

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.

Dr Malika Gunasekera- Attorney at Law

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

Sale of Ships, Mortgage of ships, Ship brokering, Ship Financing

Mr Sarath Gunawardena- Attorney at Law

General average, Salvage, Towage

2) Admiralty Law

Justice P.A. Ratnayake

- 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.

3) Carriage of Goods by sea

Ms Anoma Ranasinghe (FICS UK)

- i) Liner Shipping, Tramp Shipping, Containerizing

Mr Vijith de Costa- (Ship Broker)

- ii) Charterparties- Types of Charterparties/ liabilities between ship owner and third parties.

Dr Malika Gunasekera

- iii) Hague, Hague Visby and Hamburg rules.

4) Marine Insurance.

Mr Sarath Gunawardena (Attorney at Law)

- i) P & I clubs.
- ii) Llyods standard forms of insurance (Institute Time Clauses), formation of a contract of Marine Insurance.
- iii) Basic principals of Marine Insurance i.e.- Non disclosure (Uberimae Fides), Misrepresentation, Total loss/ constructive total loss/ partial loss.
- iv) Hull Machinery and War Insurance

5) Port Operations

Mr Upul Jayatissa (SLPA)

- i) Container Terminal Operation
- ii) Container Freight Station Operation, Transshipment cargo operation, Special cargo handling
- iii) Passenger/ferry/cruise terminal operation
- iv) Liquid and Dry Bulk cargo handling operation
- v) Automobile handling operation
- vi) Break Bulk cargo handling operation
- vii) Future Port Projects

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 Vijith de Costa (FICS UK)

- xii) Multi Model Transport & Combined Transport Operations
- xiii) Shipping Agencies

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

- xiv) Freight Forwarding

6) Custom Formalities

Mr Sudattha Silva Attorney at Law- Deputy Superintendent of Sri Lanka Customs

- i. Import & Export Procedures
- ii. Entrepot Trade Procedures & Automated Cargo Clearance System (EDI)

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