



MASTERCLASS WORKSHOP
TOWAGE & SALVAGE

Rotterdam
23-24 June 2020

 **BIMCO TRAINING**

Day 1

08:45-09:15 *Registration/coffee*

09:15-09:35 **Opening remarks and introduction to BIMCO**

09:35-09:45 **Introduction to participants and workshops**

Contracts and general commercial aspects

09:45-10:45 **Overview of the most commonly used contracts in the offshore and energy sector:**

- SUPPLYTIME 89/2005/2017
- WINDTIME
- HEAVYCON 2007/HEAVYLIFTVOY
- TOWCON 2008/TOWHIRE 2008
- PROJECTCON
- BARGEHIRE 2008.

Even though the use of any of these contracts vary considerably, some of them also have a range of common features. What are the strengths and weaknesses of these contracts and how are they used in the industry?

10:45-11:00 *Coffee*

11:00-12:30 **Principles of contract law and their relevance to the contracts:**

- legal systems governing the contract
- How can national law interfere with international law?
- applicable international conventions
- liabilities and indemnities
- some general comments on adding, deleting and managing clauses in charter parties.

12:30-13:15 *Lunch*

13:15-14:30 **Knock-for-knock and general issues of insurance:**

- understanding the Knock-for-knock
- Principle and Mutual Hold Harmless Agreements (MHHA).

14:30-15:15 **General introduction to TOWCON 2008/TOWHIRE 2008:**

- delivery, late delivery and extensions
- vessel description
- vessel maintenance
- non-payment of hire, suspension and withdrawal
- termination.

15:15-15:30 *Coffee*

15:30-17:00 **Case study featuring TOWCON**

Day 2

09:00-10:30 **BARGEHIRE 94/2008 and BARECON:**

BARGEHIRE is used across a wide variety of offshore projects for transporting highly specialized cargoes. Used both in the dry cargo and tanker industry, the form is flexible and can be used worldwide for a range of projects. The form is a special standard bareboat charter for use when chartering non-self-propelled barges for marine related construction operations for both offshore and civil work. The form is based on the terms and conditions of the BARECON 89 Standard Bareboat Charter, but suitably adapted to meet the special requirements of the highly specialized barge chartering business.

- layout of the form – the importance of part I and part II
- cancelling
- ballast engineer
- insurance, repairs and classification.

10:30-10:50 *Coffee*

Salvage

10:50-12:00 **Overview of the most commonly used contracts in the salvage industry:**

- SALVCON 2005
- SALVHIRE 2005
- WRECKHIRE 2010
- WRECKSTAGE 2010
- WRECKFIXED 2010
- LOF 2011.

The BIMCO suite of salvage contracts offers a range of standard wreck removal forms, which address various aspects of contract salvage. The difference is the remuneration either in the form of a daily hire, a fixed price or staged lump sum payments. In recent years, there has been a decline in the use of LOF in favour of other commercial contracts, in some cases, the 2010 versions of the WRECKHIRE, WRECKSTAGE and WRECKFIXED forms. This presentation will look at the forms and how they each fit different scenarios.

12:00-13:00 *Lunch*

13:00-15:00 **Case study bringing together a wide crossover of issues discussed**

15:00-15:30 *Coffee*

15:30-16:30 **Assessment for all participants:**

The assessment is an open book test aimed at demonstrating the understanding of the subject of the masterclass. The purpose is improving the learning experience. The assessment will test the participant's ability to interpret, think critically and present an organized and well written answer. All papers will be marked, and each participant will receive a certificate based on the result.

Venue

Marriott Hotel

Weena 686
3012 CM Rotterdam
Netherlands

Speakers



Simon Tatham

Simon is senior partner of Tatham & Co, a specialist shipping law firm based in the City of London.

A particular focus of his practice relates to casualty work, otherwise known as Admiralty or “wet” law, typically handling incidents arising from salvage, collision, strandings, engine breakdowns and fires along with the related insurance and contractual issues that arise. He advises towage, salvage, wreck removal, heavylift, barge and OSV operators, as well as their insurers and hirers, on contract selection, negotiation and disputes. The firm also provides an in house – out house dedicated legal service for tug & towage and OSV contractors worldwide: TugAdvise.com.

Simon speaks at many industry events and comments on the practical side of legal developments in this sector in his bi-monthly column in International Tug&OSV.



Tom Adams

Tom is a shipping and energy specialist with particular expertise in dispute resolution and negotiating contracts relating to offshore construction, shipbuilding, drilling and floating production.

He litigates disputes for offshore contractors, drilling contractors and shipyards as well as negotiates shipbuilding contracts, offshore drilling contracts and long term charter contracts of specialist vessels and FPSOs. Tom has particular expertise in advising contractors in relation to payment security mechanisms during operations in difficult jurisdictions and disputes with sub-contractors and suppliers.

Tom has presented for IBC in relation to FPSO contracts covering design risk, variations, topside integration and commissioning issues. He has also presented for BIMCO and Lloyds Maritime Academy on the SUPPLYTIME forms.

Organiser



Peter Grube

Peter is Head of Training, responsible for developing and delivering BIMCO courses and seminars world-wide. He joined BIMCO's Support & Advice in 1990 and was later appointed Marketing & Sales Director. Prior to joining BIMCO he worked at a shipowning office in Copenhagen, as well as a sale & purchase broker in Greece.

Peter Grube is a graduate from the Danish School for International Marketing & Export and is a Chartered Shipbroker (FICS). He holds a Master's in Education and Learning from Roskilde University (RUC).



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