TIME CHARTER

Jointly organised with the
ARAB FEDERATION OF CHAMBER OF SHIPPING

and delivered in collaboration with
Hill Dickinson

Sponsored by:
Holding Company for Maritime and Land Transport
– Egypt

ALEXANDRIA
9-11 March 2010
TUESDAY 9 MARCH

08:00 - 09:00  Registration / Coffee

09:00 - 09:25  Opening Remarks and a Brief Introduction to BIMCO
   Carsten Bober, Chief Education Officer, BIMCO

09:25 - 09:40  Introduction to Participants and Workshops

09:40 - 10:00  Introduction to Workshop Topics and Events
   John Pople, Partner, Hill Dickinson (Piraeus Office)

10:00 - 10:30  Hire and Deductions from Hire
   - Nature of hire, and the difference from freight
   - Owners’ right to hire
   - When and how payable
   - Permitted deductions
   - Equitable set-off
   Tim Stephenson, Lawyer, Hill Dickinson (London Office)

10:30 - 11:00  Coffee

11:00 - 12:00  Off-Hire
   - General principle
   - Service presently demanded
   - “Period” and “net loss of time” clauses
   - When “loss of time” ends
   - Specific events
   - “Any other cause” and “any other cause whatsoever”
   - “Preventing the full working of the vessel”
   Robert Gay, Lawyer, Hill Dickinson (London Office)

12:00 - 12:40  Owners’ Remedies if Hire Not Paid
   - The different types of rights to lien
   - How and when to serve notice of withdrawal
   - Practical aspects of anti-technicality clauses
   - Temporary withdrawal
   - Rule B
   Tim Stephenson

12:40 - 13:40  Lunch

13:40 - 14:20  Consequences of Breach of Contract under English Law
   - Types of contract term
   - Repudiatory and other breaches
   - Damages - remoteness
   - Breach of condition or repudiatory breach - consequences
   Robert Gay

14:10 - 15:00  Performance Clauses
   - Specific clauses
   - Description
   - Time for compliance
   - Effect of “about” and “without guarantee”
   - Common issues
   John Pople

15:00 - 15:30  Coffee

15:30 - 17:30  Case Study No 1

17:30 - 18:30  Reception
WEDNESDAY 10 MARCH

09:00 - 09:15  War (and Other) Cancellation Clauses
• Defining “war”
• Need for good faith?
• Delay
• Other cancellation clauses
Robert Gay

09:15 - 09:40  Duration of the Charter Party
• Delivery
• Length of charter period
• Computation of time
Tim Stephenson

09:40 - 10:00  Last Voyage Orders
• The problem
• Owners’ entitlement to refuse order
• Common forms of clause
• Common issues
John Pople

10:00 - 10:45  Early and Late Redelivery
• Acceptance of repudiation or damages?
• Measure of damages
• Mitigation
Robert Gay

10:45 - 11:15  Coffee

11:15 - 11:45  Dangerous Goods
• Charterers’ duties
• What is dangerous cargo?
• Economic loss without physical damage
Tim Stephenson

11:45 - 12:30  Safe and Unsafe Ports
• What is a safe port?
• When is a port to be safe?
• What if a port becomes unsafe?
Robert Gay

12:30 - 13:30  Lunch

13:30 - 14:10  Who Pays for What
• What types of expenditure do owners and charterers pay for and which do they share?
• The obligation to provide and pay for
• Liens and encumbrances
John Pople

14:10 - 14:50  Frustration
• Nature of frustration
• Time for assessment
• Extent of change in circumstances
• Services to be provided vs. commercial purpose
• Legal effect
Robert Gay

14:50 - 15:20  Coffee

15:20 - 17:30  Case Study No 2
THURSDAY 11 MARCH

09:00 - 09:20  Loading and Discharging
- Allocation of expense and responsibility
- Supervision of the Master
- Damage to vessel or cargo
  Tim Stephenson

09:20 - 09:55  Seaworthiness
- Structure of charter party
- Effect of Hague Rules
- Meaning and standard of seaworthiness
- Due diligence
- Charterers’ remedies
  Robert Gay

09:55 - 10:05  Inter-Club Agreement
  John Pople

10:05 - 10:30  Bills of Lading Issued Pursuant to Time Charters - Part 1
- Owners’ or Charterers’ bills?
- Charterers’ right to sign for Master
- Incorporation of charter parties into bills of lading
- Paramount clauses - incorporating the Rules
- Which Rules?
- Master’s rights and obligations
- Disputes over clausings
- Letters of indemnity
- Charter party clauses - bills to be signed clean
  Tim Stephenson

10:30 - 11:00  Coffee

11:00 - 11:35  Bills of Lading Issued Pursuant to Time Charters - Part 2
  Tim Stephenson

11:35 - 12:30  Employment and Indemnity
- Navigation vs. employment
- Owners’ right to indemnity
- Limits on right to indemnity
- Recent arbitration awards
  Robert Gay

12:30 - 13:30  Lunch

13:30 - 15:00  Case Study No 3

15:00 - 15:30  Coffee

15:30 - 16:10  Conclusions and Recommendations
- Key points and tips
  John Pople

16:10 - 16:30  Evaluation and Closing Remarks

16:30 - 17:30  Assessment
Robert Gay

Robert Gay first qualified as a barrister, but has been working in Hill Dickinson's London office since 1994. He combines the highest academic expertise in shipping and insurance law with practical experience in handling dry shipping and insurance disputes. He taught as a visiting lecturer at University College London in 1998/1999. His publications on shipping law include substantial articles on:


He is preparing a commentary on Shelltime and ShellLNGTime for publication by Intertanko. His practical case handling experience focuses on claims under charterparties and includes disputes under shipbuilding contracts and MOA's, and he has particular experience with cases involving proceedings outside Britain.

John Pople

John Pople is one of the partners based Hill Dickinson's Piraeus office. He trained with the firm and qualified in 1975. He also graduated as a Master of Business Administration at Oxford Brookes University in 1994. John has practised shipping and insurance law since he joined the firm in 1973. His experience includes all types of dry shipping disputes, such as charter party, bill of lading and MOA disputes. He has also been involved in all aspects of casualties and marine insurance cases. He is a CEDR Registered Mediator, a member of the Maritime Solicitors’ Mediation Group and a member of the Eastern Mediterranean Mediation Association. John is also a member of the Law Society of England and Wales and of the Athens Bar. John was the previous Chairman of Hill Taylor Dickinson (now merged into Hill Dickinson) for 10 years.

Tim Stephenson

Tim Stephenson is a London-based partner in Hill Dickinson's Marine, Trade and Energy Group, and has many years experience in all aspects of disputes arising from the sale and carriage of goods, from quick advice on a sale contract or charter party wording to daily management of an ongoing casualty. Tim deals with unsafe berth matters and the prosecution and defence of substantial and usually multi-jurisdictional claims, often with letter of credit and marine insurance aspects. He speaks at various marine and trade association events, is a regular and frequent contributor to the legal press, and co edits the firm's quarterly Marine Newsletter.

Carsten Bober

Carsten Bober is Chief Education Officer at BIMCO. He has more than 25 years experience in Shipping. He is Master Mariner and holds a Master's degree in Law from Copenhagen University. His background includes bunker purchase, dry bulk operations, third party liability claims, including cargo claims handling and also FD&D case management with an International Group P&I Club. Furthermore, he has experience from strategic consultancy and human resource education.
VENUE

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Alexandria - Egypt

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Fax: +2 03 4209140

Reservation for hotel accommodation, transportation, meet and assist at airport & air tickets via
AFCS travel agent M/S “Kadmar Travel” as per following details:

Address: 10 El Fawatem & Bani El Abbasy St., Alexandria - Egypt
Tel: +2 03 4839725 / 6 / 7
Fax: +2 03 4855330
Email: info@kt-travel.com
Web site: www.kt-travel.com
REGISTRATION

**FEE**

<table>
<thead>
<tr>
<th>BIMCO Members / ARAB Federation of Chambers of Shipping (AFCS)</th>
<th>Non-Members</th>
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<tbody>
<tr>
<td>Course Fee:</td>
<td>EUR 800</td>
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The fee includes coffee breaks, lunches and course materials. The fee does not include accommodation. Accommodation should be arranged separately by the participant directly with the hotel.

**TO SIGN UP**

To sign up, please use the downloadable Registration Form, which can be found on our website at www.bimco.org - at top click EDUCATION - Courses. Please complete the form and return to:

Arab Federation of Chamber of Shipping
Tel: +203 5840346 - +2010 8196184
Fax: +203 5838266
E-mail: info@arabfcs.org
Web: www.arabfcs.org

As the number of participants is limited to 40, please register as soon as possible, but latest by Tuesday, 16 February 2010. Registration will be handled on a strictly first come, first served basis. Once you have registered, a confirmation e-mail will be sent to the e-mail address provided during registration. Please note that you will only be considered officially registered once your Registration and Payment have been received.

**PAYMENT**

All payments and registrations are handled by our conference co-organiser, AFCS. Questions about registration or payment can be directed to info@arabfcs.org

Payment is to be received LATEST ONE WEEK after registration, failing which the registration will be null and void. If you have registered into a waiting list, payment must be effected within one day after an available seat has been offered to you, failing which the seat will be offered to the next person on the waiting list.

**SUBSTITUTION**

Substitution can be made free of charge until one week before the course begins.

**CANCELLATION**

Cancellation on or before Tuesday, 16 February 2010 entitles you to a 75% refund of the course fee. Cancellations after this date are not subject to refunds.

BIMCO Informatique A/S reserves the right to update the course programme and/or cancel the course in case of insufficient advance registration.

**VISA INVITATION LETTERS**

Visa can be granted at Cairo/Alexandria airports upon arrival on condition that the registrant has applied to BIMCO or Arab Federation of Chambers of Shipping except for the following nationalities, who must arrive with Egyptian Visa: Indian, Mynmar, Kenyan, Somalian, Ethiopian, North Korea.

**COURSE MATERIAL**

Delegates will receive a file on arrival which includes the course material. All documentation and presentations will be in English.

**QUESTIONS**

Questions about registration or payments can be directed to info@arabfcs.org

Questions about the course should be directed to education@bimco.org
The BIMCO Masterclass Workshop series consists of six modular workshops focusing on key aspects of maritime commerce. The workshops will provide participants with a thorough grounding in the principles and pitfalls of each core subject. The workshops are designed for participants who already have some shipping experience and who wish to broaden their knowledge of a particular topic within the shipping industry. As such, the workshops are well suited to the development of existing and future decision makers who require a solid grounding in the mechanics of modern commercial practice.

Each workshop in the series consists of three days of presentations by the finest experts, combined with group discussions and case studies. Participants are expected and will be encouraged to contribute actively to both the group discussions and case studies. At the end of each workshop, participants may take an open book exam to assess their level of understanding of the subject matter. This assessment, which is assessed and marked by the course presenters and leads to the award of a BIMCO diploma, will be of value to employers and employees alike in demonstrating the effectiveness of the training and knowledge attained.

Should you have any questions about the course, please contact:

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