

# **INTERNATIONAL MARITIME AND TRANSPORT LAW COURSE**

**MARITIME LAW COLLOQUIUM “PROFESSOR HRVOJE KAČIĆ”**

**TRANSPORT LAW DE LEGE FERENDA 2023**



**INTER-UNIVERSITY CENTRE, DUBROVNIK, CROATIA**

**11 – 16 September 2023**





**HRVATSKO DRUŠTVO ZA POMORSKO PRAVO**

**CROATIAN MARITIME LAW ASSOCIATION**

*Member of Comité Maritime International*

*University of Rijeka – Faculty of Maritime Studies*

*Studentska 2, HR - 51000 Rijeka, Croatia*

*tel. +385 51 338411*

*e-mail: hdpp@pfri.hr*

*An independent, international centre for advanced studies*  
Inter  
University  
Centre  
Dubrovnik



Don Frana Bulića 4  
HR - 20000 Dubrovnik, Croatia

*tel. +385 20 41 36 26, 41 36 27*  
*fax. +385 20 41 36 28*

*e mail iuc@iuc.hr*  
*http://www.iuc.hr*

**INTERNATIONAL MARITIME AND TRANSPORT LAW COURSE**

**MARITIME LAW COLLOQUIUM “IM MEMORIAM PROF. HRVOJE KAČIĆ”**

**TRANSPORT LAW DE LEGE FERENDA 2023**

**INTER-UNIVERSITY CENTRE – DUBROVNIK, CROATIA**

**11 – 16 September 2023**

***PARTICIPATING ACADEMIC INSTITUTIONS:***

*Alma Mater Studiorum - University of Bologna, Italy*

*City University - London, the United Kingdom*

*Croatian Academy of Sciences and Arts, Croatia*

*College of Charleston, United States*

*International Maritime Law Institute, Malta*

*Jaume I-University, Castellon, Spain*

*Jimei University, Xiamen, China*

*Kyushu University, Fukuoka, Japan*

*Nicolaus Copernicus University, Toruń, Poland*

*University of Ljubljana, Slovenia*

*University of Oslo, Norway*

*University of Vigo, Spain*

*University of Dubrovnik, Croatia*

*University of Rijeka, Croatia*

*University of Split, Croatia*

*University of Zadar, Croatia*

*University of Zagreb, Croatia*

*World Maritime University, Malmö, Sweden*

# **INTERNATIONAL MARITIME AND TRANSPORT LAW COURSE**

**Inter-University Centre – Dubrovnik, Croatia (11 – 16 September 2023)**

## ***WORK SCHEDULE***

### **Monday, 11 September 2023**

*Opening Ceremony: Welcome Addresses (09:00 – 09:15)*

Nada Bruer (Inter-University Centre)

Gordan Stanković (Croatian Maritime Law Association)

Igor Vio (University of Rijeka)

### **MARITIME LAW COLLOQUIUM “IN MEMORIAM PROF. HRVOJE KAČIĆ”**

Petar Kragić: Remembering Professor Hrvoje Kačić

**COLLISIONS OF SHIPS AND RELATED MATTERS (09:30 – 13:00)**

Aref Fakhry: Collision Convention 1910 – Some Historical Perspectives

Petar Kragić – Petra Amižić Jelovčić: Revision of the Collision Convention 1910 – Challenges and Dilemmas

Igor Vio – Zuzanna Peplowska-Dąbrowska: Applicability of the 1910 Convention to MASS

**COFFEE BREAK (11:00 – 11:30)**

Časlav Pejović: Maritime Collision – Comparative Law in the Context

Mišo Mudrić: COLREGs, Crewmen Skill and Knowledge, and the Responsibility of Masters in the Age of Unmanned Autonomous Vessels

Gordan Stanković – Iva Tuhtan Grgić: Default Interests and Procedural Costs in Limitation of Liability Proceedings

*Discussion*

***WELCOME RECEPTION: Inter-University Centre Courtyard (13:00 – 14:00)***

***NEW LEGAL FRAMEWORK FOR SHIP COLLISION – ROUND TABLE (14:00 – 15:30)***

*Ships' collision in international conventions and in Norwegian, Polish, British, Montenegrin, Japanese, South African, Chinese, Lebanese, Slovenian and Croatian Maritime Law*

***Sightseeing – Guided Walking Tour of the Old Town (16:30 – 18:30)***

**Tuesday, 12 September 2023**

***I. DIGITALIZATION OF MARITIME AND TRANSPORT LAW***

*E-DOCUMENTS – DIGITAL TRANSFORMATION OF TRANSPORT*

*MASTERCLASS (09:00 – 11:15)*

Časlav Pejović: Electronic Trade Documents Act, 2023: Towards Legal Recognition of Electronic Transport Documents

Patrick Vlačić: UNCITRAL Model Law on Electronic Transferable Records: Misunderstanding or Mistrust or Something Completely Different

*Discussion*

*COFFEE BREAK (11:15 – 11:45)*

***II. MARINE ENVIRONMENTAL LAW***

*MASTERCLASS AND LECTURES (11:45 - 14:15)*

Erik Røsæg: The Greening of Shipping – Legal Aspects

Pia Rebelo: Regulatory Developments for the Decarbonisation of Shipping

Laura Carballo Pineiro: Towards a Private Enforcement of the Ship-Recycling Legal Framework

*Discussion*

*LUNCH (14:15 – 15:15)*

***ROUND TABLE “MARITIME LAW - PRACTITIONERS PERSPECTIVE” (15:15 – 16:15)***

*Moderator: Mišo Mudrić*

*Speakers: Gordan Stanković, Petar Kragić and Zoran Tasić*

***Free afternoon and evening – individual sightseeing***

**Wednesday, 13 September 2023**

***III. MARINE AND TRANSPORT INSURANCE***

*MASTERCLASS AND LECTURE (09:00 - 10:45)*

Adriana Vincenca Padovan: Inchmaree Clause and the Like - Specificity of Marine Hull Insurance

Shengnan Jia: Sanction Clauses in Marine Insurance Contract

*Discussion*

*COFFEE BREAK (10:45 – 11:15)*

***IV. CONTEMPORARY LEGAL ISSUES IN SHIPPING INDUSTRY***

*MASTERCLASS AND LECTURES (11:15 – 14:00)*

Aref Fakhry: Recent Developments in Maritime Casualty Law

Zoran Tasić: Consequences of Non-Payment of Charter Hire

Marija Pijaca: Content of the Bareboat Charter in National and Autonomous Legal Sources

Miho Baće: Special Features of Vessel Leasing Contracts in Legal Transactions in the Republic of Croatia

*Discussion*

*LUNCH (14:00 – 15:00)*

***V. PRIVATE INTERNATIONAL LAW IN MARITIME RELATIONS***

*MASTERCLASS (15:00 – 16:45)*

Ivana Kunda – Daniela Vrbljanac: Private International Law in Maritime Relations

*Discussion*

***Cable-car trip to Srđ (17:30 – 19:30)***

**Thursday, 14 September 2023**

***VI. LIMITATION OF SHIPOWNER'S LIABILITY FOR MARITIME CLAIMS***

*MASTERCLASS (09:00 - 11:45)*

Norman Martinez: Limitation of Liability for Maritime Claims – International Legal Framework

Zuzanna Pełowska-Dąbrowska: Marine Pollution from Ships – Limitation of Liability in International Conventions and under the US National Law

Iva Tuhtan Grgić: Passenger Claims – How Limited is the Carrier's Liability?

*Discussion*

*COFFEE BREAK (11:45 – 12:15)*

***VII. MARITIME LABOUR LAW***

*LECTURES (12:15 - 14:00)*

Lijun Zhao: The Maritime Labour Convention and Welfare of Seafarers: Law and Practice

Khanssa Lagdami: New Challenges in Maritime Industry and the Future of the MLC 2006

*Discussion*

*LUNCH (14:00 – 15:00)*

***VIII. CURRENT CHALLENGES IN MARITIME AND TRANSPORT LAW***

*MASTERCLASS AND LECTURES (15:00 – 18:30)*

Mišo Mudrić: The Shift of Responsibility for Automated Vehicles in the Age of AI: General Regulatory Trends and Their Impact on the Shipping

Richard L. Kilpatrick: Maritime Sanctions - Price Cap Compliance

*COFFEE BREAK (16:30 – 17:00)*

Achim Puetz: Defects of Aircraft – Liability Issues

Axel Luttenberger: Coastal Area Governance

*Discussion*

***Free afternoon and evening – individual sightseeing***

## **Friday, 15 September 2023**

### ***IX. LEGAL ASPECTS OF SEAPORTS***

*MASTERCLASS AND LECTURES (09:00 - 11:15)*

Božena Bulum: Regulation of the Provision of Port Services in the Republic of Croatia – the Business Practice of the Croatian Ports and Competition Law

Elena Orrù: Smart ports – Current Challenges and Perspectives

Mišo Mudrić – Ivana Keser: Port Area Video Surveillance in the Context of Port Resilience

*Discussion*

*COFFEE BREAK (11:15 – 11:45)*

### **TRANSPORT LAW DE LEGE FERENDA 2023**

#### ***I. RECENT DEVELOPMENTS OF INTERNATIONAL MARITIME LAW (11:45 – 14:00)***

*Chair: Achim Puetz*

Alperen Furkan Tas: Recent Legal Reactions at Domestic Level to Digitalisation in Maritime Trade Documentation

Haiyang Yu: Contracts in Salvage Law and Practice: Who Moved My Cheese?

Irena Nišević: Fragmentation of International Law in Regard to the Protection of the Marine Environment

Merve Tas: Overlapping Issues of Maritime Law and International Environmental Law

*Discussion*

*LUNCH (14:00 – 15:00)*

#### ***II. LEGAL FRAMEWORK FOR CONTEMPORARY SHIPPING (15:00 – 18:00)***

*Chair: Mišo Mudrić*

Vivian van der Kuil: Maritime Safety 2023 and Beyond: Moving Ahead or Trawling Behind? An Assessment of New Proposals for the Regulatory Framework by the European Commission

Mustafa Yilmaz: Civil Liability Issues Arising from Implementing AI in Shipping

Maja Radunović: Berth agreement – Need for Legal Regulation in Montenegro

*COFFEE BREAK (16:30 – 16:45)*

Albano Gilabert Gascón: The Relationship between Contractual Liability and Marine Insurance in Contracts for the Use of the Vessel

Ilaria Malaguti: Investments in Seaport Infrastructures and State Aid Law – The Most Recent Perspectives on Maritime Silk Road in Europe

*Discussion*

*Closing Ceremony (18:00 – 18:15)*

*DINNER AT ORHAN RESTAURANT (20:00)*

**Saturday, 16 September 2023**

*SIGHTSEEING TOUR - The Island of Lokrum (10:00 – 15:00)*