



THURSDAY 18TH MAY - MORNING

MARINE INSURANCE

Time allowed – three hours

Answer any FIVE questions – all questions carry equal marks

Please read the questions carefully before answering

1. Discuss how insurable interest governs both the legal right to insure and a requirement to claim under a policy. Explain the application of this principle in relation to marine insurance. Use suitable examples to support your answer.

2. What is 'abandonment' and under what circumstances may a shipowner give notice of 'abandonment' of his insured ship? Explain the provisions governing such notice and the consequences they have for both insurers and the assured. Use suitable examples to support your answer.

3. Explain the purpose and function of a Shipowners' Protection & Indemnity Club, and how it benefits the shipowners.

4. With reference to suitable examples and to the provisions of the Marine Insurance Act 1906, discuss the principles of insurance relating to time **AND** voyage insurances.

5. Answer **BOTH** parts of the question.
 - a) Define a general average act and state the essential features which must exist in order for it to be justified.
 - b) In a general average adjustment the amounts made good in respect of general average sacrifice also contribute to the loss. Explain why this is necessary, supporting your answer with examples using your own data.

PLEASE TURN OVER

6. Explain the rights of a subrogated insurer. Use suitable examples to support your answer.

7. Answer **BOTH** parts of the question.
Discuss.
 - a) A floating policy under S.29 of the Marine Insurance Act 1906.
 - b) An open cover under the Marine Insurance Act 1906.

8. With suitable case laws, discuss the legal liabilities which may devolve upon a shipowner where his ship is held entirely responsible for a collision with another ship, and explain to what extent these liabilities are recoverable under a policy subject to Institute Time Clauses – Hulls 1/11/95.