



UNIVERSITI KUALA LUMPUR
Malaysian Institute of Marine Engineering Technology

FINAL EXAMINATION
SEPTEMBER 2016 SESSION

SUBJECT CODE : LGB 20203
SUBJECT TITLE : MARITIME & ADMIRALTY LAWS
LEVEL : DEGREE
TIME / DURATION :
(3 HOURS)
DATE : JANUARY 2017

INSTRUCTIONS TO CANDIDATES

1. Please read the instructions given in the question paper CAREFULLY.
 2. This question paper is printed on both sides of the paper.
 3. Please write your answers on the answer booklet provided.
 4. Answer should be written in blue or black ink except for sketching, graphic and illustration.
 5. This question paper consists of ONE (1) section which is Section A.
 6. Choose and answer FOUR (4) questions ONLY.
 7. Answer all questions in English language ONLY.
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THERE ARE THREE (3) PAGES OF QUESTIONS, EXCLUDING THIS PAGE.

SECTION A (Total 100 Marks)

INSTRUCTION: Choose and answer FOUR (4) questions ONLY.

Please use the answer booklet provided.

Question 1

- (a) Compare between the International Court of Justice (ICJ) and the International Tribunal for the Law of the Sea (ITLOS) with respect to their organisation and jurisdiction.

(13 marks)

- (b) Three (3) main sources of international maritime law are customary law, international conventions, and decisions of courts and tribunals. Analyse the importance of these sources.

(12 marks)

Question 2

- (a) Maritime laws can be enforced either through the flag state control, port state control or coastal state control methods. Compare the effectiveness of the flag state control vis-à-vis the port state control method.

(12 marks)

- (b) Make comparison between “in-rem” claim and “in-personam” claim.

(13 marks)

Question 3

- (a) Discuss four (4) components of a Safety Management System as required by the ISM Code.

(12 marks)

- (b) Analyse the various provisions of SOLAS Convention in order to achieve its objective of specifying the minimum standards for the construction, equipment and operation of ships, compatible with their safety.

(13 marks)

Question 4

- (a) In COLREG Convention, compare between a vessel "Not Under Command" (NUC) and a vessel "Restricted in her Ability to Manoeuvre" (RAM).

(12 marks)

- (b) The MARPOL Convention divides noxious liquids into Category X, Y, Z and Other Substances (OS). Explain the meanings of the various categories.

(13 marks)

Question 5

- (a) In salvage operations, make comparison between an enhanced award and a safety net.

(10 marks)

- (b) Examine the following incidents and identify whether the salvage effort is legally recognised. Justify your answer by using suitable elements of salvage.

(1) A salvage boat belonging to PAB Salvage & Towage Sdn Bhd is rescuing a buoy from sinking.

(2) Two Marine Department's vessels successfully assisted a tug boat from sinking.

- (3) Three tug boats from MKU Salvage company unable to save a super tanker from sinking but managed to lay booms around the oil spills and prevent them from spreading closer to the coast.
- (4) A Vale Max Bulk Carrier wanting to discharge her cargo in Lumut Port requested a harbour tug to tow her into port to ensure safe navigation.
- (5) Ten containers that were washed overboard from MV Johan Perkasa were salvaged by two Offshore Support Vessels that passed through the area.

(15 marks)