



THE MARITIME LAW ASSOCIATION OF SINGAPORE

in association with



THE NATIONAL UNIVERSITY
OF SINGAPORE



SINGAPORE CHAMBER OF
MARITIME ARBITRATION



SINGAPORE SHIPPING ASSOCIATION



WOMEN'S INTERNATIONAL
SHIPPING & TRADING ASSOCIATION

present

JUST ADDED!

Networking Event takes place
after Tea Talk.
Wine and canapés will be served.
Do stay back and join us!

Quantification of Loss Arising at First Instance

a talk by

Geraldine Andrews QC

Stamford Room
Maxwell Chambers at 32 Maxwell Road
Wednesday, 23 February 2011
6.00pm to 8.00pm (Inclusive of Networking Event)

About This Talk

This seminar will explore some of the issues regarding quantification of loss arising at first instance and in the Court of Appeal in “the Asia Star” [2009] SGHC 91.

The session chair will briefly review the recent Singapore decisions on quantification of damages after Ms Andrews' presentation.

1. In particular: measuring damages for non-shipment:
 - What is the correct approach to market valuation of the goods?
 - CIF price, spot price or forward price?
 - Which date or dates are relevant?
 - Is there a difference of approach in shipping and sale of goods cases and if so, is it justified?
2. The duty to mitigate – does the innocent party still have an unfettered choice provided he acts reasonably?
3. The relationship between causation and mitigation.

Chairman



Leong Kah Wah is a partner from the Admiralty and Shipping Practice Group, of Messrs Rajah and Tann. Since his call to the bar in March 1991, Kah Wah has acquired extensive experience dealing with casualty work, cargo claims, charterparty and bill of lading disputes. He has acted as lead counsel in numerous cases before the Singapore High Court and Court of Appeal. He is acknowledged as a "casualty, cargo and charterparty expert" for shipping in Chambers Global The World's Leading Lawyers 2004 to 2009 Editions. He is also recognised as a leading lawyer in the fields of shipping and maritime laws by Asia Law Profiles (2007), Who's Who Legal: Singapore 2008, 2009 and Legal 500 Asia Pacific.

Geraldine Andrews QC



Geraldine Andrews studied at King's College London, where she attained a first class honours LLB and an LLM. She was called to the Bar by Gray's Inn in 1981 and joined Essex Court Chambers on completing her pupillage in 1983. She became a Queen's Counsel in 2001.

She has a broad based practice in international and commercial law in line with Chambers' profile, appearing as counsel in many shipping, commodities, reinsurance and banking cases in court and in international arbitrations. She was co-author of the first edition of Gee on Mareva injunctions, and is co-author with Richard Millett of "The Law of Guarantees", the 6th edition of which is currently in preparation.

She has been advising law firms and clients in Singapore for over 25 years, assisting with complex trials, arbitrations, and appeals to the Singapore Court of Appeal. She sits as a Deputy High Court Judge in England, and is regularly appointed as an arbitrator in international arbitrations (including by the ICC and LCIA). She is on the panel of SIAC and an associate member of the LMAA.

Program Outline

5.30pm to 6.00pm	Registration
6.00pm to 6.15pm	Welcome by Chairman
6.15pm to 7.00pm	Speech by Geraldine Andrews QC
7.00pm to 7.20pm	Q&A Facilitated by Chairman
7.20pm to 8.00pm	Networking Event – Drinks and canapés

NOTE: As there will be a substantial amount of content to the event, the event will start promptly. Attendees are requested to be punctual.

Who Should Attend

- Lawyers
- In-house counsel & legal officers working in shipping, insurance and trade
- Managers in the shipping, insurance and trade industry

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REGISTRATION FORM

\$25 for members of the MLAS, SCMA, SSA and WISTA.

\$10 for NUS undergraduates.

\$100 for non-members.

Alternatively, non-members may join the Maritime Law Association of Singapore (MLAS) by filling out the Membership Application Form, and register for the event at \$100, which would be taken as annual subscription for 2011 for the MLAS. No additional fees need be paid for the course.

Name : _____

Position : _____

Organisation : _____

Address : _____

Postal Code _____

Tel: _____ **Fax:** _____ **Email:** _____

Payment (Tick one):

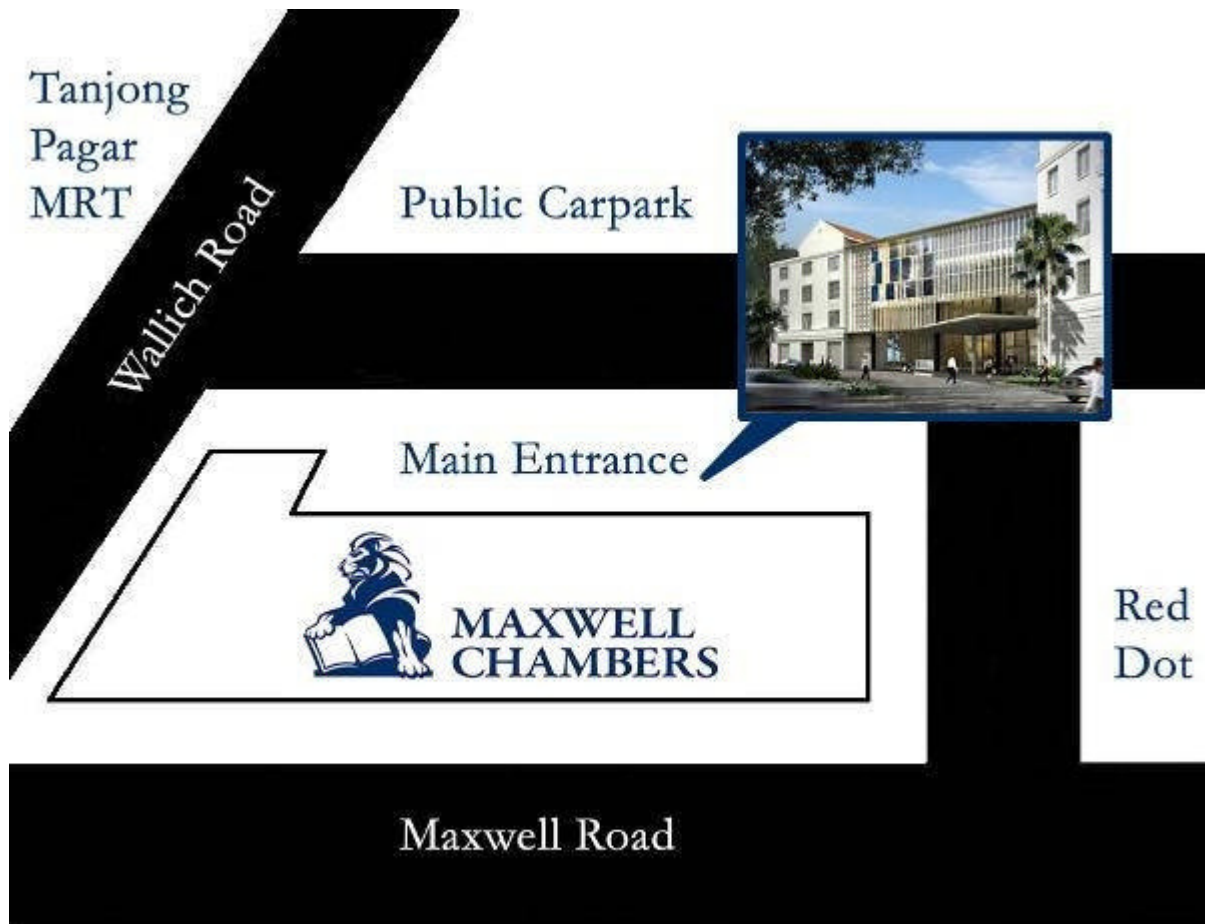
- I am a member of the following association and enclose a cheque for \$25.
 MLAS SCMA SSA WISTA
- I am an NUS undergraduate and enclose a cheque for \$10.
- I am not a member of any of the above associations but **would like to join the MLAS as member**. I enclose the membership form and a cheque for \$100, being payment of my annual subscription and the course.
- I am not a member of any of the above association, and **do not wish to join the MLAS**. I enclose a cheque for \$100, being payment for the Talk.

Please make cheque payable to "The Maritime Law Association of Singapore" and mail to:
c/o Rodyk & Davidson LLP
80 Raffles Place #33-00 UOB Plaza I
Singapore 048624

Cheques must arrive no later than 21 February 2011. For enquiries, please contact Ms Irene Loh at mail@mlas.org.sg or 6455-1755.

DIRECTIONS TO MAXWELL CHAMBERS

Leveraging heritage and technology, Maxwell Chambers is the world's first integrated dispute resolution complex housing both best-of-class hearing facilities as well as top international ADR institutions. Maxwell Chambers is situated at the junction of Maxwell Road and Cecil Street, a prime location within the Central Business District. It is easily accessible with the Tanjong Pagar MRT station right next to the building and major hotels a mere 5-minute taxi ride away.



THE MARITIME LAW ASSOCIATION OF SINGAPORE

The Maritime Law Association of Singapore (MLAS) aims to promote the study and advancement of maritime law and its administration in Singapore, and to promote and consider with other associations proposals for the unification of maritime law and practice of different nations.

The MLAS is a member organization of the Comité Maritime International (CMI) a non-governmental international organization devoted to the same object of the unification of maritime law and is the only organization in Singapore entitled to attend the International Conferences of the CMI. At these international conferences, discussions take place between delegations sent by the maritime law associations around the world with the object of arriving at conclusions on issues of maritime law of the day for transmission to the governments of the association's country or to international organizations such as the United Nations and the International Maritime Organisations. As a result, the CMI plays an active role in the initiation, promotion and review of international maritime conventions and model laws. The CMI is also the keeper of the York-Antwerp Rules on general average. At the recent International Conference of the CMI in Vancouver, discussions were undertaken on topics such as a draft instrument/convention on carriage of goods wholly or partly by sea, amendments to the York-Antwerp Rules, international law on places of refuge for ships in distress, marine insurance, and the review of oil pollution conventions.

Members of the MLAS may participate in the development of maritime law, for example, by making their personal views or the view of their industry sector known to the MLAS, who will endeavour to present a balanced view of maritime interests in Singapore to the CMI and other associations concerned with the making or development of maritime law. The MLAS also organizes talks and seminars from time to time to promote discussion of issues of maritime law.

Any person above 21 years of age and resident in Singapore interested in the objects of the MLAS (including non-lawyers in the shipping industry) and all advocates and solicitors who hold a practicing certificate in Singapore are eligible for membership in the MLAS.

THE MARITIME LAW ASSOCIATION OF SINGAPORE

c/o Rodyk & Davidson LLP
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Tel: 64551755 Fax: 65572962 E-mail: mail@mlas.org.sg

INDIVIDUAL MEMBERSHIP APPLICATION FORM

Name: Dr/Mr/Mrs/Mdm/Miss/Capt _____

NRIC/Passport no: _____ Nationality: _____

Date of Birth: _____ Sex: _____

Employment/Occupation:

Name of Employer/Firm: _____

Present Position: _____ E-mail: _____

Are you a legally qualified/trained person. If so, please provide details of the nature of your employment or practice:

Contact numbers: _____ (office) _____ (hp) _____ (fax)

Address: _____

Mailing Address (if different from above): _____

To be completed by first-time applicants for membership (existing members need not complete this section)

DECLARATION

I apply to join the Maritime Law Association of Singapore and enclose a cheque for \$100.00 as payment of my annual subscription. I agree, if admitted to membership, to abide by the Constitution, Rules and Byelaws of the Maritime Law Association of Singapore.

Signature _____ Date _____

Proposed by:		Seconded by:	
Membership no.		Membership no.	
Cheque received:		Approved by:	