

COMMERCIAL SHIPPING – PRACTICAL CONSIDERATIONS



This four-module course explores essential aspects of commercial shipping and operations, starting with the fundamentals of bills of lading, including crucial clauses of the contract of carriage and letters of indemnity. It then focuses on the Voyage and Time Charters, emphasizing rights and obligations while discussing seaworthiness, delivery/redelivery, offhire, bunker quantities, quality etc., and the legal implications of contractual breaches. Finally, the course examines slow and super-slow speed operations, highlighting their technical and legal implications, speed and consumption warranties, notable underperformance claims and case law, and risk mitigation strategies.



Lead Trainer
JAGMEET MAKKAR

MODULES

01

Understanding
bills of lading &
letters of
indemnity
practical issues

02

Right and
obligations
under voyage
charterparties

03

Rights and
obligations
under time
charterparties

04

Understanding
speed &
consumptions
claims and loss
mitigation

Understanding Bills of Lading & Letters of Indemnity Practical Issues

**US\$
256pp**
COURSE FEE

4 hrs
DURATION

**At IRS
Head
Office
Powai**

MC101
MATF CODE

This section outlines the fundamentals of bills of lading, including key clauses of the contract of carriage, the Hague-Visby Rules, and liability limitations, while addressing issues related to letters of indemnity and the challenges of facts. It also highlights pitfalls in signing bills, leading cases on mis-delivery and fraud, as well as discrepancies in cargo quantities at multiple discharge ports.

Topics

- Hague Visby Rules and limitation of liability issues
- Some key Bills of Lading clauses
- Incorporation of Charterparty terms & conditions
- Letter of Indemnity: key issues including non-production of original BL at discharge port, change in destination port
- Signing of BLs by Master: what are the pitfalls
- Discussion on leading cases on mis- delivery of cargo, fraud, time bar issues
- Cargo Quantity Discrepancies

IRCLASS ACADEMY

YOUR PARTNER IN MARITIME PROFESSIONAL DEVELOPMENT

Timing:- HKSAR 2.00pm – 6:00pm | India 11:30am – 3:30pm | Dubai 10:00am to 2:00pm



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Rights & Obligations Under Voyage Charterparties

**US\$
256pp**
COURSE FEE

4 hrs
DURATION

**At IRS
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MC101
MATF CODE

This section examines key clauses of Voyage Charters, focusing on the rights and obligations of contracting parties, including seaworthiness and issues related to berth and safe ports. It also addresses arrived ship readiness, valid notice of readiness (NOR), and the significance of Clause Paramount, while discussing leading cases on Arrived Ship, Readiness, NOR and demurrage, alongside voyage estimation and variance analysis.

Topics

- Review of key clauses of Voyage Charter, focusing on rights and obligation of contracting parties
- Seaworthiness (CMA CGM Libra Case)
- Berth/port charter party & Safe Port/Berth issues
- Arrived Ship, Readiness, Contractual obligations, Valid NOR and Commencement of Laytime
- NOR tendering, retendering
- Importance of Clause Paramount
- Discussion on leading cases on NOR, Arrived Ship and demurrage
- Voyage estimation, FVE and variance analysis

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Rights and Obligations Under Time Charterparties

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This section reviews key clauses of time charters, focusing on the rights and obligations of parties regarding ship delivery and redelivery, bunker quantities, and safe port/berth requirements. It also addresses off-hire, employment issues illustrated by the Hill Harmony case, hold cleaning obligations, and leading cases related to hire, bunker quality, along with breakeven calculations.

Topics

- Review of key clauses of a time charter, focusing on rights and obligation of contracting parties
- Delivery and Redelivery of Ship including bunker quantities
- Safe Berth
- Bunker quality issues
- Off-Hire
- Employment / Navigation (Hill Harmony Case)
- Discussion on leading cases on Safe Port,
- Breakeven calculation overview

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Understanding Speed & Consumption Claims and Loss Mitigation

**US\$
256pp**
COURSE FEE

4 hrs
DURATION

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Office
Powai**

MC101
MATF CODE

This section starts with slow and super-slow speed operations, examining their technical, commercial, and legal implications, including speed and consumption warranties. It covers breaches of conditions and warranties, presents a case study on speed-consumption calculations, and reviews leading cases and arbitration awards concerning underperformance claims. The discussion takes into consideration positions of owners as well as the charterers.

Topics

- Understanding Contract Law Terms
- Breach of Conditions & Warranties; liquidated damage
- Slow speed operation
- Technical, Commercial and Legal implications of slow speed operation
- Speed & Consumption Warranties
- Charterers Rights and Owners obligations & defences
- Interplay with Hull Fouling and Bunker Quality Clauses
- Speed and Consumption Claims & Case Law
- Discussion on leading cases & arbitration awards on Underperformance claims

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