

EU Maritime Law

The European Union (EU) plays an increasing role in the regulation of international shipping and any shipping company wishing to do business in Europe will have to take this into consideration. The module will take on various aspects of this regulation and will place the EU rules in the context of international maritime law. To ensure a common basis for understanding the EU maritime law, the basic structure and principles of the EU and EU law will be explained at the outset.

This module complements other courses in maritime and admiralty law. It gives an insight into how the EU as a large and important regional player regulates shipping in a sometimes difficult interplay with international (and national) regulation. The module offers both an overview and more in-depth knowledge about the regulation of pollution damage, passenger claims and competition.

At the end of the course participants should be able to:

- *Demonstrate awareness and understanding* of the basic principles of the EU and EU Law.
- *Describe and explain* the interplay between EU maritime law and international maritime law as well as national laws of the member states.
- *Be familiar with and apply* the CLC Convention and the Bunkers Convention as well as the EU Rules that may be applicable to oil pollution.
- *Be familiar with and apply* the EU rules applicable to passenger claims.
- *Be familiar with and apply* the EU competition rules as they are relevant to shipping.

Seminars 1-2 will provide an introduction to EU law and EU maritime law. Seminars 3-6 will be dedicated to pollution damage. Seminar 7 will deal with passenger claims and seminars 8-9 will deal with competition law.

- Seminar 1: EU and EU Law; treaties, competences, institutions, legislative process, legislative instruments, basic principles
- Seminar 2: same as seminar 1 plus introduction to EU maritime law and policy
- Seminar 3: Oil pollution from tankers; the Civil Liability Convention
- Seminar 4: Bunker oil and other pollution; the Bunkers Convention, the HNS Convention and MarPol
- Seminar 5: The EU “add-ons”; implementation of the conventions and criminalization of pollution
- Seminar 6: The EU “add-ons” (continued); the effects of other EU legislation, especially the environmental liability directive and the waste legislation
- Seminar 7: EU Passenger legislation
- Seminar 8: EU Competition Law and Shipping; From block exemption for liner shipping to application of article 101 TFEU
- Seminar 9: EU Competition Law and Shipping (continued); Abuse of dominant position, state aid and merger control