Record Nr. UNINA9910483728803321 Autore Wiedenbach Lina Titolo The Carrier's Liability for Deck Cargo [[electronic resource]]: A Comparative Study on English and Nordic Law with General Remarks for Future Legislation / / by Lina Wiedenbach Berlin, Heidelberg:,: Springer Berlin Heidelberg:,: Imprint: Springer, Pubbl/distr/stampa , 2015 ISBN 3-662-46851-4 Edizione [1st ed. 2015.] Descrizione fisica 1 online resource (190 p.) Collana Hamburg Studies on Maritime Affairs, International Max Planck Research School for Maritime Affairs at the University of Hamburg, 1614-2462 ; ; 33 Disciplina 623.8881 Soggetti Law of the sea International law Private international law Conflict of laws Commerce Law of the Sea, Air and Outer Space Private International Law, International & Foreign Law, Comparative Law International Economic Law, Trade Law Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Description based upon print version of record. Note generali Includes bibliographical references. Nota di bibliografia Nota di contenuto Introduction -- Background -- Treaty Law -- National Law -- When goods may be carried on deck -- Liability for deck cargo. This book deals with the carrier's liability for deck cargo in the Nordic Sommario/riassunto countries and England as state parties of the Hague-Visby Rules. The comparative method serves to illustrate two widely differing methods of dealing with, first, the exclusion of certain deck cargo from the scope of the Hague-Visby Rules and, second, where not excluded, the Rules failure to include a special deck cargo liability regime. Various solutions similar to the English or Nordic approach, or a combination of the two, have also been adopted in a large number of other

jurisdictions. Taking into consideration the massive quantities of cargo that are carried on deck today, the subject is more topical than ever.

The complexity of the problem stems from the way in which the deck has, over the years, gradually become a common place to stow cargo. When the Hague Rules were introduced in 1924, deck stowage was an absolute exception due to the great risks involved. As such, the topic must first be looked at in the context of the shipping realities in which the Hague Rules were drafted and then in terms of today's shipping realities. The comparative analysis leading up to the author's conclusions and general remarks for future legislation consists of two parts, the first dealing with the situations in which the carrier is permitted to stow cargo on deck, and the second with the carrier's liability for deck cargo where he has stowed cargo on deck with, or as the case may be, without such permission.