

## **Detail Course module -2018**

The 7 parts of the examination and the Lecturers/Examiners for each Part is as below:

### **Part I**

#### **General introduction to Maritime Law**

Dr. K.Kanag – Isvaran PC  
Mr. Chandaka Jayasundere,PC  
Dr Malika Gunasekera  
Mr. Sarath Gunawardena, Attorney at Law

- i) Law of the Sea - An area of public International Law.
- ii) Shipping Law- An area of private International Law.
- iii) Sale of Ships, Ship Registration, Ship Financing, Ship Brokering , Electronic Transaction Act
- iv) General average, Salvage, Towage
- v) International conventions
- vi) Shipping related local regulations
- vii) Settlement of disputes
- viii) Maritime Pollution
- ix) Exploitation of Economic Zone

### **Part II**

#### **Admiralty Law**

Justice P.A. Ratnayake,PC  
Dr K.Kanag-Isvaran,PC  
Mr Chandaka Jayasuriya

- 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
- v) Maritime Arbitration

**Part III**  
**Carriage of Goods by sea**

Ms. Anoma Ranasinghe, Chartered Ship Broker  
Mr Chandaka Jayasundere, PC  
Dr. Malika Gunasekera  
Ms Indika de Silva, ASG

i) Charterparties-

*Types of Charterparties/liabilities between ship owner and third parties.*

Introduction

Type of charters (voyage/time/Bareboat) and important elements/features

Cost elements of ship owning and chartering

*Charter operations*

Responsibilities/liabilities of owner/charterer

Charter parties used for each charter

Chartering terms and charter party elements

Other chartering documentation

Bills of lading issued under a Time or Voyage Charter Party- Case Law

Electronic Commerce-Electronic Shipping Documents, Electronic Transaction Act

ii) Hague, Hague Visby, Hamburg rules and Rotterdam Rules.

ii) Liner Shipping, Tramp Shipping, Containerizing, Introduction to theory of Trade.

Why Ships are being used?

Different Shipping Markets.

The Container & its Progress in the Shipping Industry.

iv) Carriage of Goods by Sea Act & Case Law

v) Legal Aspects of Bills of Lading, e-commerce, International Container transport operations and logistics contracts

**Part IV**  
**Marine Insurance**

Mr. Sarath Gunawardena (Attorney at Law)

**Introduction to Marine Insurance**

- i) History of Marine Insurance
- ii) Marine Insurance markets
- iii) Marine-reinsurance

**Formation of contracts of Marine Insurance**

- i) Principals of Law of Contracts
- ii) Contracts of Carriage
- iii) Law of Marine Insurance

**Basic Principles of Marine Insurance**

- i) Non disclosure (Uberimae Fides),  
Misrepresentation,
- ii) Total loss/Constructive total Loss/ Partial Loss
- iii) Insurable interest

**Lloyds Standards Forms of Insurance**

- i) Institute Time Clauses

**Hull, Machinery and War Insurance**

- i) Hull Underwriting
- ii) Addl War Insurance
- iii) Claim Adjustments

**P & I Clubs**

- i) Mutual Insurance
- ii) Ship-owners liability covers
- iii) Premium

**Settlement of Claim**

**Re-Insurance**

- i) Claims under Marine insurance and preparation of contracts
- ii) Case law under Marine

**Part V**  
**Port Operations**

Mr Upul Jayatissa (SLPA)

Capt. Palitha De Lannerolle (Master Mariner)

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

Mr Chandaka Jayasundere,PC

- i. Port and Harbour Infrastructure, future Port Projects
- ii. Container Terminal Operation
- iii. Container Freight Station Operation, Transshipment cargo operation, Special cargo handling
- iv. Flagging of Ships, Ship Owning Companies, Classification Societies
- v. Shipping services – ship supplies, Manning of ships, Pilotage, Ship Bunkering
- vi. Master and Crew, Employment and welfare, STCW Convention, Log Books
- vii. Multimodal Transport & Combined Transport Operations
  - Definition
  - Freight Unitization and History of containerization
  - Advantages of multi - modalism
  - Various forms of multimodal transportation
  - Multimodal transport documents
  - Operators of multimodal transport
- viii. Multimodal Transport Law
- ix. Entreport Trade Procedure
- x. Shipping Agencies, Freight Forwarding
  - Who is an agent?
  - Types of agents in shipping business and role
  - Appointment
  - Agents responsibilities/functions towards principal (Commercial/financial) and 3rd parties
  - Other services
  - Risks as agents
  - Lack of responsibilities
  - Definition of freight forwarder
  - Types of forwarders - Functions and responsibilities
- xi. Shipping agents and Freight forwarding
- xii. Ports Authority operations and procedures

**Part VI**  
**Custom Formalities**

**Mr M.R.Rajmohan, Attorney at Law - Former Deputy Director of Customs - Policy, Planning and Research**

- i. Customing goods in Sri Lanka  
Concepts, Processes, Actions, Aspirations, Concerns and Laws
- ii Introduction to Customs Law & Regulations including automation, valuation of classifications
- iii Customs Ordinance – in-depth study with case law
- Iv Customs procedures in clearance of containers
- v Valuation and Classification

**Part VII**  
**International Trade**

Mr Lalith Witanachchi (Chartered Ship Broker)  
Mr Chulante Jayasuriya (Chartered Transportant)  
Mr Nilam Jumat (Professional Banker)

- i) Documentation in International Trade, Bills of lading and Types of Bills of Lading, Cargo Manifest and other Documentation
- ii) INCO Terms
- iii) Letter of Credit and UCP 600