



CORPORATE AND ACADEMIC SERVICES

MODULE SPECIFICATION

| Part 1: Basic Data | | | | | |
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| Module Title | Shipping Law | | | | |
| Module Code | UJGUPR-15-M | Level | M | Version | 1 |
| Owning Faculty | FBL | Field | Law Postgraduate | | |
| Contributes towards | All LLM Awards: LLM in Commercial Law LLM in Environmental Law and Sustainable Development LLM in International Banking and Finance Law LLM in International Law LLM in International Trade and Economic Law | | | | |
| UWE Credit Rating | 15 | ECTS Credit Rating | 7.5 | Module Type | Standard |
| Pre-requisites | None | | Co- requisites | None | |
| Excluded Combinations | None | | Module Entry requirements | | |
| Valid From | 1 September 2012 | | Valid to | | |

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| CAP Approval Date | 23/5/12 |
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| Part 2: Learning and Teaching | |
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| Learning Outcomes | <p>On successful completion of the module, students are expected to demonstrate:</p> <ul style="list-style-type: none"> • a critical understanding of the international legal principles and concepts relating to shipping, in particular of the issues, constraints, interests and risks involved in shipping industry and the role sea transportation plays in international trade [assessed in components A and B]; • a critical understanding of how different legal systems approach the regulation of sea carriage and the relationship between those systems and the international legal framework. In particular an ability to understand the provisions of the Hague-Visby Rules [assessed in components A and B]; • an ability to locate and understand both international and national legal instruments and mechanisms relevant to shipping law [assessed in components A and B]; • an ability to critically analyse carriers' and cargo-owners' rights and obligations under both charterparties and bills of lading and an awareness of the impact of technological innovations on the law [assessed in components A and B]; |

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| | <ul style="list-style-type: none"> • An understanding of the difference between contractual and proprietary rights and of the proprietary remedies available to either party under a contract for carriage of goods by sea [assessed in components A and B]; • An understanding of the importance of marine insurance in international trade and key issues as regards insurance arrangements in a shipping context [assessed in components A and B]. <p>On successful completion of this module, students should have the following transferable skills:</p> <ul style="list-style-type: none"> • ability to present a structured argument at both abstract and concrete levels in the subject area [assessed in components A and B]; • ability to recognise problems and identify solutions [assessed in components A and B]; • ability to analyse, evaluate and reflect upon complex materials relating to the subject area [assessed in components A and B]; • ability to work in groups; and • ability to undertake independent research [assessed in components A and B]. |
| Syllabus Outline | <p>The purpose of this module on shipping law is to examine the importance of the contract of carriage process in the context of international trade. The rights and duties of the shipper and carrier are essential in the complex world of international sales. The documents relating to the carriage and the goods will determine where the liability for breach will lie. Issues such as passing of ownership and risk as well as insurance will also be examined.</p> <p>The following is an indicative list of topics that will be explored. The exact content of workshops may be changed to reflect current developments or a change of focus in the subject area.</p> <ul style="list-style-type: none"> • Workshop One - Sea Carrier's Liabilities • Workshop Two - Charterparties • Workshop Three - Bills of Lading • Workshop Four – Hague-Visby Rules • Workshop Five - Combined and container transport, Maritime Insurance • Workshop Six - Proprietary rights in shipping law |
| Contact Hours/Scheduled Hours | <p>6 x 3 hour workshops</p> <p>Scheduled contact is supplemented by independent learning structured around reading and questions set in advance. In addition, students are encouraged to attend seminars organised by the Centre for Legal Research and the Research Units of the Department of Law.</p> |
| Teaching and Learning Methods | <p>The main focus of teaching and learning on the taught LLM programme is through independent research and debate in the context of 3-hour fortnightly workshops. The workshop-based approach to teaching and learning is designed to enable the student to develop the independent research, analytical and reflective skills required for successful completion of a postgraduate level course. Students will need to complete the necessary preparatory reading and study of any set case materials in advance of each workshop. From each workshop, the student will be expected to have developed a general mastery of the subject under consideration. In addition, students will be expected to raise, critically assess and defend different points of view on controversial issues in class and to make presentations to the class on their own and in groups.</p> |

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| | <p>Scheduled learning for this module is in the form of workshops. The activities covered in workshops may include lectures, seminars, tutorials, group discussions, group exercises, role play, case studies, presentations by students and staff, in groups or individually, debates and other activities such as films or video and online discussions.</p> <p>Independent learning includes hours engaged with essential reading, case study preparation, assignment preparation and completion etc.</p> <p>Distance Learning This module is also available as a distance-learning option for certain pre-identified groups of students. While the basic seminar structure remains unaltered, students learn primarily through online learning materials that guide the students through the readings and provide opportunities for self-assessment and reflection. Tutors also provide email and 'live' online support opportunities. Each workshop cycle culminates with a 2 hour online workshop where the work accomplished through their online learning is tested, applied and discussed.</p> |
| Reading Strategy* | <p>All students will be encouraged to make full use of the print and electronic resources available to them through membership of the University. These include a range of journals (both print and electronic) and a wide variety of resources available through web sites and information gateways. There are a variety of electronic sources available and use will be made of the i-law website in particular. The University's Library website pages provide access to subject relevant resources and services, and to the library catalogue. Many resources can be accessed remotely. Students will be presented with opportunities to develop their information retrieval and evaluation skills in order to identify appropriate resources effectively.</p> <p>This module is supported by Blackboard, where students will be able to find all necessary module documentation, to include guidance on essential and further reading within the module outline. Direct links to information resources and digitised materials will also be provided from within Blackboard.</p> <p>Any essential reading will be indicated clearly, along with the method for accessing it, for instance, students may be expected to purchase a set text or be referred to texts that are available electronically. At the moment there is no one set text but there a variety of up to date sources which have been purchased by the library and held on short loan. It is possible to make selections of these available to students through the digital collection. Where possible electronic versions will be made available via Blackboard. The reading list will be made available in the module outline which will be accessible via Blackboard and through any other vehicle deemed appropriate by the module/programme leaders.</p> <p>If further reading is expected, this will be indicated clearly. If specific texts are listed, a clear indication will be given regarding how to access them and, if appropriate, students will be given guidance on how to identify relevant sources for themselves, for instance, through use of bibliographical databases. Essential reading and additional reading will be distinguished. Where the readings are books a selection of readings will be indicated for the individual sessions.</p> |
| Indicative Reading List | <p>Indicative Reading List:</p> <p>Recommended Texts The following are recommended as useful general texts and provide an indication of the type and level of information that students will be expected to use. Current advice on reading will be made available in the module outline which will be accessible via Blackboard.</p> <p>S Baughen, <i>Shipping Law</i> (4th edn, Cavendish 2009)</p> |

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| | <p>H Bennett, <i>The Law of Marine Insurance</i> (2nd edn, Oxford University Press 2006)</p> <p>M Bridge, <i>The International Sale of Goods Law and Practice</i> (2nd edn, Oxford University Press 2007)</p> <p>S Girvin, <i>Carriage of Goods by Sea</i> (2nd edn, Oxford University Press 2011)</p> <p>L Singh, <i>Law of Carriage of Goods by Sea</i> (Bloomsbury Publishing 2012)</p> <p>P Todd, <i>Cases and Materials on International Trade Law</i> (Sweet and Maxwell 2002)</p> <p>JF Wilson, <i>Carriage of Goods by Sea</i> (7th edn, Pearson 2010)</p> <p>Recommended databases and internet sources: Heinonline i-law Lexis Library Westlaw</p> <p>Legal Journals</p> <ul style="list-style-type: none"> • Journal of Maritime Law and Commerce • Journal of Business Law • Lloyd's Maritime and Commercial Law Quarterly • Modern Law Review |
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| Part 3: Assessment | | |
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| Assessment Strategy | Learning outcomes will be assessed by oral presentation and written coursework. Assessment questions will be set by tutors. Both assessments require students to undertake independent research building on material covered in the workshop sessions. | |
| Identify final assessment component and element | Component A | |
| % weighting between components A and B (Standard modules only) | A: 40% | B: 60% |
| First Sit | | |
| Component A (controlled conditions) Description of each element | Element weighting (as % of component) | |
| 1. Oral Presentation and Questions (20 minutes) | 100% | |
| Component B Description of each element | Element weighting (as % of component) | |
| 1. Written coursework essay (maximum 3500 words) | 100% | |

| Resit (further attendance at taught classes is not required) | | |
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| Component A (controlled conditions) Description of each element | Element weighting (as % of component) | |
| 1. Oral Presentation and Questions (20 minutes) | 100% | |
| Component B Description of each element | Element weighting (as % of component) | |
| 1. Written coursework essay (maximum 3500 words) | 100% | |
| If a student is permitted an EXCEPTIONAL RETAKE of the module the assessment will be that indicated by the Module Description at the time that retake commences. | | |