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**PRESIDENCY UNIVERSITY**

**Bengaluru**

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| **End - Term Examinations – JANUARY 2025** |
| **Date:** 13 / 01/ 2025 **Time:** 01:00 pm – 04:00 pm |

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| **School:** SOL | **Program:** BA LL.B, BBA LL.B, B.Com LL.B (Hons) | |
| **Course Code :** LAW317 | **Course Name :** Maritime and Admiralty Law | |
| **Semester**: IX | **Max Marks**: 100 | **Weightage**: 50% |

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| **CO - Levels** | **CO1** | **CO2** | **CO3** | **CO4** | **CO5** |
| **Marks** | **20** | **20** | **25** | **15** | **20** |

**Instructions:**

1. *Read all questions carefully and answer accordingly.*
2. *Do not write anything on the question paper other than roll number.*

**Part A**

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| **Answer ALL the Questions. Each question carries 2marks. 10Q x 2M=20M** | | | | |
| **1** | What is the role of the International Maritime Organisation? | **2 Marks** | **L1** | **CO1** |
| **2** | Define constructive total loss in marine insurance. | **2 Marks** | **L1** | **CO1** |
| **3** | Explain the term 'voyage charter party.' | **2 Marks** | **L1** | **CO1** |
| **4** | What is a shipping mortgage? | **2 Marks** | **L1** | **CO1** |
| **5** | Define the ship as a property. | **2 Marks** | **L1** | **CO1** |
| **6** | Discuss the procedure for the transfer of ships | **2 Marks** | **L1** | **CO1** |
| **7** | Write a short note on ‘right to Hot Pursuit.’ | **2 Marks** | **L1** | **CO1** |
| **8** | Discuss in brief the sources of admiralty law. | **2 Marks** | **L1** | **CO1** |
| **9** | Explain the principle of proximate cause of loss. | **2 Marks** | **L2** | **CO1** |
| **10** | What is the nature of a P&I Club? | **2 Marks** | **L2** | **CO1** |

**Part B**

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| **Answer the Questions Total 80 Marks** | | | | | |
| **11.** | **a.** | What are the main elements of a marine insurance policy? How do these elements protect the interests of shipowners and charterers in maritime trade? | **5+5=10**  **Marks** | **L3** | **CO2** |
| **Or** | | | | | |
| **12.** | **a.** | Explain the principles of marine insurance with examples. | **10**  **Marks** | **L3** | **CO2** |
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| **13.** | **a.** | Explain the process and documentation required for the registration of Indian ships. | **10**  **Marks** | **L3** | **CO2** |
| **Or** | | | | | |
| **14.** | **a.** | Describe the major international conventions related to maritime law in detail? | **10**  **Marks** | **L3** | **CO2** |

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| **15.** | **a.** | Describe the Bill of Lading and its importance under the international maritime law. | **5+5=10**  **Marks** | **L2** | **CO3** |
| **Or** | | | | | |
| **16.** | **a.** | (a) Analyze the contracts of carriage by sea, focusing on types such as bills of lading and charter parties.  (b) Explain the liabilities of parties under these contracts, including the carrier’s, shipper’s, and consignee’s responsibilities. | **5+5=10**  **Marks** | **L3** | **CO3** |

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| **17.** | **a.** | (a) Discuss the relevant provisions under Indian laws for maritime jurisdiction, focusing on key statutes like the Admiralty (Jurisdiction and Settlement of Maritime Claims) Act, 2017.  (b) Explain the application of these provisions using relevant case laws for their enforcement in India. | **8+7=15**  **Marks** | **L4** | **CO3** |
| **Or** | | | | | |
| **18.** | **a.** | Discuss the concepts of actual total loss and constructive total loss in marine insurance. Explain the conditions under which each is determined, their differences, and their implications for the insured party and the insurer. | **15**  **Marks** | **L3** | **CO3** |

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| **19.** | **a.** | Explain the concept of "Flag of Convenience" and its implications on international maritime law. Discuss the legal and ethical issues surrounding the use of Flags of Convenience. | **8+7=15**  **Marks** | **L4** | **CO4** |
| **Or** | | | | | |
| **20.** | **a.** | Explain the concept of "arrest of sea-going ships" and its significance in maritime law. Analyze a case study where the arrest of a ship led to jurisdictional conflicts. | **8+7=15**  **Marks** | **L4** | **CO4** |

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| **21.** | **a.** | A vessel registered in India collides with another vessel in international waters, leading to significant damage. Evaluate the legal proceedings that can be initiated under Indian admiralty jurisdiction. Discuss the role of international conventions, such as the International Maritime Organization's conventions, in resolving such disputes and ensuring the enforcement of legal remedies. | **10+10=20**  **Marks** | **L5** | **CO5** |
| **Or** | | | | | |
| **22.** | **a.** | Analyze the role of admiralty jurisdiction in resolving maritime disputes under Admiralty (Jurisdiction and Settlement of Maritime Claims) Act, 2017. Discuss the enforcement of maritime claims through actions in rem and actions in personam. | **10+10=20**  **Marks** | **L4** | **CO5** |

**\*\*\*\*\* BEST WISHES \*\*\*\*\***