LAWS OF INTERNATIONAL TRADE AND SHIPPING

Laws 2211 & 2212
2 or 3 credits
Winter 2019

Meets Wednesdays from 4:30 until 6:30 PM in Weldon Room 411.

Instructor: Ella W. Dodson
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Office: 902-492-8335
Cell: 902-220-4987

Contact: I don’t have an office on campus. But I am happy to meet with students either on campus or at the Halifax Central Library (on the corner of Spring Garden Road and Queen Street) or the North End Public Library on Gottingen Street by appointment. I am often here before class or after and can meet then as well. Please use email or phone the office number. I often have my cell phone buried in a purse and sometimes muted. I am not guaranteed to see texts.

Cancellations of class or other announcements: I will post announcements on Brightspace. I may also use whatever online messaging is provided through Brightspace.

Course Description: According to written records, international trade by sea has existed since 2300 BCE. The laws and practice of international seaborne trade is constantly shifting as a result of changes in technology, business practices, economics, politics, ethics and the environment. This seminar’s objective is to familiarize students with some of the assumptions, practices and laws affecting international trade and shipping.

The seminar outcomes will be to provide the students with an overview and familiarity with: 1) some of the sources of applicable law and policy; 2) the terminology and some of the standardized forms used in seaborne international trade; 3) some of the stakeholders and their respective rights and responsibilities; and 4) the processes and risks associated with international trade transactions.

Classes will be conducted by discussion of: 1) underlying assumptions and drivers for international seaborne trade; 2) some of the laws and policies affecting seaborne international trade; 3) a variety of shipping and commercial documents (such as INCOTERMS of sale, marine bills of lading, cargo insurance clauses, and financing documents) and some of the and 4) some of the issues with respect to crime in the context of a number of transactional problems.

Course Materials: No suitable textbook is available for this course. All materials for this course are posted on Brightspace and due to the constantly changing nature of the materials, virtually are accessible by web links. We will be working with laws, government and industry websites, commentary, news articles and documents. In addition to texts, I have provided links to online videos of lectures given at industry conferences or on topics which have the potential to impact international seaborne trade. Most of the videos are short and, while not required, raise issues that contribute to classroom discussion.

Do not panic about the number of materials. For those students who are taking this course for three credits, some of these sources may indeed be primary sources for your research papers and for suggest potential topics.

YOU ARE NOT EXPECTED TO READ ALL OF THE MATERIALS; but you are expected to be able to navigate through the materials well enough to answer problems and to be an active participant in discussions. The point of being familiar with the
oral
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value of these activities are as f
provide a
sometime in the last
I have posted information on writing major research papers on Brightspace. Students will be allocated 20 minutes each
presentation of a major research paper on a topic of their choice.

3
posted at the time the problems are posted on Brightspace
reaction papers (less than 500 each)
2
writ
pursue the 3
research paper. J
and problems. The class is also offered for 3 credits, where students are
Two Streams of Evaluation: This class is offered for 2 credits where the students are graded on the basis of short assignments
and problems. The class is also offered for 3 credits, where students are evaluated on the basis of a set or problems and a major
research paper. JD students may elect to take the course EITHER for 2 credits OR for 3-credits. LL.M. students are required to
pursue the 3-credit option. For all students, credit for the course will be apportioned 10% for class participation and 90% for
written work.

2-Credit students The written work will consist of 6 assignments: 3 short answer problem sheets, 1 online quiz and 2 short
reaction papers (less than 500 each) These activities will be of varied complexity, length and value, and the due dates will be
posted at the time the problems are posted on Brightspace.

Written Work (90% of Grade-Weighted Percentages): All problems and the open book quiz will be posted on Brightspace, after the applicable class session. Problems, reaction papers and the quiz are weighted as follows:

1. Reaction Paper 1 (5%) Covers assumptions and trends
   o Available on January 9th Due on January 23rd
   o Choose one or more of the sources in this section. Unlike the oral presentation (which is a report), the reaction
   paper should be personal response, whether a critique, an appraisal or a contrary argument or other viewpoint
   and should be no more than 500 words.

2. Problem Set 1 (15%) Covers Part III.
   o Available January 23rd Due February 6th

3. Problem Set 2 (25%) (covering parts IV-VI)
   o Available January 30, 2019 Due February 27, 2019

4. Online Quiz (15%) (covering parts IV and VII)
   o Available February 6, 2019 Due March 6, 2019

5. Problem Set 3 (25%) (covering parts VIII-X)
   o Available March 13, 2019 Due March 27, 2019

6. Reaction paper 2 (5%) Select one of the 3-credit student research presentations and write a reaction paper, which should
   be personal response, whether a critique, an appraisal or a contrary argument or other viewpoint and should be no more
   than 500 words.
   o Available March 27, 2019 Due April 10, 2019

PLUS Oral Activity (10% of grade- Pass/Fail): Class participation as described above.

3-Credit and Graduate Students The written work will consist of the completion of Problem Set 1 and the preparation and
presentation of a major research paper on a topic of their choice.

I have posted information on writing major research papers on Brightspace. Students will be allocated 20 minutes each
sometime in the last two classes to present their paper to the class. As part of the presentation, students will be expected to
provide a written 1-2 page outline of their topic for each member of the class at the time of their presentation. The schedule and
value of these activities are as follows:

Written Work (90% of Grade-Weighted Percentages) consist of

1. Problem Set 1 (15%) Covers sanctions, import and export control.
   a. Available on Brightspace on January 23rd Due February 6th
2. Major research paper and short synopsis for class (75%)

In the preparation of research papers, students are welcome to discuss their work with me at any stage of the term. At a
minimum, students must observe the following Major Paper Schedule. Each writer must agree a topic with me by **February
13th**, and must meet to discuss an outline (hypothesis/thesis statement and research questions/legal issues in 2 pages
maximum) together with a bibliography of the topic sometime before the end of February.

Please provide me with an electronic copy of your major paper (including a table of contents and a bibliography and a hard copy
to the Law School Reception by **1700 on Thursday April 18, 2018**. Please read the separate Notes on Preparing Major Papers
posted on Brightspace and refer also to the Law School’s published standards for evaluating JD and LL.M. papers.

**SUBMISSION OF MAJOR PAPERS AND ASSIGNMENTS**

Major papers and assignments must be submitted both electronically and in hard copy. The hard copy of any papers should be
delivered to the Law School Reception and ensure they are date and time stamped. Please read the law school policy on late
penalties: https://www.dal.ca/faculty/law/current-students/jd-students/academic-regulations.html

Please note students are required to provide an identical electronic copy of their paper to the instructor by the due date. Papers
may be submitted by the instructor to a text-matching software service to check for originality. Students wishing to choose an
alternative method of checking the authenticity of their work must indicate to the instructor, by no later than the add/drop date of
the course, which one of the following alternative methods they choose:

a) submit copies of multiple drafts demonstrating development of their work
b) submit copies of sources
c) submit an annotated bibliography

All students should make themselves aware of the Law School’s rules and penalties for the late filing of any written paper or
assignment, which are published in the Calendar and on the Law School website.

**STUDENT REQUESTS FOR ACCOMMODATION**

Requests for special accommodation for reasons such as illness, injury or family emergency will require an application to the
Law School Studies Committee. Such requests (for example, for assignment extensions) must be made to Associate Dean,
Academic Michael Deturbide or the Director of Student Services and Engagement Dana-Lyn Mackenzie as soon as possible,
before a scheduled exam or a deadline for an assignment, and will generally require documentation. **Retroactive
accommodation will not be provided.** Please note that individual professors cannot entertain accommodation requests.

Students may request accommodation for either classroom participation or the writing of tests and exams due to barriers related
to disability, religious obligation, or any characteristic under the Nova Scotia **Human Rights Act**. Students who require such
accommodation must make their request to the Advising and Access Services Center (AASC) at the outset of the regular
academic year. Please visit www.dal.ca/access for more information and to obtain the Request for Accommodation – Form A.
Students may also contact the Advising and Access Services Centre directly at (902) 494-2836.

**PLAGIARISM**

All students must read the University policies on plagiarism and academic honesty http://academicintegrity.dal.ca/ and the Law
School policy on plagiarism http://www.dal.ca/faculty/law/current-students/jd-students/academic-regulations.html. Any paper or
assignment submitted by a student at the Schulich School of Law may be checked for originality to confirm that the student has
not plagiarized from other sources. Plagiarism is considered a serious academic offence which may lead to loss of credit,
suspension or expulsion from the law school, or even revocation of a degree. It is essential that there be correct attribution
of authorities from which facts and opinions have been derived. Prior to submitting any paper or other assignment, students should
read and familiarize themselves with the policies referred to above and should consult with the instructor if they have any
questions. Ignorance of the policies on plagiarism will not excuse any violation of those policies.

**STUDENT CODE OF CONDUCT**

Everyone at Dalhousie is expected to treat others with dignity and respect. The Code of Student Conduct allows Dalhousie to
take disciplinary action if students don’t follow this community expectation. When appropriate, violations of the code can be resolved in a reasonable and informal manner. If an informal resolution can’t be reached, or would be inappropriate, procedures exist for formal dispute resolution. See: https://www.dal.ca/campus_life/safety-respect/student-rights-and-responsibilities/student-life-policies/code-of-student-conduct.html

DIVERSITY AND INCLUSION – CULTURE OF RESPECT
Every person at Dalhousie has a right to be respected and safe. We believe inclusiveness is fundamental to education. We stand for equality. Dalhousie is strengthened in our diversity. We are a respectful and inclusive community. We are committed to being a place where everyone feels welcome and supported.
(Read more: http://www.dal.ca/cultureofrespect.html)

RECOGNITION OF MI’KMAQ TERRITORY:
Dalhousie University acknowledges that the University is located on Traditional Mi’kmaq Territory.

UNIVERSITY POLICIES AND PROGRAMS
• Important Dates in the Academic Year (including add/drop dates) http://www.dal.ca/academics/important_dates.html
• University Grading Practices: Statement of Principles and Procedures
  https://www.dal.ca/dept/university_secretariat/policies/academic/grading-practices-policy.html
• Scent-Free Program http://www.dal.ca/dept/safety/programs-services/occupational-safety/scent-free.html

COURSE MATERIALS AND THEIR LINKS ARE POSTED ON BRIGHTSPACE LAW OF INTERNATIONAL TRADE AND SHIPPING
Jan. 9-    I. INTRODUCTION, WRITING AND OVERVIEW
Jan. 16    II. OVERVIEW, UNDERLYING ASSUMPTIONS & CURRENT TRENDS WHICH MAY AFFECT
            INTERNATIONAL TRADE & SHIPPING

A. Growth, Consumption, Energy, Economic Justice, and Climate Change Policy
• How Many Are Rich and Poor- https://www.youtube.com/watch?v=N1dvfH3s1Ak
• Gapminder.org Interactive Tools- https://www.gapminder.org/tools/#$chart-type=bubbles
• Consumerism Plays a Huge Role in Climate Change- https://grist.org/living/consumerism-plays-a-huge-role-in-climate-change/
• American Consumerism &The Global Environment- https://www.mtholyoke.edu/~kelle20m/classweb/wp/index.html
• As Worries Over the Power Grid Rise, a Drill Will Simulate a Knockout Blow - The New York Times
• Can We Afford the Future_ Post Carbon Institute
• Mayer Hillman, There are three options in tackling climate change
  https://www.theguardian.com/commentisfree/2018/oct/30/climate-change-action-effective-ipcc-report-fossil-fuels?CMP=share_btn_fb&fbclid=IwAR0Q93_Ypoia4qWsxF6xX9U2E6gFa8TTHxTQJeYqOXPzYhVv-XXwV69zQ
• How ethical is shipping goods by sea_ _ Environment _ The Guardian
• How Do You Degrow an Economy without Causing Chaos?” Jonathan Rutherford, Resilience, May 15, 2017
• “Too Right, it’s Black Friday, Our Relentless Consumption is Trashing the Planet”, George Monbiot, The Guardian, November 22, 2017-https://www.theguardian.com/commentisfree/2017/nov/22/black-friday-consumption-killing-planet-growth
• “The Story of Stuff”- https://www.storyofstuff.org
• Hans Rosling-https://www.ted.com/talks/hans_rosling_and_the_magic_washing_machine
• Hans Rosling Don't Panic-http://www.gapminder.org/videos/dont-panic-end-poverty/
• Hans Rosling on poverty-https://www.ted.com/talks/hans_rosling_reveals_new_insights_on_poverty
• Seven surprising results from the reduction of Arctic Sea ice cover | David Barber | TEDxUManitoba https://www.youtube.com/watch?v=ofaoiHYKtlc
• Somebody Knows Where Your Cotton Comes From, Environmental Justice Foundation
• The Limits to Growth: Who Killed Economic Growth? http://www.youtube.com/watch?v=EQqDS9wGsxQ
• Steven Gorelick “Our Obsolescent Economy” https://www.localfutures.org/our-obsolescent-economy/
• PCI on technology and climate change http://noapp4that.org/
• Data Governance in a Digital Age https://www.cigionline.org/publications/data-governance-digital-age
• Trade 2030: The Future of Global Trade (WTO World Trade Report) http://www.youtube.com/watch?v=EPyLOV1vC-0
• World Economic Forum "Ten charts show how the world is progressing on clean energy” https://www.weforum.org/agenda/2018/12/ten-charts-show-how-the-world-is-progressing-on-clean-energy/
• Climate Change and Energy- Canada http://projects.upei.ca/climate/files/2012/10/Book_5_Paper-17.pdf
What is Human Trafficking? US DHS Blue Campaign [http://www.youtube.com/watch?v=4xKnryipNY](http://www.youtube.com/watch?v=4xKnryipNY)


EcoJustice Foundation link to films [https://ejfoundation.org/films](https://ejfoundation.org/films)


"Few updates, fewer answers two weeks after Newfoundland’s largest-ever oil spill", Global News November 28, 2018

B. Shipping and Globalization

- NTSB Press Briefing on the Sinking of El Faro [http://www.youtube.com/watch?v=V_tR0LfFdF4](http://www.youtube.com/watch?v=V_tR0LfFdF4)
- CSIS Panel: Ice Floes and Global Economic Woes--Arctic Shipping [http://www.youtube.com/watch?v=FxBMlfZzpK8](http://www.youtube.com/watch?v=FxBMlfZzpK8)
- El Faro ship workers_ Ocean life is lonely and risky (Opinion) – CNN October 7, 2015 Rose George
- The Shipping Container - The Atlantic Dec.2, 2013
- Interview of Rose George, author of 90% of everything, [http://www.npr.org/2013/08/14/211981786/shipping-the-invisible-industry-that-clothes-and-feeds-you](http://www.npr.org/2013/08/14/211981786/shipping-the-invisible-industry-that-clothes-and-feeds-you)
- 2018 IMO Life of the Seafarer [http://www.youtube.com/watch?v=V_yJQz8mYuWI](http://www.youtube.com/watch?v=V_yJQz8mYuWI)
- “Search continued for Sincerity Ace crewmen” The Maritime Executive, 2019-01-01
- International Maritime Organization, [https://www.imo.org](https://www.imo.org)


- World Shipping Council (focused on container shipping) [http://www.worldshipping.org/about-the-industry](http://www.worldshipping.org/about-the-industry)
- Marc Levinson, The Traveling Box, University of California Television, May 28, 2008 [https://www.youtube.com/watch?v=zbzFCmsVoVM](https://www.youtube.com/watch?v=zbzFCmsVoVM)
- International Trade Centre Playlist [https://www.youtube.com/playlist?list=PLqTcg0La86zh_n_8hHTyC1tpYOJdAKOyE](https://www.youtube.com/playlist?list=PLqTcg0La86zh_n_8hHTyC1tpYOJdAKOyE)
- IMO Polar Code and information [http://www.imo.org/en/MediaCentre/HotTopics/polar/Pages/default.aspx](http://www.imo.org/en/MediaCentre/HotTopics/polar/Pages/default.aspx)
- IMO on the Polar Code [http://www.youtube.com/watch?v=X_x2_RTUiGM](http://www.youtube.com/watch?v=X_x2_RTUiGM)
- The Arctic Institute [https://www.thearcticinstitute.org](https://www.thearcticinstitute.org)
- “Few updates and fewer answers after NF largest oil spill from Fosp" Global News 2018-11-28
- Aegean Sailing Cargo ships [https://www.sailmed.org/](https://www.sailmed.org/)
- The Maritime Executive: “Transport Uses 25% of the World’s Energy”
- Modern clipper cargo ship company [https://www.treshombres.eu/](https://www.treshombres.eu/)
- IMO - Shaping Maritime Safety and Security [http://www.youtube.com/watch?v=QieBWO2JTDA](http://www.youtube.com/watch?v=QieBWO2JTDA)
- "Cleaner Shipping" Report by Danish Ecological Council 2018 [https://www.ecocouncil.dk/cleaner-shipping](https://www.ecocouncil.dk/cleaner-shipping)
- “Target 2050-Hybrid-electric and fuel cells are the future of propulsion” The Maritime Executive, 2019-01-05
- ‘A Force Awakens’, The Maritime Executive, 2018-12-25
- “Block chain and Cryptocurrency_ in Review”, The Maritime Executive, 2019-01-03

C. Science, Statistics and Data: Climate Change, Population and Trade

- Terrible Results on Knowing Basic Facts about the World in 2017- Ola Rosling [http://www.youtube.com/watch?v=N1dvhH3s1Ak](http://www.youtube.com/watch?v=N1dvhH3s1Ak)
- Gapminder.org’s Dollar Street-How people actually live in pictures [https://www.youtube.com/watch?v=N1dvhH3s1Ak](https://www.youtube.com/watch?v=N1dvhH3s1Ak)
- “Arithmetic, Population and Energy”, Al Bartlett, [https://www.youtube.com/watch?v=O133piVnWY](https://www.youtube.com/watch?v=O133piVnWY)
- Hans Rosling on global population growth [https://www.ted.com/talks/hans_rosling_on_global_population_growth](https://www.ted.com/talks/hans_rosling_on_global_population_growth)
Jan 23

III. SANCTIONS, EXPORT AND IMPORT CONTROLS

A. Laws and Treaties

- Canadian laws and regulations re cultural heritage https://www.canada.ca/en/canadian-heritage/services/laws-regulations-cultural-property.html
B. Useful Handbooks and Websites

- Importing Into Canada: https://www.canada.ca/en/services/business/trade/import.html
- Other Governments and Departments: http://www.cbsa.as.ca/import/refflist-listeref-eng.html
- Trade Data Online: http://www.ic.gc.ca/eic/site/tdo-dcd.nsf/eng/Home

C. US Sanctions, Import and Export

- Main US website for sanctions: https://www.treasury.gov/resource-center/sanctions/Programs/Pages/Programs.aspx
- US Office of Foreign Asset Control (sanctions etc.): https://www.treasury.gov/resource-center/sanctions/Pages/default.aspx
- US basic import and export: https://www.cbp.gov/trade/basic-import-export
- State Department Directorate of Defense Trade Controls: https://www.pmddtc.state.gov/
- Immigration and Customs enforcement homepage: https://www.ice.gov/

D. News, Cases and Commentary

- “Legal Authorities for an Effective Export Control System”
Jan 30  **IV. INTERNATIONAL SALES AGREEMENTS, UN INTERNATIONAL SALES CONVENTION, CONTRACTS & CHOICE OF LAW**

### A. Laws and Treaties

- UNCITRAL Commissions [https://uncitral.un.org/commision#51](https://uncitral.un.org/commision#51)

### B. Useful CISG Links and Commentary

- Harry Fletcher, The CISG Song [http://www.youtube.com/watch?v=yo78MoyiDJY](http://www.youtube.com/watch?v=yo78MoyiDJY)
- Harry Fletcher, The CISG Song [http://www.law.pitt.edu/academics/cile/cisgsonpage](http://www.law.pitt.edu/academics/cile/cisgsonpage)
- Links to CISG cases on Pace University CISG Database [http://www.iicl.law.pace.edu/cisg/cisg](http://www.iicl.law.pace.edu/cisg/cisg)

### C. Organizations, Contracts and Contractual Provisions

- International Chamber of Commerce (ICC) [https://iccwbo.org/about-us/](https://iccwbo.org/about-us/)
Feb 6 V. FINANCING AND PAYMENT OF INTERNATIONAL SALES; ANTI-CORRUPTION AND ANTI-BRIBERY

A. Trade Payments

- Letters of Credit for Importers and Exporters by Trade Facilitators http://www.youtube.com/watch?v=mporCziv20Y
- ICC Uniform Customs and Practices for Documentary Credits 600 (2007 Revision)
- Hugh Kindred commentary on international payments
- Credit Suisse brochure on letters of credit
- Sample Standby Letter of Credit
- Sample Standby Letter of Credit in Swift Format
- World Bank Training Module works under UPC500 http://lnweb90.worldbank.org/ECA/Transport.nsf/0/786e3f9f52ad321485256b7a0051b6be/$FILE/PAYMENTP.pdf

B. Money Laundering, Financing Terrorism and Fraud

C. Anti-Bribery and Corruption

- OAS Inter-American Convention against Corruption webpage http://oas.org/juridico/english/corr_bg.htm
- Canadian Corruption of Foreign Public Officials Act http://laws-lois.justice.gc.ca/eng/acts/c-45.2/page-1.html#docCont
- Canadian Criminal Code Sections 119- Bribery of judicial officials; 120 -Bribery of officers; 121-Frauds on government; 122 Breach of trust by a public officer; 123-Municipal corruption; 124-Selling or purchasing public office; 125 -Influencing or negotiating or dealing in offices; 380-Fraud; 426 -Secret Commissions See also definitions under section 2 and section 22.2-Idem http://www.criminal-code.ca/criminal-code-of-canada-numerical-100-to-199.html
- Canada's Integrity Regime webpage https://www.tpsgc-pwgsc.gc.ca/ci-if/ci-if-eng.html
- US SEC website including link to enforcement actions https://www.sec.gov/spotlight/foreign-corrupt-practices-act.shtml
A. Laws on Maritime Transport and Shipping of Goods by Sea


B. INCOTERMS®

- Introduction to the Incoterms 2010
- ICC explanation of 2010 INCOTERMS® [http://www.youtube.com/watch?v=a1Y0cSRX0do]
- ICC 2010 Incoterms® Rules [https://iccwbo.org/resources-for-business/incoterms-rules/incoterms-rules-2010/]
- UK Trade and Investment Office description of INCOTERMS® [http://www.youtube.com/watch?v=Ek25Y23XGFg]
- Know Your Incoterms by the US Export Administration [https://www.export.gov/article?id=Incoterms-Overview]
- Canadian Board of Marine Underwriters Incoterms [https://cbmu.com/resources/incoterms]

C. Bills of Lading, Cases and Commentary

- What is a Bill of Lading [https://shippingandfreightresource.com/what-is-a-bill-of-lading/]
• Significance of Bill of Lading Clauses [Link]
• Glencore International AG v MSC Mediterranean Shipping Co SA and Another [2015] EWHC 1989 (Comm) [Link]
• ESS Docs website re electronic B/L [Link]
• Norton Rose Fulbright on E bill of Lading [Link]
• Export Documentation video produced by the US Export Administration [Link]
• Comité International Maritime Rules for Electronic Bills of Lading, [Link]

D. Documents, Forms and Sources for Rules

• BIMCO (largest shipowners’ association) [Link]
• Maersk Bill of lading
• Maersk online terms incorporated into bill of lading [Link]
• MAERSK COMMENTS ON ACTUAL USE OF BILLS OF LADING AND WAYBILLS
• Maersk Way Bill
• Sample copy of blank Back of Bill of Lading from BIMCO
• CMI Rules for Sea Waybills [Link]

Feb 27  VII. COMMON LAW PRINCIPLES, INTERNATIONAL RULES OF SEA CARRIAGE, CHARTERPARTIES

A. Common Law and Commentaries

• CMI on Liability of Classification Societies [Link]
• Seatrade "A Reality Check in Autonomous Shipping" [Link]

B. Laws and Treaties

• UN Convention on the law of the Sea [Link]
• Convention on the Facilitation of Maritime Transport [Link]
• International Convention on Safety of Life at Sea (SOLAS)  

• International Convention on Civil Liability for Oil Pollution Damage (CLC)  
  http://www.imo.org/en/About/Conventions/ListOfConventions/Pages/International-Convention-on-Civil-Liability-for-Oil-Pollution-Damage-%26CLC%29.aspx

• International Convention on Hazardous and Noxious Substances by Sea,  

• Marine Transportation and Security Act  
  http://laws-lois.justice.gc.ca/eng/acts/M-0.8/FullText.html

• Canada Shipping Act  
  http://laws-lois.justice.gc.ca/eng/acts/C-10.15/FullText.html

• Marine Liability Act  
  http://laws-lois.justice.gc.ca/eng/acts/M-0.7/FullText.html

• Transport Canada on HNS  

C. Charterparties and other Documents

• Form of Confirmation of Class
• BIMCO GENCON 1994
• BIMCO NYPE 2015 Time Charter
• BIMCO anti-corruption clauses for charters
• BIMCO electronic bills of lading for charters
• BIMCO Designated Entities for Purchase and Sale Contracts

D. Websites, Regulations and News

• IOPC website  
  https://www.iopcfunds.org/

• HNS website  
  http://www.hnsconvention.org/

• IMO on Maritime Security  

• Canadian website re HNS  

• US EPA summary of OPA 90 (Oil Pollution Act of 1990)  
  https://www.epa.gov/laws-regulations/summary-oil-pollution-act

• US Coast Guard National Pollution Funds Center  
  https://www.uscg.mil/Mariners/National-Pollution-Funds-Center/About_NPFC/OPA/

• US COFR (Certificate of Financial Responsibility)  
  https://www.uscg.mil/Mariners/National-Pollution-Funds-Center/COFRs/

• Marine Transport Security Regulations,  

• Canada Shipping Regulations  

• Nat'l Safety & Trans. Bd Executive Summary on El Faro  

• NSTB Press Release on El Faro  

• “Netherlands Seeks Damages for MSC Zoe Cargo Cleanup” The Maritime Executive 2019-01-06

• Summary of CLC  
VIII. MARINE AND EXPORT INSURANCE

A. Law and clauses

- Kindred’s extract of Institute of London Underwriters-Marine Cargo Clauses
- 1982 Institute Marine Cargo Clauses, A https://www.jus.uio.no/lm/institute.marine.cargo.clauses.a.1982/doc.html#1
- International Underwriting Association of London Clauses (searchable) http://www.iuaclauses.co.uk/site/cms/contentChapterView.asp?chapter=21
- Institute Cargo Clauses A from IUAL
- Institute Cargo Clauses C from IUAL

B. Commentary and News (Marine Insurance)


C. Export and Credit Insurance

- Export Development Canada https://www.edc.ca/EN/About-Us/Pages/default.aspx
- EDC link to financing programs https://www.edc.ca/EN/About-Exporting/Trade-Links/Pages/financing.aspx
- EDC credit insurance to Ocean Rodeo commercial http://www.youtube.com/watch?v=KbsqXY8ogw
- EDC guarantee supports http://www.edc.ca/EN/Our-Solutions/Bonding-and-Guarantees/Pages/default.aspx
- “Canada finally gets into the development finance game — will it work?” OpenCanada.org 2018-12-17 https://www.opencanada.org/features/canada-finally-gets-development-finance-game-will-it-work/

IX. UNDERBELLY - CRIMES AGAINST PERSONS: HUMAN TRAFFICKING, SMUGGLING & SLAVERY

A. International Treaties and Laws

- UN Convention Against Transnational Organized Crime and Protocols https://www.unodc.org/documents/middleeastandnorthafrica/organised-
• UNDOC Website with links to treaties and protocols https://www.unodc.org/unodc/en/organized-crime/intro/UNTOC.html
• UN website with links to a variety of Human and political rights agreements https://www.unodc.org/EN/ProfessionalInterest/Pages/UniversalHumanRightsInstruments.aspx
• ILO website for submissions on forced labour http://www.iolo.org/dyn/normlex/en/?p=NORMLEXPUB:13300:0::NO::P13300_INSTRUMENT_ID:3174672
• US Trade Facilitation and Enforcement Act-actions re forced labor https://www.cbp.gov/trade/trade-enforcement/tftea#Forced%20Labor
• Human Rights web resources http://www.hrweb.org/
• Summary of UN Human Rights documents with links http://www.hrweb.org/legal/undocs.html#CPR

B. Human Trafficking
• UNDOC links and sources on trafficking, migrants etc. https://www.unodc.org/unodc/human-trafficking/
• ILO Playlist of Forced Labour https://www.youtube.com/playlist?list=PL077D1DC843F1D3FD

US Blue Campaign resources to combat human trafficking https://www.dhs.gov/blue-campaign/share-resources

The Human Trafficking Pro Bono Legal Center Training Materials (US) https://www.htlegalcenter.org/resources/library/#1505679567080-65dfe105-c835

"Murder at Sea Captured on Video" The New York Times 2015-07-20 Video with murder is also included online https://www.nytimes.com/2015/07/20/world/middleeast/murder-at-sea-captured-on-video-but-killers-go-free.html?_r=0


EJF Slavery at Sea http://vimeo.com/87100262

Guardian Investigative Report on Slavery at Sea http://www.youtube.com/watch?v=qNwoqLB_wKs

BBC documentary on human trafficking http://www.youtube.com/watch?v=JpsxAjuye7I

Free the Slaves https://www.freetheslaves.net/about-us/mission-vision-history/

Illuminating Modern Day Slavery (TedTalks) http://www.youtube.com/watch?v=WwB6bPgPoI4


EJF White Gold Uzbekistan, A Slave Nation For Our Cotton

Free the Slaves video Becoming a Slavery-Free Business http://vimeo.com/37626566


C. Human Smuggling, Migration and Displacement Due to Climate and Conflict


UNODC Report on Smuggling of Migrants From West Africa to EU
• IOM 2018 Migration Report http://www.iom.int/wmr/world-migration-report-2018
• IOM Global Trafficking: Trends in Focus https://www.iom.int/sites/default/files/our_work/DMM/MAD/A4-Trafficking-External-Brief.pdf
• IOM Publications Page- downloadable info on migration https://publications.iom.int/
• IOM Volume 3 Fatal Journeys
• UN Spokesperson on Global Compact http://www.youtube.com/watch?v=tWRazGPUS40
• Status and infographic on Global Migration Compact https://migrationdataportal.org/themes/global-compact-migration
• Canadian Response to Global Migration Compact https://globalnews.ca/news/472883
• “Five things to know about the global compact on migration” OpenCanada.org 2018-12-10 https://www.opencanada.org/features/five-things-know-about-global-compact-migration/
• Global Data Hub on Human Trafficking https://www.ctdatacollaborative.org/
• Environmental Justice Foundation (EJF) https://ejfoundation.org/who-we-are
• EJF Beyond Borders-Our changing climate- its role in conflict & displacement https://ejfoundation.org/reports/climate-2017
• Why Boat Refugees Don't Fly (It is not what you think). http://www.youtube.com/watch?v=Y001RsfrPQ4
• Irregular migrants in vulnerable situations and access to basic services http://vimeo.com/231508205
• What do we know about data on environmental migration? http://vimeo.com/305714985
• COP 24 Advisory Group on Climate Change and Human Mobility , https://www.state.gov/documents/organization/272325.pdf
• Human Trafficking–Climate Change Nexus  

Mar 20  X. UNDERBELLY: PROPERTY CRIMES INCLUDING PIRACY, GUNS, DRUGS, COMPUTERS, ART ETC.

A. Laws and Treaties

• UN Convention Against Transnational Organized Crime  
  https://www.unodc.org/documents/middleeastandnorthafrica/organised-crime/UNITED_NATIONS_CONVENTIONAGAINSTTRANSNATIONALORGANIZEDCRIMEANDTHEPROTOCOLSTHERETO.pdf

• UN Convention on the law of the Sea  

• UN Conventions on Narcotics  

• UN Provisions on Small Arms  
  https://www.un.org/disarmament/convarms/salw/

• Canadian Anti-Terrorism Act  
  https://laws-lois.justice.gc.ca/eng/acts/A-11.7/page-1.html#h-16

• Anti-terrorism Act, 2015 (S.C. 2015, c. 20)  
  https://laws-lois.justice.gc.ca/eng/AnnualStatutes/2015_20/

• Canada Counter-terrorism website  
  https://www.canada.ca/en/services/defence/nationalsecurity/counterterrorism.html

• UN Arms Trade Treaty  

• Arms Trade Treaty website  

• UN website on arms, terror and the like  
  https://www.un.org/disarmament/about/

• UNIDROIT CONVENTION ON STOLEN OR ILLEGALLY EXPORTED CULTURAL OBJECTS (Rome, 24 June 1995)  
  https://www.unidroit.org/instruments/cultural-property/1995-convention


• UNESCO Hague Convention for Protection of Cultural Property in Armed Conflict with Protocols  

• UNESCO Convention on the Protection of the Underwater Cultural Heritage  

• UNESCO Convention on the Protection of the Underwater Heritage  
  http://www.youtube.com/watch?v=aoNV8tRVRqo

• UNESCO Database of National Cultural Heritage Laws  

• Cultural Property Export and Import Act (R.S.C., 1985, c. C-51)  
  https://laws-lois.justice.gc.ca/eng/acts/C-51/

• Canadian laws and regulations re cultural heritage  

• Budapest Convention on Cybercrime  
  https://www.coe.int/en/web/cybercrime/the-budapest-convention

• Canadian laws and info on cybercrime  
B. Piracy and Terrorism

- ‘IMO definition of Piracy and list of resources
- Suppressing Maritime Piracy Exploring Options Intl Law
- Best Management Practices for Protection Against Piracy (BMP4)
- Sample_Copy_GUARDCON__04_01_2013 BIMCO
- Al Jazeera Piracy in Nigeria and Somalia [http://www.youtube.com/watch?v=866fXIAZsDk](http://www.youtube.com/watch?v=866fXIAZsDk)
- UNODC Global Maritime Crime Program [http://www.youtube.com/watch?v=fqXVZJkVmM](http://www.youtube.com/watch?v=fqXVZJkVmM)

C. Guns, Drugs and Art

- Illicit trading [https://stableseas.org/blog/19](https://stableseas.org/blog/19)
- The Real Harm of Global Arms Trade, Samantha Nutt TedTalks [http://www.youtube.com/watch?v=6LmPg7D-ds0](http://www.youtube.com/watch?v=6LmPg7D-ds0)
Institute for Strategic Studies “Combating The Trafficking Of Small Arms And Light Weapons”
http://www.youtube.com/watch?v=rRt-dUwuKGW

UN Arms Trade Treaty homepage http://thearmstradetreaty.org


“Arms Sales to Saudis Leave American Fingerprints on Yemen’s Carnage” The New York Times 2018-12-25

"Marchandises militaires: la grande hypocrisie canadienne", L'actualité, 2017-02-05
https://lactualite.com/societe/2017/02/05/marchandises-militaires-la-grande-hypocrisie-canadienne/

“What Joining the Arms Trade Treaty Means for Canada” OpenCanada.org 2017-04-29

International Narcotics Control Board https://www.incb.org


Protecting our Cultural Heritage 2016 UNESCO Interpol publication

"New report details actions to better protect our cultural heritage”


Interpol on Illegal Art Trade https://www.interpol.int/Crime-areas/Works-of-art/Works-of-art

James Delgado - The role of archaeology in major cases of pillaging concerning UCH http://www.youtube.com/watch?v=E5ANLWbvXMo

Interpol—“Over 41,000 artefacts seized in global operation targeting trafficking of cultural goods”

Museum Security Network https://www.toncremers.nl/ check the blog

Trafficking Culture Research Consortium with links to publications https://traffickingculture.org/

“How countries are successfully using the law to get looted cultural treasures back” ABA Journal, July 2014
http://www.abajournal.com/magazine/article/how_countries_are_successfully_using_the_law_to_get_looted_cultural_treasurer

- "Museums and looted art: the ethical dilemma of preserving world cultures” The Guardian 2015-06-29

- Belitung Shipwreck” case study https://traffickingculture.org/encyclopedia/case-studies/biletung-shipwreck/

- Art Crime Blog Spot ARCA https://art-crime.blogspot.com/

D. Cybercrime and Cybersecurity

- Interpol on Maritime and Cybercrime https://www.interpol.int/Crime-areas/Cybercrime/Cybercrime
- Port Cybersecurity (Homeland Security Committee) http://www.youtube.com/watch?v=U05frVPza8c
- Ways to Beef Up Cybersecurity http://www.youtube.com/watch?v=hKyi1CsiktKQ
- IMO Marine Safety Committee Measures to Enhance Cybersecurity
- NATO on cybercrime Cyber Coalition 2018 http://www.youtube.com/watch?v=XKC99um8mVQ
- CONSEQUENCES TO SEAPORT OPERATIONS FROM MALICIOUS CYBER ACTIVITY https://info.publicintelligence.net/DHS-SeaportCyberAttacks.pdf

Mar 27- Student Presentations (or make up if class cancelled)

Apr. 3 Student Presentations