

IMLI *e*-News

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DIRECTOR OF MBA PROGRAMME AT RMIT UNIVERSITY IN AUSTRALIA LECTURES AT IMLI

Dr. David Goodwin, a prominent Australian Barrister and academic, visited IMLI on 7 and 8 March 2018 and delivered two lectures to the IMLI Class of 2017-2018 on the following topics: “Freight Forwarder Liabilities: Navigating the Maze” and “The Ethics of Ship Arrest”.



*Dr. David Goodwin (Barrister and Director, MBA Programme, RMIT University in Australia)
with the IMLI Class of 2017-2018*

The lectures delivered by Dr. Goodwin covered quite different themes, reflecting the very diverse nature of his professional experience and educational interests.

His initial lecture, titled "Freight Forwarder Liabilities: Navigating the Maze", summarised key principles in the highly complex matrix of laws which apply to the activities of forwarders, drawing from the practice of Australia. This built on students' prior studies of the carriage of goods by sea and gave them the opportunity to consider how key liability principles have been developed and applied in an Australian context. Dr. Goodwin explained that Australia's liability regime is primarily founded on English common law, but has developed distinctively, and has been affected

by legislative initiatives including the Australian Competition and Consumer Law. In addition, he described the operation of traditional remedies in contract, tort and bailment.

Dr. Goodwin also gave a lecture on ethics to the students, and delivered content which he has taught to students in RMIT's MBA programs in Melbourne over recent years in a course on Corporate Social Responsibility and the Law. Students were challenged to consider the meaning and significance of terms such as ethics, morality and responsibility and their relationship with law.



Dr. David Goodwin (Barrister and Director, MBA Programme, RMIT University, Australia) meeting the IMLI Class of 2017-2018

In a highly participative session, Dr. Goodwin addressed a series of challenging scenarios which constituted ethical dilemmas, in which there was not a clear right or ethical choice. Students discussed and debated scenarios in small groups and then fed back to the larger group their key learnings and observations about the insights they had gained.

The discussion ultimately focused on 'The Ethics of Ship Arrest'. On this theme, students were familiarised with the key elements of the ship arrest regime which applies in Australia, and were then confronted with arrest scenarios in which ethical issues needed to be faced by arresting parties. Again, these scenarios were discussed in small groups.

It was emphasised by Dr. Goodwin that responses to ethical dilemmas can be influenced by the cultural context of the decision-maker, and can differ markedly from individual to individual. This was a thought-provoking topic of discussion for the students, who are drawn from 40 different countries, many from developing nations.

Students expressed their appreciation to Dr. Goodwin for his valuable insights and specialised knowledge.

Dr. David Goodwin is an academic at RMIT University's Graduate School of Business and Law in Melbourne, Australia, as well as a practicing Barrister, Arbitrator and Mediator with a specialty in maritime law. He has a practice at the Victorian Bar specialising in maritime law, as well as alternative dispute resolution.

Dr. Goodwin is RMIT's MBA Director, responsible for the University's sizeable MBA and Executive MBA programs. Prior to signing the Bar Roll in 2010, Dr. Goodwin had a successful corporate career in which he held senior executive roles with the BHP Group, the Australian National Line and BlueScope Steel. From 2005 to 2010, he was Vice President Corporate Affairs for Neptune Orient Lines of Singapore, then the operator of the world's fifth largest container shipping business, APL. He obtained his Bachelor of Laws from the University of Queensland in 1985, a Graduate Diploma in Commercial Law from Monash University in 1989 and a Master of Business (Logistics) and PhD in Law from RMIT University in 1997 and 2017, respectively. Dr. Goodwin is a fellow of both the Chartered Institute of Arbitrators and the Singapore Institute of Arbitrators. He is a member of the Executive Board of the Maritime Law Association of Australia and New Zealand.

Dr. Goodwin has maintained contact with IMLI since previously being a Visiting Lecturer in 2011.

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