



THIS COURSE IS
HRDF CLAIMABLE

This law course is organised by



Supporting organisation



Who Should Attend

Cargo Traders
Charterers
Commercial Operators
Lawyers
Maritime Training Institutions
Mooring Masters
Pilots
Port Operators
Safety Managers & Superintendents
Ship Owners
Staff of Government Maritime Agencies
Technical Managers

Others
associated with the Maritime Sector

MARITIME LAW COURSE 2024

Dive into Maritime Law Excellence

This 2-day intensive and value for money course is aimed to enhance and develop your knowledge of the principles and practice of maritime law. You will learn the function, scope and application of maritime law and the key legal concepts in admiralty claims, carriage of goods by sea contracts and marine casualties.

The course fee is attractively priced at RM 1,200.00 for all Malaysians. **IMSML members** enjoy a **special rate of RM 800.00 only.**

DATE & TIME
20-21 FEB 2024
9AM TO 5.30PM

VENUE: THE AUDITORIUM
Asian International Arbitration Centre (AIAC)
Bangunan Sulaiman, Jalan Sultan Hishamuddin
50000 Kuala Lumpur

INTERNATIONAL MALAYSIAN SOCIETY OF MARITIME LAW
Bangunan Sulaiman, Jalan Sultan Hishamuddin
50000 Kuala Lumpur, Malaysia
M : +6012 267 8711 | Fax : +603 2271 1010
Email : secretariat@imsml.org

REGISTER ONLINE

www.imsml.org/mlcr2024f
Tel : +6012 267 8711 | Fax : +603 2271 1010
e-mail : secretariat@imsml.org

COURSE CONTENTS

Module 1 Bills of Lading and Cargo Claims

- ▶ The relationship between the contract of sale, Charterparty and Bill of Lading
- ▶ Bills of lading and other shipping documents
- ▶ Title to sue
- ▶ The Inter-Club NYPE Agreement 2011
- ▶ The terms of the carriage contract; Common bill of lading clauses
- ▶ Charterer's bills of lading
- ▶ Identity of the carrier
- ▶ Hague and Hague-Visby Rules

Module 2 Marine Insurance

- ▶ Basics introduction to the London and international marine insurance markets, overview of the Marine Insurance Act, 1906 and recent reforms
- ▶ Placing marine insurance
- ▶ Role of Brokers
- ▶ Utmost good faith and fraudulent claims
- ▶ Cargo Insurance
- ▶ Hull and Machinery Insurance
- ▶ P&I Clubs
- ▶ Subrogation
- ▶ Sue and Labour

Module 3 Maritime Casualties and Limitations of Liabilities

a. Collisions

- ▶ Principles of Liability
- ▶ Pollution liabilities
- ▶ CLC and Fund Protocol 1992
- ▶ Supplementary Fund Protocol 2003
- ▶ Bunker Pollution Convention 2001 and HNS Convention

b. Limitation of Liability for Maritime Claims

- ▶ The concept of limitation and types of limitation
- ▶ Parties that are entitled to limit liability
- ▶ The 1976 Convention on Limitation of Liability for Maritime Claims

c. General Average

- ▶ Concept and legal framework
- ▶ The York-Antwerp Rules
- ▶ Key concepts through case law (e.g. common danger)
- ▶ Documentation

Module 4 Ship Sale and Purchase and Finance

- ▶ The parties involved in sale and purchase and their roles
- ▶ Standard Forms Contracts
- ▶ Shipbuilding Contracts
- ▶ Documentations
- ▶ Delivery process
- ▶ Default by the Buyer and Seller
- ▶ Financing Considerations
- ▶ Security Documents
- ▶ Mortgage
- ▶ Registration of Vessels



COURSE CONTENTS

Module 5 Charterparties

- ▶ Formations of Contract
 - ▶ Implied and Express Terms
 - ▶ Warranties/Conditions and Innominate Terms
 - ▶ Charterparty fixtures and 'sub details'
 - ▶ Rider clauses
 - ▶ Development of case laws
-

Module 5A Time Charterparties

- ▶ Safe ports
 - ▶ Dangerous goods
 - ▶ Seaworthiness
 - ▶ Classification
 - ▶ Delivery and redelivery
 - ▶ Payment of Hire
 - ▶ Remedies for Non-Payment of Hire
 - ▶ Employment Orders
 - ▶ Off hire
-

Module 5B Voyage Charterparties

- ▶ Payment of Freight
 - ▶ Loading Obligations
 - ▶ Laytime and Demurrage
 - ▶ Deviation
 - ▶ Common to both Time and Voyage Charters:
Seaworthiness
-

Module 6 Admiralty

- ▶ The law applicable to maritime claims
 - ▶ Exercise of admiralty jurisdiction
 - ▶ Claims *in personam* and claims *in rem*
 - ▶ Maritime liens
 - ▶ Ship arrest
 - ▶ Security
 - ▶ Release
 - ▶ Judicial sale of vessels
 - ▶ Determination of priorities
 - ▶ Updates on recent admiralty cases
-

Module 7 Development of Case Laws

- ▶ Charterparties
 - ▶ Bills of Lading
 - ▶ Admiralty Law
 - ▶ Marine Insurance
 - ▶ Ship sale and Shipbuilding
-



COURSE PROGRAMME

20 FEB 2024

Maritime Law Course
The Auditorium, AIAC Kuala Lumpur
20 - 21 Feb 2024
9am to 5.00pm

2-Day
Intensive Course

DAY 1

08.00 am - 09.00 am	Registration Welcome & Registration The Auditorium, AIAC Kuala Lumpur
09.00 am - 10.00 am	Module 1 Bills of Lading and Cargo Claims By Jeremy M Joseph
10.00 am - 10.30 am	 Tea Break <i>Topaz Room, AIAC Kuala Lumpur</i>
10.30 am - 12.30 pm	Module 2 Marine Insurance By Jeremy M Joseph
12.30 pm - 01.30 pm	 Lunch <i>Indoor Cafeteria, Lower Ground AIAC</i>
01.30 pm - 03.30 pm	Module 3 Marine Casualties and Limitations of Liability By Siva Kumar Kanagasabai
03.30 pm - 04.00 pm	 Tea Break <i>Topaz Room, AIAC Kuala Lumpur</i>
04.00 pm - 05.00 pm	Module 4 Ship Sale and Purchase and Finance By Wan Hilwanie Ariff
05.00 pm	End of Day 1



THIS COURSE IS
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IMSML is not a member of HRDF Corp but the society has obtained a **one-off approval from PSMB to conduct this course under HRDF**. Please contact PSMB at 1800-88-4800 for assistance with filing a claim.



COURSE PROGRAMME

21 FEB 2024

Maritime Law Course
The Auditorium, AIAC Kuala Lumpur
20 - 21 Feb 2024
9am to 5.30pm


2-Day
Intensive Course

DAY 2

09.00 am - 10.00 am

Module 5
Charterparties
By Abd Azim Bin Abd Razak

10.00 am - 10.30 am

 **Tea Break**
Topaz Room, AIAC Kuala Lumpur

10.30 am - 11.30 am

Module 5A
Time Charterparties
By Abd Azim Bin Abd Razak

11.30 pm - 12.30 pm

Module 5B
Voyage Charterparties
By Abd Azim Bin Abd Razak


12.30 pm - 01.30 pm

 **Lunch**
Indoor Cafeteria, Lower Ground AIAC

01.30 pm - 03.30 pm

Module 6
Admiralty
By Trishelea A Sandosam

03.30 pm - 04.00 pm

 **Tea Break**
Topaz Room, AIAC Kuala Lumpur

04.00 pm - 05.30 pm

Module 7
Development of Case Laws
By Prof Dr Irwin Ooi Ui Joo

05.30 pm

End of Course



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Jeremy M Joseph
Managing Partner
Joseph & Partners

Jeremy M. Joseph is the Principal Partner of Messrs. Joseph and Partners. In recognition of his expertise, competence, knowledge and achievements in maritime law, Legal 500 and Chambers Asia have acknowledged him for fourteen (14) consecutive years (2009 to 2023) as a leading Malaysian shipping lawyer. He was an Associate at Holman Fenwick Willan's Singapore office between 1998 and 2002. Later, he was a partner at Joseph Tan Jude Benny's Malaysian Associate office between 2002 and 2009. Having garnered over ten years of experience, Jeremy founded Messrs. Joseph and Partners in 2010. Between then and now, he has led the team at the firm to several cases with landmark judgments. The firm has also won the prestigious "ALB Malaysia Law Awards for Shipping Law Firm of The Year", hosted by Asian Legal Business and Thomson Reuters, for three years consecutively. (2014-2016).

In 2018, his firm was appointed by the Government of Malaysia in the high-profile arrest, management and sale of the superyacht "Equanimity." He has also presented papers at many national and international conferences and seminars, contributed many chapters in books, and published articles in leading law journals.



Dr Irwin Ooi
Faculty of Law
Universiti Teknologi MARA,
Shah Alam

Professor Dr Irwin Ooi Ui Joo is currently the Head of the Centre for Advocacy and Dispute Resolution at the Faculty of Law, Universiti Teknologi MARA (UiTM). Before returning to Malaysia in 2001, he was at the Department of Maritime Studies and International Transport, at the University of Wales, Cardiff, for almost a decade. He is the author of multiple volumes of Halsbury Laws of Malaysia on various aspects of Maritime, Shipping, Transport and Insurance Law. He has been consulted by various Ministries, multinational companies and international organisations (such as the OECD, ASEAN, ARISE Plus and UNESCAP) on maritime, shipping, trade and competition law issues. In addition to his involvement on the Editorial Boards of several international law and maritime business journals, Dr Ooi finds the time to contribute as the Head Coach of UiTM's various Moot Teams. He describes himself as a logistician who dabbles in laws governing the logistics and supply chain. Dr Ooi is currently a Chartered Member of the Chartered Institute of Logistics and Transport Malaysia (Selangor Section). He also confesses to being a 'tree-hugger' and is one of the 55 founding members of the Malaysian Association for the Public Advocacy of Nature (MAPAN).



Wan Hilwanie Ariff
Managing Partner
Ariff & Co

Wan Hilwanie Ariff graduated from the London School of Economics and Political Science, University of London with LL.B (Honours) in 1997 and obtained her Certificate of Legal Practice in 1998. She chambered with the legal firm, Ariff & Co in Kuala Lumpur and was called to the Malaysian Bar in 1999. In year 2000, Wan Hilwanie was made a partner of Ariff & Co. Wan Hilwanie pursued a Masters degree and obtained an LL.M in Maritime Law from the University College London in 2003. Wan Hilwanie is currently the managing partner of Ariff & Co. and at the same time attends to the firm's corporate banking documentations (conventional and Islamic), shipping documentations and advisory services, general corporate matters and general conveyancing matters. She focuses mainly on corporate banking work and specialises in shipping and oil and gas law and handles all shipping matters of the firm in particular ship financing, sales and purchase of vessels, shipbuilding contracts and other non-contentious shipping legal work.

She is currently the President of the International Malaysian Society of Maritime Law (IMSML), a Committee Member of the Shipping and Admiralty Law Committee of the Bar Council, and conducts public and private seminars, workshops and talks on Shipping Law in particular ship sale and purchase and financing.

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Trishelea A Sandosam
Partner
Wong & Partners

Trishelea Sandosam is a Partner in Wong & Partners. The breadth of her maritime and shipping experience includes advisory and advocacy work in relation to cargo disputes, shipbuilding disputes, oil pollution claims, collision claims, detention of vessel by authorities and enforcement of ship mortgages under conventional and Islamic facilities. She was awarded the Chevening Scholarship by the UK Foreign and Commonwealth Office and holds a master's degree in maritime law from University College London.

She is currently the Vice-President of the International Malaysian Society of Maritime Law and a committee member of the Malaysian Bar Council's Shipping and Admiralty Law Committee. She has been recognized as a Next Generation Partner in Shipping in Malaysia by Legal 500 Asia Pacific.



Abd Azim Bin Abd Razak
Principal
Rahmat Lim & Partners

Azim is a Principal in the Projects & International Arbitration Department of Messrs Rahmat Lim & Partners.

His primary area of practice is in dispute resolution. He regularly represents and advises clients in dispute resolution before all levels of the Malaysian Courts (in the lower Courts, High Court, Court of Appeal and Federal Court), as well as in adjudication, arbitration, and mediation proceedings.

He has advised and represented Malaysian and multinational conglomerate clients across a diverse set of areas, including admiralty and shipping law matters (including in respect of the arrest of vessels and enforcement of mortgage, advising on charterparty agreements, as well as disputes on bills of lading), construction and infrastructure disputes, complex commercial disputes, corporate insolvency (including liquidation and corporate rescue mechanisms), and corporate and shareholders' disputes.

Azim is a Member of the Malaysian Bar Council Shipping and Admiralty Law Committee since June 2022, and is currently the Treasurer of the International Malaysian Society of Maritime Law (IMSM) for the year 2023/2024.



Siva Kumar Kanagasabai
Partner
SKRINE

Kumar heads the Maritime and Shipping practice group in the firm. He has acted and advised local and international clients in ship arrests, charterparty disputes, oil pollution claims, vessel detentions, cargo claims, Incoterm contracts and enforcement of ship mortgages under conventional and Islamic facilities. He is also involved in general corporate/commercial litigation and has acted as counsel in both domestic and international arbitrations. Kumar is a regular contributor to law publications and is often invited to speak at law conferences. He is a Fellow of the Chartered Institute of Arbitrators.

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REGISTRATION FORM

MARITIME LAW COURSE | 20-21 FEB 2024



Each form is valid for one delegate only.
Use only capital letters

MARITIME LAW COURSE Asian International Arbitration Centre Kuala Lumpur, 20-21 February 2024 9.00AM TO 5.30PM	Registration Fees
Malaysian IMSML members	RM 800.00
Malaysians	RM 1,200.00
Non Malaysians	RM 1,800.00

Practising Lawyer Judge/Magistrate Professional Association Corporate Sector Government Agencies Others

Preferred Name for Name Tag

Full Name (as in Passport / Identity Card)

Job title Email Address

Institution/Company

Address

Address 2

City Postcode

State Country Mobile Contact

Telephone Fax



Group Registration
10% discount for group of 3 or more from the same organisation

Online Registration
www.imsml.org/mlcr2024f

E-Mail
events@imsml.org

Mobile Contact
+6012 267 8711 (Sean)

Fax (IMSML)
+603 2271 1010

Contact Person
Sean Tan

Event participation is subject to International Malaysian Society of Maritime Law (IMSML)'s Terms & Conditions at www.imsml.org. Your attention is drawn in particular to clause A,E & F.

REGISTRATION FEES, CANCELLATION & REFUNDS
Payment of the seminar/course fee is due 14 days from the date of the invoice or before the seminar date whichever is the sooner. Delegate and/or organisation placing the booking shall be jointly and severally liable for payment of the course fee. All cancellations must be in writing. For bookings cancelled at least 14 days (by 5.00pm) prior to the course date we will refund the course fee. For bookings cancelled 13 days or less (by 5.00pm) prior to the course date the course fee remains payable and is non-refundable. Delegates may attend another course of equivalent value free of charge. Where the course is of lesser value, the balance will either be held in credit against your account or set off against outstanding fees at our discretion.

PERSONAL DATA NOTICE
With the implementation of the Personal Data Protection Act 2010 ("PDPA"), which came into force on 15th November 2013, International Malaysian Society of Maritime Law (IMSML) ("us" or "we") wish to assure you that we take your privacy seriously and are committed to the protection of your personal data and privacy.

A. COLLECTION OF PERSONAL DATA
"Your Personal Data" which we process may include information which you have previously provided us with or may subsequently provide to us, concerning your personal details (such as address, email, phone numbers), occupation details (such as job title) and such other personal information that we may process from time to time. You are entitled to withdraw your consent to the processing of your Personal Data at any point in time by notifying us in accordance with Section E below. However, please note that notwithstanding the withdrawal of your consent, we may still proceed to process your Personal Data in circumstances recognized and permitted by law.

E. ACCESS AND INQUIRIES
Subject to any exceptions under applicable laws, you may at any time hereafter make a written request for access to, or for correction or rectification of your Personal Data or limit the processing of your Personal Data by contacting: International Malaysian Society of Maritime Law (IMSML), Bangunan Sulaiman, Jalan Sultan Hishamuddin, 50000 Kuala Lumpur. Tel:+603 2271 1000, Fax : +603 2271 1010 and email at secretariat@imsml.org

F. GENERAL
This Notice may be updated from time to time without prior notice to you. By continuing to communicate with us or by continuing to use our services following modifications, updates or amendments to this Notice, this shall signify your acceptance of such modification, updates or amendments.

PAYMENT PARTICULARS

We enclose cheque payable to **International Malaysian Society of Maritime Law**

Payment via bank-transfer (slip enclosed)

Payment by cheque and bank draft in RM should be made in favour of **"International Malaysian Society of Maritime Law"** and mailed to :

International Malaysian Society of Maritime Law
Bangunan Sulaiman
Jalan Sultan Hishamuddin
50000 Kuala Lumpur

Payment by bank/telegraphic transfer in RM must be made to :

International Malaysian Society of Maritime Law
A/C No : **8008873364**
CIMB ISLAMIC BANK (M) BERHAD

Plaza Damansara
Kuala Lumpur
Swift Code : **CTBBMYKL**

Please complete registration details and have it sent to our email at secretariat@imsml.org

I have read the Terms and Conditions as outlined on brochure and agree to adhere to them.

Signature

Date



