

# MARITIME LIENS, MORTGAGES AND FORCED SALE

EUSKO JAURLARITZA



GOBIERNO VASCO

INGURUMEN ETA LURRALDE  
POLITIKA SAILA  
Garraio Azpiegituren Zuzendaritza  
Itsas Arduralaritza Eskola

DEPARTAMENTO DE MEDIO AMBIENTE  
Y POLÍTICA TERRITORIAL  
Dirección de Infraestructuras del Transporte  
Escuela de Administración Marítima



In cooperation with

Institute of  
Maritime Law

UNIVERSITY OF  
Southampton



**IX EUROPEAN  
COLLOQUIUM OF  
MARITIME LAW  
RESEARCH**

**14-15th September 2016**

Bilbao

The University of the  
Basque Country

[Bizkaia Aretoa conference center](#)

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Programme

**IX European Colloquium of Maritime Law Research  
ECMLR Conference  
Bilbao, September 2016**

Wednesday 14 September 2016

08.30-9.00	<b>Registration</b>	10.40-10.55	<b>Prof. Filippo Lorenzon and Mr. Richard Coles,</b> University of Southampton	15.10-17.10	<b>Session C: MARITIME LABOUR LAW</b> <b>Chair: Prof. Patrick CHAUMETTE</b> University of Nantes
09.00-09.10	<b>Welcome and opening</b> <b>Ana Oregi Bastarrika</b> Deputy Minister for Environment and Territorial Planning of the Basque Country Government		<i>"The financing of Superyachts after 2008 Financial Crisis"</i>		
09.10-09.40	<b>Prof. Paul Myburgh,</b> Deputy Director. Centre for Maritime Law. National University of Singapore	10.55-11.20	<b>Discussion</b>	15.10-15.25	<b>Ass. Prof Xosé Manuel Carril Vázquez,</b> University of A Coruña
	<i>"Private Direct Arrangements in the Context of Judicial Vessel Sales"</i>	11.20-11.50	<b>Coffee Break</b>		<i>"The private or public assurance and seafarers' wages protection"</i>
		11.50-13.15	<b>Session B: INSOLVENCY AND ARREST OF SHIPS</b> <b>Chair: Prof. Erik Røsæg,</b> Scandinavian Institute of Maritime Law. University of Oslo	15.25-15.40	<b>Prof. Arantzazu Vicente Palacio,</b> University Jaume I of Castellón
09.40-11.25	<b>Session A: MARITIME LIENS</b> <b>Chair: Prof. Mikis Tsimplis,</b> University of Southampton	11.50-12.05	<b>Prof. Andrew Tettenborn,</b> University of Swansea		<i>"The PSC and the last MLC 2006 amendments to protect seafarers in case of abandonment"</i>
09.40-09.55	<b>Prof. Rhidian Thomas,</b> University of Swansea		<i>"International Insolvency and the Arrest of Ships"</i>	15.40-15.55	<b>Ass. Prof. Laura Carballo Piñeiro,</b> University of Santiago de Compostela
	<i>"Legal and Contractual Liens – Dimensions of Meaning"</i>	12.05-12.20	<b>Ass. Prof. José Manuel Martín Osante,</b> University of the Basque Country		<i>"Worker Protection in International Insolvency Law: the Limited Role of Maritime Liens".</i>
09.55-10.10	<b>Prof. Francesca Pellegrino,</b> University of Messina		<i>"Arrest of Ships: Geneva Convention 1999 and Lex fori, in particular, the Spanish Law"</i>	15.55-16.10	<b>Ass. Prof. Olga Fotinopoulou Basurko,</b> University of the Basque Country
	<i>"Maritime Liens and Mortgages Convention 1993"</i>	12.20-12.35	<b>Dr. Federico Franchina,</b> University of Messina		<i>"The wage guarantee funds and Directive 2008/94/EC, of 22 October 2008 on the protection of employees in the event of the insolvency of their employer: Some remarks on ECJ 25 February 2016, Case 292/14, Elliniko Dimosio v Stefanos Stroumpoulis".</i>
10.10-10.25	<b>José María Alcántara,</b> Ex-President Spanish Maritime Law Association. Arbitrator		<i>"Maritime Lien and Shipping Insolvency".</i>		
	<i>"Maritime Liens in the Geneva Convention and their perspective under the new Spanish Navigation Act"</i>	12.35-12.50	<b>Tjaša Zapušek,</b> University of Maribor		
10.25-10.40	<b>Dr. Melis Özdel,</b> Director, UCL Centre for Commercial Law		<i>"Fishing Permits as an Appurtenances of the Offending Vessel"</i>	16.10-16.35	<b>Discussion</b>
	<i>"The proprietary Aspects of Electronics Bills of Lading"</i>	12.50-13.10	<b>Discussion</b>	16.35-17.00	<b>Coffee Break</b>
		13.10-15.10	<b>Lunch Break</b>		

## Thursday 15 September 2016

**17.00-18.40**    **Session D: MORTGAGES**  
**Chair: Prof. Rhidian Thomas,**  
University of Swansea

**17.00-17.15**    **Aniekan Akpan,**  
City University London

*"The Nature of Maritime Mortgage  
from a Maritime Cabotage  
Perspective"*

**17.15-17.30**    **Ass. Prof. Wouter Verheyen,**  
Erasmus University Rotterdam

*"Mortgages and forced sales of  
sister ships, how far does the  
information duty of the assured  
go?"*

**17.30-17.45**    **Dr. Zuzanna Peplowska,**  
**Dąbrowska,**  
Nicolaus Copernicus University in  
Toruń  
**Dr. Justyna Nawrot,**  
University of Gdańsk

*"Mortgage, maritime hypothecation  
or pledge? Real rights on ships  
within the work of the Polish Mari-  
time Law Codification Committee"*

**17.45-18.00**    **Vincenzo Battistella,**  
University of Bologna

*"Ship mortgage: the Italian  
perspective"*

**18.00-18.15**    **Prof. Erik Røsæg,**  
Scandinavian Institute of Maritime  
Law. University of Oslo.

*"Appurtenances and the Mortgage  
on the Vessel"*

**18.15-18.40**    **Discussion**

**21.00**            **Dinner**

**09.10-10.45**    **Session E: SECURITIES**  
**Chair: Mr. Richard Coles,**  
University of Southampton

**09.10-09.25**    **Prof. Alberto Emparanza,**  
University of the Basque  
Country

*"The Right of Retention as Maritime  
Security"*

**09.25-09.40**    **Ass. Prof. Kristina Siig,**  
University of Southern  
Denmark

*"Danish rules on securities and other  
protective rights in the charterparty  
trade – an appraisal"*

**09.40-09.55**    **Jia Shengnan,**  
City University London

*"Contractual Security Remedies in  
Charterparties: The Seemingly Un-  
problematic Notion of «Lien» in Com-  
mon Law and Civil Law Perspective"*

**09.55-10.10**    **Lijun Zhao,**  
Middlesex University School  
of Law

*"Survey on Uniformity of Seaborne  
Cargo Conventions: The Scope of  
Application"*

**10.10-10.25**    **Dr. Simone Lamont-Black**  
University of Edinburgh

*"The Carrier's Lien: English  
and German Law"*

**10.25-10.50**    **Discussion**

**10.50-11.15**    **Coffee break**



11.15-13.00	<p><b>Session F: MARITIME LIENS, MORTGAGES AND FORCED SALE: JURISDICTION AND APPLICABLE LAW</b>  <b>Chair: Ass. Prof. Kristina Siig,</b>  University of Southern Denmark</p>	12.15-12.30	<p><b>Dr. Veronica Ruiz Abou-Nigm,</b>  University of Edinburgh</p> <p><i>"Maritime Liens in the Conflict of Laws Revisited"</i></p>
11.15-11.30	<p><b>Dr. Christina Zournatzi,</b>  Advocate, PhD (Bologna), LLM (IHU),</p> <p><i>"The Draft Convention on the Recognition and Enforcement of Foreign Judicial Sales of Ships"</i></p>	12.30-12.45	<p><b>Ass. Prof. Manuel Alba Fernández</b>  University Carlos III, Madrid</p> <p><i>"Harmony and harmonization in cross-border insolvency and security interests on vessels"</i></p>
11.30-11.45	<p><b>Prof. em. Thor Falkanger</b>  Scandinavian Institute of Maritime Law. University of Oslo</p> <p><i>"Is a Shipping Protocol to the Cape Town Convention a Good Idea?"</i></p>	12.45-13.00	<p><b>Discussion</b></p>
11.45-12.00	<p><b>Dr. Tobias Eckardt,</b>  Ahlers &amp; Vogel Rechtsanwälte PartG mbB</p> <p><i>"Maritime Liens created by the charterer- in how far can the charterer's choice of law be of consequence for the owner?"</i></p>	13.00-13.30	<p><b>CLOSING CONFERENCE</b></p> <p><b>Prof. Stefano Zunarelli,</b>  University of Bologna</p> <p><i>"Maritime liens: present and future".</i></p>
12.00-12.15	<p><b>Jonatan Echebarria Fernández,</b>  Copenhagen Business School</p> <p><i>"The party autonomy and the arrest of ships from a comparative perspective".</i></p>	13.30	<p><b>Closing</b>  <b>Antonio Aiz Salazar</b>  Deputy Minister for Transports of the Basque Country Government</p>





## Practical information

**Dates:** 14-15 September, 2016

Congress Venue: The Congress will take place at the [Bizkaia Aretoa](#)

**Address:**

Avenida Abandoibarra, 3  
48009 Bilbao

### [Getting there](#)

By underground (metro)  
By tram  
By car  
By bus  
By train

Arrivals at Termibus

Arrivals at Bilbao-Loiu Airport

The conference is free, but the participants must pay their own travel and accommodation.

## Hotels in the close Vicinity of the Bizkaia Aretoa

[Gran Hotel Domine Bilbao](#)

[Meliá Bilbao](#)

[Hotel Miró](#)

[Hesperia Bilbao](#)

[Hotel Conde Duque Bilbao](#)

[Bilbao City Rooms](#)

[Hotel Abando](#)

For more information about Accommodation at Bilbao, see: [Bilbao Facilities](#)

## Call for Papers

Deadline: 1 may 2016 (prorogated **15 may**)

Acceptance of Abstracts: **1 june 2016**

Final Date for submission of the full paper: **5 september 2016**

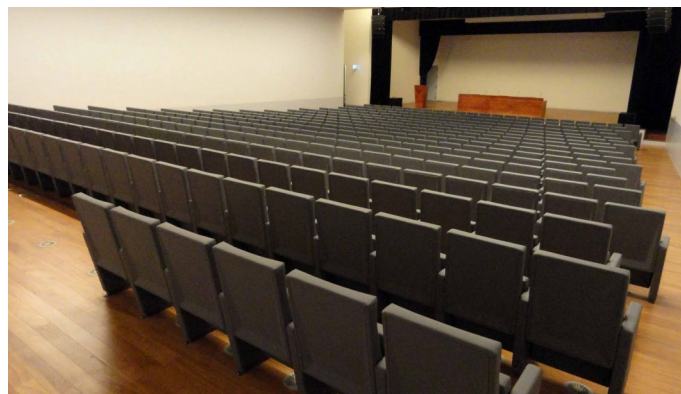
## The City of Bilbao

Bilbao is an internationally recognised town with a great deal of personality, which has managed to preserve its traditions whilst opening its doors to the future.

The Estuary of Bilbao, an active and silent witness of the town's history, connects the old Town, which is the medieval centre of old Bilbao, to the cutting-edge architecture of Isozaki Atea and its greatest exponent, the Guggenheim Museum, which is at the forefront of the City's impressive transformation.

Nowadays, Bilbao is a destination with a wide range of culture, gastronomy and leisure on offer

[To see and do at Bilbao](#)



Bizkaia Aretoa

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