

HONS. 09 / 006 / 22

B.A.,LL.B (Hons.) DEGREE NINTH SEMESTER EXAMINATION, MARCH 2022

MARITIME LAW

Time: 3 Hours

Maximum Marks: 50

PART – A

A. Answer ANY THREE questions. Each question carries TEN marks

(3\* 10 = 30)

1. “Against the backdrop of overweening national self-interest, UNCLOS III achieves a remarkable degree of consensus and compromise in areas that significantly impact national sovereignty and sovereign rights, particularly over resources-matters that have historically caused nations to go to, or threaten, war.” Comment in the light of the relevant Articles in the Convention.
2. What are the essential requirements of a successful salvage claim? Highlight the relevant provisions of the Salvage Convention of 1989 and explain the law of salvage in India.
3. Explain what you mean by action *in personam* and what are the restrictions on actions *in personam* under the The Admiralty (Jurisdiction and Settlement of Maritime Claims) Act, 2017. Also, mention generally about the maritime claims recognized under the Act and their order of priority.
4. You have been asked to advise a shipper who packed a container of apples at his own premises and then sent it, sealed, by sea from a cold climate to a hot climate. On arrival, the apples were found to be rotten because condensation had formed inside the container and made the fruit wet. Write a report in which you discuss:
  - (a) The responsibility of the shipper.
  - (b) The responsibility of the carrier.
  - (c) The exception of inherent vice as it may apply in this case.
5. Explain the essential principles of law relating to Marine insurance with the help of case laws.

PART -B

B. Answer ANY FOUR questions. Each question carries FIVE Marks

(4\* 5=20)

1. Flags of convenience
2. Norms evolved by IMO
3. Limitation of Liability
4. Actual total loss
  
5. Bill of Lading
  
6. Right of innocent passage