



IMLI NEWS



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22ND SESSION OF THE GOVERNING BOARD OF IMLI HELD AT THE IMO HEADQUARTERS, LONDON



H.E. Mr. Efthimios Mitropoulos (Secretary – General of IMO and Chairman of the IMLI Governing Board) with members of the Board during the Board's 22nd Session held at the IMO Headquarters, London, 15 April, 2008

IMLI Governing Board met at the IMO Headquarters in London, on 15 April 2008, to hold its 22nd Session presided by H.E. Mr. Efthimios Mitropoulos, Secretary – General of IMO and Chairman of the Governing Board of IMLI.

At its 22nd Session, the Board commended the Director, faculty and staff of IMLI for their continuous efforts to maintain the Institute's high academic standards and expressed the appreciation to all the visiting lecturers who taught at IMLI in the past academic year.

The Board in particular noted the progress in the Institute's Advanced Diploma Programme. Furthermore, it was noted with appreciation that the Institute's Library holdings are continuously updated, covering all major areas of international maritime law and are systematically organised for easy reference. The Board also expressed the appreciation for the Institute's endeavours to promote its activities worldwide.



IMLI Sub-Committee on Financial and Personnel Matters: Chairman, Mr. Jim Harrison (Group Legal Director, Lloyd's Register of Shipping) with Dr. Reto Dürler (Head, Swiss Maritime Navigation Office), Dr. Philippe Boisson (Communication Director and Legal Adviser, Marine Division, Bureau Veritas) and Prof. David Attard (IMLI Director)

RIKKYO UNIVERSITY INTERNATIONAL LAW PROFESSOR LECTURES AT IMLI

Professor Atsuko Kanehara, Professor of International Public Law at the Law Faculty of Rikkyo University (Japan), visited IMLI in March 2008 and delivered two lectures entitled "The Outer Limit of Continental Shelf: Article 76 of the UNCLOS and its Evolution".



Prof. Atsuko Kanehara meeting the students of 2007-2008 Class

Prof. Kanehara's lectures addressed in particular the legal nature of the outer continental shelf, the legal nature of the coastal state's rights over it, issues relating to establishing outer limits of continental shelf, and issues relating to outer continental shelf regime focusing upon the revenue sharing scheme under Article 82 of the UNCLOS.

Professor Atsuko Kanehara is a member of the Nippon Foundation's Selection Body of scholarship candidates for studying at IMLI. Her visit to IMLI was an opportunity for the ten Nippon scholars, members of IMLI Class 2007-2008, to meet Prof. Kanehara in person.



Ms. Claudia Bennett and Mr. Richard J. Dodson with the 2007 – 2008 ITF scholars, Capt. Arvind Kumar (India) and Mr. Dele Lu (People's Republic of China)

ITF REPRESENTATIVES DELIVERING LECTURES ON SEAFARERS' RIGHTS

Ms. Claudia Bennett, Legal Adviser of the International Transport Workers' Federation (ITF), and Mr. Richard J. Dodson (Partner at Dodson and Hooks Law Office, the United States of America) visited IMLI in March 2008 to deliver a series of lectures on Seafarers' Rights and the role of the ITF in protection thereof. The focus of the lectures was on the seafarers' employment contracts and the problems related to the enforcement of seafarers' rights. This participation is a part of the IMLI and ITF's joint project relating to "the Human Dimension in International Maritime Law: Seafarers' Rights" established in 2006.

IMLI'S 13TH EU MARITIME LAW COURSE

IMLI's EU Maritime Law Course is an intensive course which offers the participants an overview of the EU Maritime Law, including the EU Maritime Transport Policies on safety and criminal sanctions in the protection of marine environment, EU's external maritime relations, rights and responsibilities of the EU member States in the maritime context, EU law on marine pollution, EU perspective regarding the international liability and compensation regimes, etc.



H.E. Dr. Joe Borg (EU Commissioner for Fisheries and Maritime Affairs), Justice James Allsop (Judge of the Federal Court of Australia), Dr. Joanna Drake (Head of Representation of European Commission in Malta) and Prof. David Attard (IMLI Director) with the course participants

The 13th IMLI EU Maritime Law Course was inaugurated by H.E. Dr. Joe Borg, EU Commissioner for Fisheries and Maritime Affairs on the 15th February 2008.

The inauguration ceremony was opened by the Institute's Director, Prof. David Attard who delivered a welcoming address. Commissioner Borg then delivered a key note address in which he elaborated on the remarkable progress that the EU Commission has achieved over the past year in terms of designing a new and Integrated Maritime Policy for the European Union. With a view of encouraging the attendants to look at this policy and the benefits it may have for their own countries and administrations, Commissioner Borg presented some concrete elements thereof, noting it is a work in progress. The full text of the Commissioner's key note address is published on IMLI's website at <www.imli.org/publications_pages/news/enevs4-27.pdf>



H.E. Dr. Joe Borg (EU Commissioner for Fisheries and Maritime Affairs), Justice James Allsop (Judge of the Federal Court of Australia), Dr. Joanna Drake (Head of Representation of European Commission in Malta) and Prof. David Attard (IMLI Director) during the inauguration of the 13th EU Maritime Law Course

IMLI had an honour of hosting a number of other distinguished lecturers who participated in the 2008 EU Maritime Law Course.



Sir Robert Coleman, European Union Liaison officer of the Baltic and International Maritime Council, the world's largest organisation representing shipping interests, delivered a series of lectures within IMLI's 13th Annual Short Course on EU Maritime Law. Sir Robert gave an overview of the EU Maritime Transport Policy with a special focus on maritime safety and marine pollution control, competition and the external dimension of the EU Maritime Transport Policy.



Judge Marko Ilešič, Judge of the European Court of Justice elaborated on the existing case law of the European Court of Justice from the field of the Law of the Sea and Maritime Law.



Dr. Malgorzata Nesterowicz, Legal Officer of the Unit for the Implementation of EU Maritime Legislation of the European Maritime Safety Agency (EMSA), presented the EU perspective of the international liability and compensation regimes.



Mr. Bernard Vanheule, Senior Legal Officer of the Royal Belgian Shipowners' Association, lectured on the EU Maritime Transport Policies dealing with crew and safety and the criminal sanctions in the protection of the marine environment.

IMLI'S 10TH ANNUAL COURSE ON CARRIAGE OF GOODS BY SEA

This academic year IMLI held its 10th Annual Course on Carriage of Goods by Sea, from October till December 2007. This intensive course offers the participants an opportunity to gain a detailed understanding of the obligations and rights arising from bills of lading and charterparty contracts and explore the workings and the present day application of The Hague and Hague-Visby Rules. The analysis of the relevant legal matters is handled through a comparative approach. The course examines a comprehensive list of topics including the nature and functions of the bills of lading and other transport documents, electronic bills of lading, rights and liabilities pertaining to different types of charterparties, the relationship between the charter, the bill of lading and other documents, etc.

As it is now traditional, the fundamental part of the course was delivered by Professor Francis Reynolds Q.C. (Hon.), Barrister, Professor Emeritus, University of Oxford. In his lectures Prof. Reynolds places the subject of the Carriage of Goods by Sea in the broader context of international trade, touching on the topics such as contracts of international sale of goods and the role of banks in the facilitation of financing arrangements for the international sale of goods. The lectures are enriched by a number of practical examples based on actual disputed law cases and real commercial documents.

This year IMLI also had an honour of hosting Mr. David Martin-Clark, Barrister-at-Law, Arbitrator, Mediator and Consultant, who participated as a visiting lecturer at the IMLI Course on Carriage of Goods by Sea. Mr. Martin-Clark lectured on UNCITRAL Draft Convention on Carriage of Goods (wholly or partly) by Sea and on E-Commerce in the context of shipping.



Prof. Francis M. B. Reynolds in informal conversations with IMLI students outside the lectures during the 10th Annual Course on Carriage of Goods by Sea



Mr. David Martin-Clark lecturing to the IMLI Class 2007-2008 at the 10th Annual IMLI Course on Carriage of Goods by Sea

BUREAU VERITAS LEGAL ADVISOR DELIVERS LAW OF MARITIME SAFETY COURSE AT IMLI

Dr. Philippe Boisson, Communication Director and Legal Advisor of the Bureau Veritas Marine Division, and a Member of the IMLI Governing Board, traditionally delivered a course on the Law of Maritime Safety which is one of the key subjects of the Shipping Law curriculum of IMLI's LL.M. programme. The course is intensive and it aims to give a comprehensive overview of the international instruments providing for safety of shipping in all respects. It consists of units dealing with the regulatory process related to maritime safety, the ship safety, construction and equipment, cargo safety, the human element and operational safety, the control of ship safety and finally with the classification societies.



Dr. Philippe Boisson and Prof. David Attard with the IMLI class of 2007-2008

Addressing the IMLI class of 2007 – 2008, Dr. Boisson stated he was pleased to participate in yet another annual IMLI LL.M. programme pointing out that IMLI and all IMLI graduates can be certain that they have a friend at Bureau Veritas.

UNVEILING OF ARVID PARDO'S MONUMENT HOSTED BY PROF. DAVID ATTARD DURING THE 32ND PACEM IN MARIBUS CONFERENCE HELD IN MALTA, NOVEMBER 2007

Professor David Attard, Director of IMLI, hosted the unveiling of Ambassador Arvid Pardo's monument and a lecture in honour of Ambassador Arvid Pardo on November 7, 2007 during the XXXII Pacem in Maribus Conference held in Malta.

The lecture held in honour of Ambassador Arvid Pardo, "the Father of the New Law of the Sea", consisted of the opening address by Prof. Attard followed by the words of Reverend Professor Peter Serracino Inglott. The monument was then unveiled by Prime Minister, the Hon. Dr. Lawrence Gonzi, at the Campus of the University of Malta in front of the IMLI building. The statue is work of the Maltese sculptor Chevalier Alfred Camilleri Cauchi.



Prof. David Attard opening the Lecture in Honour of Ambassador Arvid Pardo at the XXXII Pacem in Maribus Conference, November 7, 2007

Statue of Ambassador Arvid Pardo, work of Chevalier Alfred Camilleri Cauchi, in front of the IMLI gate

IMO ASSEMBLY RESOLUTION ON RESEARCH WORK UNDERTAKEN BY THE IMO INTERNATIONAL MARITIME LAW INSTITUTE ADOPTED ON 22 NOVEMBER 2007

IMO Assembly at its 25th Session adopted the resolution A.1008(25) on 22 November 2007 on Research Work Undertaken by the IMO International Maritime Law Institute.

In the resolution, the Assembly recalls that IMLI was established to serve the global maritime community as the IMO's apex institution for tertiary-level maritime law education, in furtherance of IMO's purposes and objectives. It recalls in particular Resolutions A.900(21), on *Objectives of the Organization in the 2000s*, and A.934(22), on *Sustainable financial support for the IMO International Maritime Law Institute*, through which the Assembly, respectively, acknowledged the special contribution of IMLI to the attainment of the objectives of IMO, and reaffirmed the importance and continued necessity of the Institute, as a high level legal training institution for providing, *inter alia*, technical advice in furtherance of the objectives and goals of IMO and its Member States.

The IMO Assembly in its resolution further recalls that, as a centre of academic excellence in the maritime legal field, IMLI undertakes original and applied research into aspects of international maritime law, with a view to promoting the achievement of the highest practicable global standards in this field and providing a mechanism for the international exchange, transfer and application of related knowledge. It recognises that research is an important component of IMLI's academic activities, which strengthens and enhances its programmes of study and contributes positively to the fulfilment of its educational mandate. It recognizes also that IMLI remains committed to research of the highest standard, which not only promotes knowledge creation, stimulates teaching and enriches higher learning, but also enhances its international academic reputation and can provide a valuable source of income towards the provision of fellowships for students and corporate development purposes.

The outcome of IMLI's research activities is acknowledged with appreciation, as these activities, in consonance with IMLI's Statute, have included projects leading to the incorporation of international maritime conventions into domestic legislation, as well as publications and papers issued by the IMLI faculty on a wide range of subjects related to international maritime law. As such research activities make a contribution towards a safe, secure, efficient and environmentally sound maritime industry, the Assembly encourages IMLI's commitment to engaging world class and maritime legal experts in a culture of collegiate co-operation, and to the open exchange of ideas within an environment that supports and rewards research of the highest quality and integrity, to the benefit of the global maritime community.

The resolution therefore affirms the importance and necessity of IMLI's research activities and of their resulting outputs as vital components of the Institute's efforts to strengthen and enhance its programmes of study and its international academic reputation. It also affirms that IMLI's research activities contribute positively to the furtherance of the objectives and goals of the IMO and its Member States. Finally, The IMO Assembly thereby encourages Member States, the IMO organs, international organisations and all other stakeholders of the global maritime community to, as appropriate, make use of the competencies of IMLI in commissioning legal research related to their respective fields of activity, and take into account, in the performance of their activities, the findings and recommendations of the research work undertaken by IMLI.

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The IMO International Maritime Law Institute was established under the auspices of the International Maritime Organization, a specialized agency of the United Nations

IMLI ALUMNI EXPERIENCES



Ms. Mayen Bassey Obi (Nigeria, Class of 1997)
Head of the Legal Services Unit of the Nigerian Maritime Administration and Safety Agency

"I wish to congratulate the Institute for the great work it has continued to do by impacting on the students such important knowledge on International Maritime Law, the maritime conventions and the drafting methods for domestication. The knowledge I acquired from the Institute has helped me immensely in the performance of my duties for the benefit of my country ever since."



Lt. Cdr. Gianmatteo Breda (Italy, Class of 2005)
International Law Lecturer, Italian Naval Academy

"I have benefited a great deal from my studies at the Institute from professional side. When I came to study at IMLI in 2004, I was already well prepared in the field of International Law and in particular the Law of the Sea, due to my prior education and work experience. However, at IMLI I extended my knowledge immensely in the field of shipping law which enhanced me professionally because thereafter it became possible for me to deal with full understanding with the documents and various situations in practice of my work as an enforcement officer in the Navy which are entirely of private law nature. Furthermore, I benefited from IMLI experience greatly also from human side, due to the international character of the Institute and the fact that the students attending the programme besides them coming from around the world, they are of different age and of various professional experiences. This diversity brought together makes studying at IMLI an enjoyable experience."



Khin Thandar (Myanmar, Class of 2007)
Deputy Director, International Law and Treaties Division, Ministry of Foreign Affairs

"Since I graduated from IMLI, I have actively taken part in drafting the new Territorial Sea and Maritime Zones Law Act. I am also playing a role in the National Project of extending the Continental Shelf beyond 200 nautical miles (...). What I have learnt at IMLI is helping my day to day work immensely and I am always proud to say that I am an IMLI graduate."

IMLI ALUMNI ACHIEVEMENTS

Mr. Pemamiththa A. Ratnayeke (Sri Lanka, class 1990-1991) has been appointed Head of the Civil Division of the Attorney General's Department, Sri Lanka.

Mr. Francisco A. Villaruel Rodriguez (Bolivarian Republic of Venezuela, class 1990-1991), National Maritime Judge, has been elected President of the Venezuelan Maritime Law Association (2007-2010), Venezuela

IMLI ACADEMIC PROGRAMMES

Applications to the following academic programmes are now being invited:

DOCTOR OF PHILOSOPHY PROGRAMME – The Programme is solely researched-based and involves a high degree of independence from candidates. It requires the submission and successful defence of a thesis of not more than 100,000 words. Studies for the degree should be completed within three to five years from first enrolment. To qualify for the Programme, candidates must hold a Master's Degree from a recognised university or academic institution, or hold qualifications of comparable standard.

MASTER OF LAWS IN INTERNATIONAL MARITIME LAW – The one-year study Programme consists of education in international law, law of the sea, shipping law, marine environmental law and drafting of maritime legislation. Admission to the Programme is open to a limited number of students in any academic year. A university degree in law and proficiency in the English language are prerequisites to admission. Financial assistance may be available.

ADVANCED DIPLOMA IN INTERNATIONAL MARITIME LAW – The Programme requires the candidate to earn a total of 25 credits by successfully following and completing credits on distinct subject areas either within the Public International Maritime Law strand, the Private International Maritime Law strand or the General International Maritime Law strand. Credits must be undertaken between one to five academic years from first enrolment.