



This law course
is organised by



10 CPD
points

THIS COURSE IS
**CPD
CERTIFIED**

THIS COURSE IS ACCREDITED
BY BAR COUNCIL MALAYSIA

CPD CODE :
T2/2930112022/IMSML/
KL221284/10

10 CPD POINTS

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

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. You will receive practical guidance from experienced maritime legal practitioners who will expound the key principles and equip you with an understanding of the complex laws and contracts used in the maritime industry.

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
29-30 NOV 2022
9AM TO 4.30PM

VENUE

SAPPHIRE ROOM 1
Asian International Arbitration
Centre (AIAC)
Bangunan Sulaiman
Jalan Sultan Hishamuddin
50000 Kuala Lumpur

2-Day
Intensive Course

COURSE CONTENTS

Module 1 Admiralty

- ▶ The law applicable to maritime claims
- ▶ Exercise of jurisdiction
- ▶ Claims in *personam* and claims *in rem*
- ▶ Maritime liens
- ▶ Ship arrest
- ▶ Security
- ▶ Release
- ▶ Judicial sale of vessels
- ▶ Determination of priorities
- ▶ Arbitration Act 2005 (amended 2011)

Module 2A Maritime Casualties and Limitations of Liability (Part 1 of 2)

Salvage, Towage and Wreck

- ▶ The Common Law Position and the 1989 Salvage Convention
- ▶ Standard forms for salvage agreements
- ▶ Environmental claims and expenses
- ▶ SCOPIC clause
- ▶ Key concepts through case law (e.g. voluntariness, 'No cure, No pay')
- ▶ Towage liabilities
- ▶ Standard towing conditions
- ▶ The Nairobi Wreck Removal Convention 2007

Module 2B Maritime Casualties and Limitations of Liability (Part 2 of 2)

General Average

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

Ports & Pilotage

- ▶ Powers, rights and liabilities of harbour authorities
- ▶ Duties in relation to pilotage
- ▶ Duties of pilots and masters

Collisions

- ▶ Principles of Liability
- ▶ Pollution liabilities

- ▶ CLC and Fund Protocol 1992
- ▶ Supplementary Fund Protocol 2003
- ▶ Bunker Pollution Convention 2001 and HNS Convention
- ▶ Key concepts through case law

Limitations of liability

- ▶ 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

Module 3 Charterparties and Bills of Lading

- ▶ Formations of Contract
- ▶ Implied and Express Terms
- ▶ Warranties/Conditions and Innominate Terms
- ▶ The relationship between the contract of sale, Charterparty and Bill of Lading
- ▶ Charterparty fixtures and 'sub details'
- ▶ rider clauses

Time Charterparties

- ▶ safe ports
- ▶ dangerous goods
- ▶ seaworthiness
- ▶ classification
- ▶ delivery and redelivery
- ▶ Payment of Hire
- ▶ Remedies for Non-Payment of Hire
- ▶ Employment Orders
- ▶ Off hire

Voyage Charterparties

- ▶ Payment of Freight
- ▶ Loading Obligations
- ▶ Laytime and Demurrage
- ▶ Deviation

- ▶ Common to both Time and Voyage Charters: Seaworthiness

Cargo Claims

- ▶ 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



COURSE PROGRAMME

29 NOV 2022

Maritime Law Course
Sapphire Room 1, AIAC Kuala Lumpur
29 - 30 Nov 2022
9am to 4.30pm

2-Day
Intensive Course

DAY 1

08.00 am - 09.00 am

Registration

Welcome & Registration
Sapphire Room 1, AIAC Kuala Lumpur

09.00 am - 10.30 am

Module 1

Admiralty
By Siva Kumar Kanagasabai

10.30 am - 10.45 am



Tea Break

Sapphire Room 2, AIAC Kuala Lumpur

10.45 am - 12.30 pm

Module 2A Marine Casualties

By Clive Navin Selvapandian

12.30 pm - 01.30 pm



Lunch

Sapphire Room 2, AIAC Kuala Lumpur

01.30 pm - 03.15 pm

Module 2B Marine Casualties

By Clive Navin Selvapandian

03.15 pm - 03.30 pm



Tea Break

Sapphire Room 2, AIAC Kuala Lumpur

03.30 pm - 04.30 pm



Workshop

Case study

Siva Kumar Kanagasabai
Clive Navin Selvapandian

04.30 pm

End of Day 1



THIS COURSE IS
HRDF CLAIMABLE

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.



THIS COURSE IS
ACCREDITED by Bar
Council Malaysia

Accumulate CPD points as part of your professional development experience.

CPD Code:
**T2/2930112022/
IMSML/KL221284/10**

10 POINTS



COURSE PROGRAMME

30 NOV 2022

Maritime Law Course
Sapphire Room 1, AIAC Kuala Lumpur
29th - 30th Nov 2022
9am to 4.30pm

2-Day
Intensive Course

DAY 2

09.00 am - 10.30 am

Module 3A
Time Charterparties
By Dr Irwin Ooi

10.30 am - 10.45 am

 **Tea Break**
Sapphire Room 2, AIAC Kuala Lumpur

10.45 am - 12.30 pm

Module 3B
Voyage Charterparties
By Dr Irwin Ooi

12.30 pm - 01.30 pm

 **Lunch**
Sapphire Room 2, AIAC Kuala Lumpur


01.30 pm - 03.15 pm

Module 3C
Bills of Lading & Cargo Claims
By Jeremy M Joseph

03.15 pm - 03.30 pm

 **Tea Break**
Sapphire Room 2, AIAC Kuala Lumpur

03.30 pm - 04.30 pm

 **Workshop**
Case study
Jeremy M Joseph
Dr Irwin Ooi

04.30 pm

End of Course



THIS COURSE IS
HRDF CLAIMABLE

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.



THIS COURSE IS
ACCREDITED by Bar
Council Malaysia

Accumulate CPD points as part of your professional development experience.

CPD Code:
**T2/2930112022/
IMSML/KL221284/10**

10 POINTS





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 thirteen (13) consecutive years (2009 to 2022) as a leading Malaysian shipping lawyer. Jeremy received a British High Commissioner's Chevening Scholarship Award in 1996, after which he proceeded to the University of Southampton, England, where he obtained a Master of Law degree (LL.M) in 1997. Jeremy also possesses the Diploma in International Commercial Arbitration, issued by the Chartered Institute of Arbitrators UK held at the University College, Oxford. 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).



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.



Clive N Selvapandian
Partner
Christopher Lee Ong

Clive has been ranked as a leading shipping lawyer in both Chambers and Partners (Asia Pacific) and the Legal 500 (Asia Pacific) since 2018. He is a member of the Malaysian Bar's Shipping and Admiralty Law Committee and the International Malaysian Society of Maritime Law. He speaks often on maritime law issues and his writings have been published in local and international publications. He represents parties in both 'dry shipping' disputes (claims on bills of lading and charterparties, etc.) and 'wet shipping' disputes (ship collisions, claims concerning pollution at sea, tonnage limitation suits, etc). Clive practices at Messrs Christopher & Lee Ong, Kuala Lumpur.

Maritime Law Course | 29-30 Nov 2022

COURSE DIRECTORS



REGISTRATION FORM

MARITIME LAW COURSE | 29-30 NOV 2022



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

MARITIME LAW COURSE Asian International Arbitration Centre Kuala Lumpur, 29-30 November 2022 9.00AM TO 4.30PM	Registration Fees
Malaysian IMSML members	RM 800.00
Malaysians	RM 1,200.00
Non Malaysians	RM 1,800.00

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

Online Registration
www.imsml.org/mlcr2022

E-Mail
secretariat@imsml.org

Mobile Contact
+6012 267 8711 (Sean)

Fax (IMSML)
+603 2271 1010

Contact Person
Sean Tan

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

Country Mobile Contact

Telephone Fax

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



29-30-31
NOV 2022
9.00 AM - 5.00 PM
MARITIME LAW COURSE
KUALA LUMPUR
AIAC
ASIAN
INTERNATIONAL
ARBITRATION
CENTRE