

# Law Of Marine Insurance

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the focus of this new book is the modern law of marine insurance a subject of considerable practical importance in the united kingdom and throughout the world while existing works have tended to be preoccupied with the description of case law largely based upon the marine insurance act 1906 this book adopts an approach which is line with current legal practice in that it looks towards the 1983 institute clauses as the foundation of modern legal practice in marine insurance similarly while many practitioners works rely upon listing and describing cases the style of this work is analytical and rigorous thereby bringing to the subject a clarity hitherto missing in terms of content the work covers the well established basic structure of the topic starting with an introduction to the law of marine insurance and the insurance market itself before moving on to deal with the duty of good faith the principles of causation marine risks losses formation cover claims subrogation and so forth the book finishes with a series of useful appendixes setting out the relevant legislation institute clauses and standard forms

the new edition of marine insurance clauses reflects numerous changes and additions to the policy clauses and particularly the new style of the organisation entitled the international underwriting association of london in 2002 the new edition will bring you up to date with the present complex and sometimes confusing

variations in policy conditions part of the maritime and transport law library

starting with an historical view of marine insurance this book then deals specifically with hull and cargo perils and cargo exclusions and goes on to cover cause sue and labour general average salvage total loss subrogation and double insurance it is intended for lawyers and non lawyers

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marine insurance is considered one of the oldest of the many forms of commercial protection it has flourished through the establishment of the institution of the coffee houses wherein underwriting was being conducted and from where the evolution and dominance of the lloyd s has stemmed as the world s most famous insurance market marine insurance contracts are special in that they have special characteristics and also be cause they are contracts of indemnity this book examines the principle of indemnity within marine insurance contracts the legal problems related to the principle in theory and in practice are discussed and evaluated through the citation and critical analysis of the relevant case law in england as well in some of the most representative common law and continental law jurisdictions together with an analysis comprising thoughts and proposals on possible extensions further research options and a possible future law reform the book comprises of six 6 chapters chapter one 1 discusses the history of marine insurance in england and the policy reasoning behind the enactment of the various english statutes as well as the history legal framework and the way marine insurance is regulated in the other jurisdictions chapter two 2 discusses the concept and importance of insurable interest in relation to indemnity marine insurance contracts and the coverage offered under such contracts both in england and in the other legal systems

providing thorough up to date coverage of the operation of marine insurance legislation this text is an essential resource for today s marine insurance professional designed with the reader in mind previous editions of this book have been heavily praised for its accessible and highly practical format section by section the authors deliver expert commentary on the marine insurance act 1906 and related marine insurance legislation the origin of each section or provision is clearly explained along with the authorities decided since the legislation came into force new to this edition heavily revised with the very latest case law since 2010 some of which having a dramatic effect on the law of marine insurance the most important cases include the *cendor mopu* and *masefield v amlin* all relevant new cases have been added from across the common law world clarification on new legislation such as the third parties rights against insurers act 2010 and the consumer insurance disclosure and representations act 2012 the compulsory insurance provisions affecting oil pollution and passengers the rules on jurisdiction and choice of law in the brussels regulation and the rome i regulation this compressive text is indispensable for marine lawyers industry professionals and students of marine insurance law worldwide

this latest and fourth volume in the series comprises ten contributions written by an expert team of academics and practitioners and which collectively analyse and expound many of the contemporary legal issues and debates in the law and practice of marine insurance some of the contributions touch upon areas of the law which will be amended by the insurance act 2015 and provide an insight to the future changes in the law the topics covered are an assessment of the marine insurance act 1906 construction of marine policies litigating against brokers the measure of damages co insurance and leading underwriter clauses duties of good faith of insurers and reinsurers assured right to interest when a policy is avoided the impact of the *cendor mopu* on the institute cargo clauses fraudulent claims

aspects of subrogation conflict of laws in light of the recast brussels i regulation this book is essential reading for maritime lawyers brokers and insurance market practitioners academics and companies associated with the marine insurance markets worldwide

this book provides a comprehensive collection of cases and materials on marine insurance law the sources included here are not always readily accessible each chapter is introduced with a brief resume of the general principles before the facts of each case are summarised and the extracts of the relevant parts of judgments reproduced the significance of the judicial extracts the statutory materials and standard terms are then discussed with particular emphasis on important and problematical areas of the law this book will be indispensable not only to postgraduate students of law in house lawyers insurance brokers and claims adjusters but also to students of maritime studies legal practitioners and a wide range of professionals within the shipping industry who may wish to have at hand a convenient source of information whilst the book is a companion to the authors the law of marine insurance it is also structured to stand as a marine insurance text in its own right

examines the way marine insurance markets function and covers liability insurance law the market and claims

first published in 2002 routledge is an imprint of taylor francis an informa company

this authoritative work forms a comprehensive examination of the legal and historical context of marine insurance providing a detailed overview of the events and factors leading to its codification in the marine insurance act 1906 it investigates the development of the legal principles and case law that underpin the act to reveal how successful this codification truly was and to demonstrate how these historical precedents remain relevant to marine insurance law to this day

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