

Subject card

Subject name and code	Maritime law - lecture, PG_00152842						
Field of study	Prawo morskie - wykład						
Date of commencement of studies	October 2024	Academic year of realisation of subject			2027/2028		
Education level	uniform Master's studies	Subject group			Obligatory subject group in the field of study		
Mode of study	part-time studies	Mode of delivery			at the university		
Year of study	4	Language of instruction			Polish Polish		
Semester of study	7	ECTS credits			3.0		
Learning profile	academic	Assessment form			exam		
Conducting unit	Faculty of Law and Administration -> Rector						
Name and surname of lecturer (lecturers)	Subject supervisor		dr Dominika Wetoszka				
	Teachers						
Lesson types	Lesson type	Lecture	Tutorial	Laboratory	Project	Seminar	SUM
	Number of study hours	20.0	0.0	0.0	0.0	0.0	20
	E-learning hours included: 0.0						
Learning activity and number of study hours	Learning activity	Participation in didactic classes included in study plan		Participation in consultation hours		Self-study	SUM
	Number of study hours	20		0.0		55.0	75
Subject objectives	Acquiring general knowledge of maritime law, highlighting the specific nature of maritime shipping regulations, explaining the functioning of maritime law institutions through the prism of international legal solutions.						

Learning outcomes	Course outcome	Subject outcome	Method of verification
	[PRAWOJ5_UW02] The graduate utilizes theoretical knowledge in legal science and the connected academic disciplines to analyze and interpret complex legal issues	Student is ready to actively participate in groups, organisations and institutions carrying out professional activities related to law, while being able to communicate with people who are and are not specialists in the field of law	[SU2] prezentacja/projekt/referat/ raport [SU3] opracowanie tekstowe/ praca pisemna [SU4] test/egzamin - ustny lub pisemny
	[PRAWOJ5_UW01] He/she has advanced skills in observation and interpretation of social phenomena, analyzes their connections with various areas, activity of legal science and the related disciplines	is ready to actively participate in groups, organisations and institutions carrying out professional activities related to law, while being able to communicate with people who are and are not specialists in the field of law	[SU2] prezentacja/projekt/referat/ raport [SU3] opracowanie tekstowe/ praca pisemna [SU4] test/egzamin - ustny lub pisemny
	[PRAWOJ5_WG02] He/she knows wide terminology and concepts in the scope of law and connected disciplines	Student effectively applies legal and professional rules and standards in his/her professional activities	[SW4] test/egzamin - ustny lub pisemny [SW2] prezentacja/projekt/referat/ raport [SW3] opracowanie tekstowe/ praca pisemna
	[PRAWOJ5_KK02] He/she is aware of the necessity to widen professional competences and qualifications, to improve skills, is able to indicate the direction of own development and education independently in widened and deepened way	Student is ready to actively participate in groups, organisations and institutions carrying out professional activities related to law, while being able to communicate with people who are and are not specialists in the field of law	[SK2] prezentacja/projekt/referat/ raport [SK3] opracowanie tekstowe/ praca pisemna [SK4] test/egzamin - ustny lub pisemny
	[PRAWOJ5_KO03] He/she is prepared for active participation in groups, organizations and institutions connected with law, is also able to communicate with specialists and non-specialists in the field of law	Student is ready to actively participate in groups, organisations and institutions carrying out professional activities related to law, while being able to communicate with people who are and are not specialists in the field of law	[SK2] prezentacja/projekt/referat/ raport [SK3] opracowanie tekstowe/ praca pisemna [SK4] test/egzamin - ustny lub pisemny
	[PRAWOJ5_KO04] The graduate is ready to prepare own projects connected with the creation, application and interpretation of legal regulations, including projects co-financed by the European Union's funds	Student is ready to take on professional challenges, makes an effort and shows perseverance in carrying out individual and team activities in the field of law and related sciences	[SK2] prezentacja/projekt/referat/ raport [SK3] opracowanie tekstowe/ praca pisemna [SK4] test/egzamin - ustny lub pisemny
	[PRAWOJ5_UO11] He/she can work well in a team and can coordinate the team's work when solving legal problems, interpreting legal acts, and preparing written or oral opinions on a matter.	Student is ready to actively participate in groups, organisations and institutions carrying out professional activities related to law, while being able to communicate with people who are and are not specialists in the field of law	[SU2] prezentacja/projekt/referat/ raport [SU3] opracowanie tekstowe/ praca pisemna [SU4] test/egzamin - ustny lub pisemny
	[PRAWOJ5_UU12] He/she acquires knowledge efficiently and develops his/her professional skills using various sources (in native and foreign language) and modern technologies	Student is aware of the need to broaden their professional competences and qualifications as well as improve their skills, is able to independently set directions for their own development and education at an extended and in-depth level	[SU2] prezentacja/projekt/referat/ raport [SU3] opracowanie tekstowe/ praca pisemna [SU4] test/egzamin - ustny lub pisemny
	[PRAWOJ5_KK01] The graduate is deeply aware of the level of his/her knowledge and skills, and also understands the need of lifelong learning	is aware of the need to broaden their professional competences and qualifications as well as improve their skills, is able to independently set directions for their own development and education at an extended and in-depth level	[SK2] prezentacja/projekt/referat/ raport [SK3] opracowanie tekstowe/ praca pisemna [SK4] test/egzamin - ustny lub pisemny
	[PRAWOJ5_UW05] He/she can observe and analyze moral, ethical and legal dilemmas in professional work	Student is ready to take on professional challenges, makes an effort and shows perseverance in carrying out individual and team activities in the field of law and related sciences	[SU2] prezentacja/projekt/referat/ raport [SU3] opracowanie tekstowe/ praca pisemna [SU4] test/egzamin - ustny lub pisemny

Course outcome	Subject outcome	Method of verification
[PRAWOJ5_UW04] He/she efficiently observes and analyzes moral, ethical and legal dilemmas in professional work	Student has in-depth skills in observing and interpreting social phenomena, analyses their connections with various areas of law and related sciences is able to use and integrate theoretical knowledge in the field of law and related scientific disciplines in order to analyse and interpret complex legal issues	[SU2] prezentacja/projekt/referat/raport [SU3] opracowanie tekstowe/praca pisemna [SU4] test/egzamin - ustny lub pisemny
[PRAWOJ5_WG05] The graduate demonstrates systematic knowledge about the types of legal relations and the governing regularities	Student has in-depth skills in observing and interpreting social phenomena, analyses their connections with various areas of law and related sciences is able to use and integrate theoretical knowledge in the field of law and related scientific disciplines in order to analyse and interpret complex legal issues	[SW4] test/egzamin - ustny lub pisemny [SW2] prezentacja/projekt/referat/raport [SW3] opracowanie tekstowe/praca pisemna
[PRAWOJ5_UK08] The graduate has wide skills to prepare written works connected with the work of a lawyer in Polish and foreign language	Student knows terminology and concepts in the field of law and related areas has an advanced knowledge of maritime law has a structured knowledge of the types of legal relationships in maritime law and the principles governing them	[SU2] prezentacja/projekt/referat/raport [SU3] opracowanie tekstowe/praca pisemna [SU4] test/egzamin - ustny lub pisemny
[PRAWOJ5_KR07] The graduate is ready to take up professional challenges, takes up efforts and is persistent in the implementation of individual and group activities in the creation, application or interpretation of legal regulations and related sciences	knows terminology and concepts in the field of law and related areas has an advanced knowledge of maritime law has a structured knowledge of the types of legal relationships in maritime law and the principles governing them	[SK2] prezentacja/projekt/referat/raport [SK3] opracowanie tekstowe/praca pisemna [SK4] test/egzamin - ustny lub pisemny
[PRAWOJ5_UW07] He/she has the skills in understanding and analyzing social phenomena and utilizing this analysis in his/her professional work.	Student is ready to take on professional challenges, makes an effort and shows perseverance in carrying out individual and team activities in the field of law and related sciences	[SU2] prezentacja/projekt/referat/raport [SU3] opracowanie tekstowe/praca pisemna [SU4] test/egzamin - ustny lub pisemny
[PRAWOJ5_KR05] He/she prepares responsibly to his/her work; can determine priorities in work and plan work appropriately	Student is able to work in a team and coordinate the team's work in solving legal problems, interpreting legal acts, preparing written or oral statements on the matter	[SK2] prezentacja/projekt/referat/raport [SK3] opracowanie tekstowe/praca pisemna [SK4] test/egzamin - ustny lub pisemny
[PRAWOJ5_UK09] He/she demonstrates wide skills in preparing speeches in the field of law in Polish and foreign language	Student knows terminology and concepts in the field of law and related areas has an advanced knowledge of maritime law has a structured knowledge of the types of legal relationships in maritime law and the principles governing them	[SU2] prezentacja/projekt/referat/raport [SU3] opracowanie tekstowe/praca pisemna [SU4] test/egzamin - ustny lub pisemny

Subject contents	<p>1. Maritime law and the law of the sea: definitions and specific features, purpose and scope, subject matter, entities, sources of law and jurisdiction.</p> <p>2. Polish maritime areas, rights and obligations of the coastal state. Structure, tasks and competences of maritime administration bodies (maritime inspection, flag and port), recognised organisation.</p> <p>3. Concept and legal nature of a sea-going vessel, seaworthiness of a vessel, nationality of a sea-going vessel, ownership of a sea-going vessel, conditions for registration of a sea-going vessel, maritime mortgage, privileges on a vessel, documents in maritime navigation.</p> <p>4. Legal position of the master of a seagoing ship, diligence of a conscientious master, management of a seagoing ship, the master as the supervisor of the crew of a seagoing ship, the master as the representative of the shipowner and persons interested in the cargo, public law functions of the master of a ship, the situation of the captain in a time charter, responsibility for the operation of a sea vessel.</p> <p>5. Maritime labour law - MLC Convention, decent working and living conditions on a sea vessel, seafarer's employment agreement, employment agency for persons seeking employment on sea vessels, MLC documents, ship complaint procedure.</p> <p>6. Legal standards for maritime safety, SOLAS Convention RMS Titanic case study, management of safe ship operation and pollution prevention, ISM Code MF Herald of Free Enterprise case study, control of compliance with maritime safety standards (flag state inspection and port state inspection), monitoring and reporting.</p> <p>7. Maritime security, SOLAS Convention and ISPS Code, counteracting unlawful acts against maritime security (maritime piracy, maritime terrorism, drug smuggling by commercial vessels).</p> <p>8. Legal standards for the prevention of marine pollution by ships, types of marine pollution (oil pollution, waste disposal, plastic in the ocean, air pollution from the combustion of substandard marine fuel, invasive marine species travelling in ship ballast water), environmentally catastrophic tanker accidents (SS Torrey Canyon, MT Amoco Cadiz, MT Exxon Valdez, MV Erika, MV Prestige), legal preventive measures, MARPOL Convention, legal protection of the Baltic Sea against pollution from seagoing ships, HELCOM recommendations.</p> <p>9. Maritime accidents and incidents - International Maritime Organisation, European Maritime Safety Agency, State Commission for the Investigation of Maritime Accidents, maritime chambers, safety recommendations, discussion of selected maritime accidents.</p> <p>10. Contract of carriage by sea, terms and conditions of the contract and parties to the contract (charter, booking), bill of lading (paper and electronic form), freight, performance of the contract of carriage by sea, carrier's liability, Hague-Visby Rules, Hamburg Rules, Rotterdam Rules, limitation of liability for maritime claims, maritime arbitration, maritime mediation, multimodal transport.</p> <p>11. Agreements for the use of another party's ship: time charter, demise charter, bareboat charter, slot charter. Shipping agreements. Auxiliary services in maritime transport: agency, brokerage, towing, pilotage.</p> <p>12. Carriage of passengers and their luggage by sea, general terms and conditions of the contract, ticket, rights and obligations of the parties to the contract, carrier's liability.</p> <p>13. Standard ship management agreement, terms and conditions of the agreement, BIMCO SHIPMAN 2009, technical management, crew management, commercial (cargo) management, financial instruments.</p> <p>14. Maritime salvage, the no cure - no pay principle, maritime salvage agreement, SALVAGE Convention, SAR Convention, life-saving, property salvage and sea salvage (ecological), oil spill response procedures, tasks of the SAR Service.</p> <p>15. Maritime insurance law, general average, maritime insurance agreement, dangers and risks, unseaworthiness of a ship, division of maritime insurance, P&I clubs, compulsory maritime insurance.</p>		
Prerequisites and co-requisites	none		
Assessment methods and criteria	Subject passing criteria	Passing threshold	Percentage of the final grade
	written work, test, oral exami	60.0%	100.0%

Recommended reading	Basic literature	<p>Literature used during classes:</p> <p>J. Łopuski (red.), praca zbior., Prawo morskie, tom I i II, Toruń-Bydgoszcz, 1996-2000</p> <p>Leksykon prawa morskiego. 100 podstawowych pojęć [red:] D. Pyć, I. Zużewicz - Wiewiórowska, Warszawa 2013</p> <p>M. H. Koziński, Morskie prawo publiczne, Gdynia 2015</p> <p>Literature to be studied independently by the student:</p> <p>"Prawo Morskie", roczniki Komisji Prawa Morskiego Polskiej Akademii Nauk - od 2011 roku dostępne w formie elektronicznej na stronie PAN w zakładce: Czasopisma</p> <p>Kodeks morski. Komentarz [red:] D. Pyć, I. Zużewicz - Wiewiórowska, System Informacji Prawnej LEX, 2012</p>
	Supplementary literature	<p>Supplementary literature:</p> <p>J. Młynarczyk, Prawo morskie, Gdańsk 2002</p> <p>J. Łopuski, O żegludze i prawie morskim, Bydgoszcz-Gdynia 2011</p> <p>Europeizacja prawa morskiego, [red:] M. Adamowicz, J. Nawrot, Gdańsk, 2016</p> <p>Pyć D. 2017. The Polish Legal Regime on Marine Spatial Planning, Maritime Law of the Polish Academy of Science, vol. XXXIII, Gdańsk;</p> <p>Pyć D., Compliance and enforcement of maritime labour conditions the Polish legal perspective [w:] Polish Yearbook of International Law 2016, [wydanie 2017], vol. 36, s. 247-255;</p> <p>M.L. McConnell, D. Devlin, C. Doumbia-Henry, The Maritime Labour Convention, 2006: A Legal Primer to an Emerging International Regime, Martinus Nijhoff Publishers Leiden-Boston, 2011;</p> <p>Colinvaux R., Carvers Carriage by Sea, 12 ed., vol. 1, Londyn 1971;</p> <p>Hodges S., What is a Seaworthy Vessel? (w:) red. K. Rawson, The Carriage of Bulk Oil And Chemicals at Sea, 1994;</p> <p>Margetson N.J., Duties of the Carrier (w:) red. M.L. Hendrikse, N.H. Margetson, N.J. Margetson, Claims under Bills of Lading. Aspects of Maritime Law, Wolters Kluwer 2008.</p>
	eResources addresses	

Example issues/ example questions/ tasks being completed	none
Work placement	Not applicable

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