

HONG KONG POLYTECHNIC
CENTRE FOR MARITIME STUDIES

Course : Post experience Diploma in Ship Command
Subject : Commerce and Law
Class : PeDSC Part B
Session : 1993/94
Date : 8 June 1994
Time allowed : 3 hours

Instructions to Candidates : Attempt Questions 1, 2 and 3 and any four of the remainder.

This paper has nine questions.
Minimum pass marks 50%

Available from :
Invigilator

A1. Explain the effect of the following clauses in the Institute Time Clauses (Hull) 1983 attached to a Marine Policy: (20 Marks)

- (a) 3/4th Collision Liability Clause
- (b) Sister ship Clause
- (c) Sue and Labour Clause

A2. You are the Master of a ship under a voyage charter-party. During the course of a voyage a distress call is received from another vessel approximately 10 miles away. You deviated to assist the vessel in distress but instead of merely saving the crew, you also attempted to earn salvage by towing the distressed vessel into port. In the attempt, your ship collided with that vessel and some of the cargo carried on your ship was also damaged. Discuss the legal consequences of the incident.

(20 Marks)

A3. Describe the scope of application of the Hague-Visby Rules and summarise the responsibilities of the shipowner, as a carrier, under the Hague-Visby Rules.

(20 marks)

- B4. (a) What is the purpose of registration of ships?
- (b) Distinguish between the joint owners and part owners of ships, and describe the legal rules for the settlement of disputes between co-owners with respect to the employment of their ship. (10 marks)
- B5. Describe in detail the requirements for making an entry in the official logbook for an offense by a crew member. State the steps which must be taken to ensure that the offender has been informed of the charge against him. (10 Marks)
- B6. State the procedures that you would follow in order to comply with the Hong Kong health regulations if your ship is due to arrive in Hong Kong in two days' time. (10 Marks)
- B7. Distinguish between,
- (a) actual total loss and constructive total loss;
- (b) general average and particular average. (10 Marks)
- B8. As the master of a Hong Kong registered vessel, you have certain responsibilities connected with the safety of navigation.
- State your responsibilities and the penalties if you fail to carry them out in relation to:-
- (a) reporting of marine casualties
- (b) reporting of dangers to navigation
- (c) signals of distress (10 Marks)
- B9. Explain the role of the P & I Club in the marine insurance industry.
- Give 5 types of P & I insurance cover. (10 Marks)

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