
- v) Liquid and Dry Bulk cargo handling operation
- vi) Automobile handling Operation
- vii) Break Bulk Cargo handling Operation
- viii) Dangerous Cargo handling Operations
- ix) Multimodal Transport & Combined Transport Operations-Introduction

Capt. Palitha De Lannerolle (Master Mariner)

- viii) Flagging of Ships, Ship Owning Companies, Classification Societies
- ix) Shipping services – ship supplies,
- x) Manning of ships, Master and Crew, Master and Pilot relationship, Employment and welfare, STCW Convention, Log Books
- xi) Bringing a ship to port, Pilotage, Ship Bunkering

Mr Chandaka Jayasundara (Attorney at Law)

xii) Multimodal Transport Law. Entrepot Trade Procedure

Mr M.S.M. Niyaz (Freight Forwarder)

- xiii) Shipping Agencies
- xiv) Freight Forwarding

6) Custom Formalities

Mr M.R.Rajmohan, Attorney at Law- Superintendent of Sri Lanka Customs (Legal Affairs)

- i. Customing goods in Sri Lanka
Concepts, Processes, Actions, Aspirations, Concerns and Laws
- ii. Introduction to custom laws and regulations including automation, valuation, classification

7) International Trade

Mr Lalith Witanachchi (FICS UK)

- i) Documentation in International Trade, Types Bills of lading, Cargo Manifest and other documentation

Mr Chullanté Jayasuriya (Chartered Transportant)

- ii) INCO Terms 2000/2010

Mr Nilam Jumat (Professional Banker)

iii) Letter of Credit and UCP 600

-

Guest Lectures

- **International Commercial Contracts- Prof Lakshman Marasinghe**
- **International Marine Environmental Law (SOLAS Convention, UNCLOS)-
Mr Vikum de Abrew**
- **Marine Security and Role of Director General , Merchant Shipping
Mr Vikum de Abrew**