

INDIAN MARITIME UNIVERSITY
(A CENTRAL UNIVERSITY, GOVT. OF INDIA)

SEMESTER- III, SCHOOL OF MARITIME MANAGEMENT- JUNE 2014 EXAMS

INTERNATIONAL TRANSPORTATION LAW (T 1302)

(AY 2009-10 to 2012-13 batches only)

Time:- 3 Hrs
Date: 21.06.2014

Max Marks : 75

SECTION - A (10 X1 = 10 Marks)

Answer all the Questions. All Questions carry equal marks

1. The following countries became members of WTO from 1st January 1995 ____
a) India, Switzerland, Turkey, Uruguay b) India, Pakistan, Srilanka, Thailand
c) India, Zimbabwe, Indonesia, Iceland d) India, South Africa, Slovenia, Italy

2. In the case of International Commercial Arbitration, the arbitrator is appointed by
a) Chief Justice of High Court b) President of India
c) Chief Justice of Supreme Court of India d) International Court of Justice

3. Insurable value of goods is _____
a) the value of the prime cost of the property insured plus the expenses of and incidental to shipping and the charges of the insurance upon the whole
b) total value of the property insured
c) value of the goods minus the expenses of and incidental to shipping and the charges of the insurance upon the whole.
d) both b and c

4. The ownership of freight means _____
a) ordinary freight b) chartered freight c) owners trading freight d) all of the above

5. The term "perils of the seas" refers _____
a) ordinary action of the winds and waves b) only to fortuitous accidents
c) only to fortuitous accidents and does not include the ordinary action of the winds and waves
d) both fortuitous accidents and ordinary action of the winds and waves

6. LOK ADALAT means _____
a) People's court b) Citizen's Charter
c) Subordinate court of Supreme Court of India d) Hindi term for High Court

7. GATT means
a) Good Agreement on Terms and Trade b) General Arbitration on Tariffs and Trade
c) General Agreement on Tariffs and Trade
d) Goodwill Acquisition on Trading and Technology

8. Insurance is the subject matter of solicitation
 - a) True
 - b) False
 - c) Partially not true
 - d) None of the above

9. Supreme Court of India expressed its deep sense of anguish and concern on the part of the arbitrators for having made the arbitration a five-star culture in the case of
 - a) Union of India vs. Gitanjali & ors
 - b) Kuppusamy vs. Taj Connemara
 - c) Union of India vs. Grand Hotels & Resorts
 - d) Union of India vs. Singh Builder Syndicate

10. ISPS Code means
 - a) Indian Shipping and Port facilities Security Code
 - b) International Ship and Port facilities Security Code
 - c) International Salvage and Port facilities Security Code
 - d) International Safety and Portable fuel Storage Code

SECTION - B

(5 X5 = 25 Marks)

Answer any FIVE questions not exceeding 200 words. All questions carry equal marks

11. Comment on the statement that "Marine Insurance is the mother of all insurances".
12. Explain the concept of "Insurable Interest" with reference to Merina Operator.
13. Sketch out the role played by a mediator in drafting a settlement agreement after the mediation process.
14. Enumerate the procedure to be followed by the arbitrator during an arbitration proceedings.
15. What are the salient features of TLO insurance?
16. Explain why GATT was replaced by WTO with valid reasons.
17. Explain briefly about Hull and Machinery Insurance

SECTION - C

(4 X10 = 40 Marks)

Answer question no.18 (compulsory) and Answer any THREE questions of remaining five questions. All questions carry equal marks. Answer should not exceeding 500 words.

18. Evaluate with case laws the relevant sections of Marine Insurance Act, 1963 sketching out the history behind the enactment of the said Act.
19. Draft out an International Maritime Sales Contract with relevant terms & conditions.
20. What are the principles, traits, sources and usages on International Trade Law.
21. Whether foreign arbitral awards can be enforced in India if it is against the public policy of India.
22. What are the pitfalls that have to be avoided when drafting a contract for a company who is engaged in International Transport?
23. Discuss in detail for and against on the unification of International Trade Law by WTO and GATT.
