



## Professional Qualification in SHIPPING & LOGISTICS

### Level 4 Diploma

#### UNIT 5 – OVERSEAS TRADE LAW

##### Question 1

- (a) **State** what is meant by a 'Free on Board' (FOB) contract. (4 marks)
- (b) Referring to your answer to Question 1a, **suggest** the advantages this may have to the seller of the goods. (16 marks)

##### Question 2

- (a) **Explain** the conditions necessary for the port agent to become an agent of necessity. (10 marks)
- (b) **Discuss** the contractual duties of a port agent in his legal relationship with the ship owner. (10 marks)

##### Question 3

- (a) **Identify THREE** duties of the buyer under a Free on Board (FOB) contract. (6 marks)
- (b) Referring to your answer to Question 3a, explain the possible consequence of failure to perform **ONE** of these duties. (14 marks)

##### Question 4

**Suggest**, using the Hague-Visby rules, how the carrier may defend himself from a claim of cargo damage from the cargo owner using the following case study: "Bulk carrier sailing from Canada to Europe with a cargo of grain encounters very heavy weather on voyage. On arrival at the discharge port, number one hold is found to have substantial sea water damage to the cargo". (20 marks)

##### Question 5

- (a) **Explain** the origins of the Treaty of Rome. (10 marks)
- (b) **Discuss** how the creation of the single market by the Single European Act 1986 affected international trade. (10 marks)