

Conference Programme

WEDNESDAY 1 OCTOBER 2003

6.00 – 8.00 Welcome Reception
Stamford Plaza Hotel

*FAO - Code of Conduct
for Resp. Fisheries -
International Plans
of Dev.
Management of fishing capacity.*

DAY 1 THURSDAY, 2 OCTOBER 2003

9.00 Welcome
The Hon Justice Anthe Philippides
Supreme Court of Queensland, President, MLAANZ

9.05 Official Opening
The Hon. Paul de Jersey, AC, Chief Justice of Queensland

SESSION 1 IS THE OCEAN A FREE FOR ALL?

9.10 F.S.Dethridge Memorial Address
The Volga case: Judge Dolliver Nelson,
President, International Tribunal for the Law of the Sea

Paper delivered by **The Hon Justice Richard Cooper**

9.40 *Responsible Fisheries Management – International and Domestic Laws and Protocols:*
Geoff Rohan
General Manager Operations, Australian Fisheries
Management Authority

10.05 *Reasonable Bonds under UNCLOS:*
Paul David,
Partner, Wilson Harle, Auckland

10.30 **Panel**

10.50 Morning Tea

*2002
FAO
Responsible
Fish Mgmt
criticism
should guide
MSC Accredit.
Inshore Plan*

R. 39 f2 should be more administrative rather than judicial.

US law in rem - passsificat theory - proceed as Defendant.

Funds Transfer was intangible property while in NY - still an oblig to TPI - still then money.

SESSION 2 THE FUTURE DIRECTION FOR THE CRUISE INDUSTRY

Chair: Andrew Tulloch, Phillips Fox

11.20 Cruising - Fun and Affordable Luxury Richard Hein AM, Chairman, P&O Cruises

Electronic funds transfer - sees order for attachment on Electronic Funds Transfer.

11.40 Dangerous Cargo and the Cruise Ship Operator - Recent Developments in Passenger Liability Simon Liddy, Partner, Ebsworth & Ebsworth

Electronic Funds Transfer. The flow in US is now under threat of negative affects if you know details of transaction.

12.00 US Cruise Law - Hot Topics Ann Miller, Partner, Nixon Peabody LLP

12.20 The Cruise Industry - Liabilities under the Trade Practices Act Kate Lewins, Lecturer in Law, Murdoch University, WA

12.40 Panel

1.00 Lunch in the Brasserie Marquee one ship owner structure insulates surrogacy

S-19 re: beneficial ownership Unit Trust of which is sole beneficial owner so still no beneficial ownership.

SESSION 3 ISSUES IN ADMIRALTY REFORM

Chair: Philip Hunter, Ebsworth & Ebsworth

2.15 Underlying substantive and procedural issues: 1. the nature of arrest and the extent of disclosure; and 2. beneficial ownership and jurisdictional facts Justice James Allsop, Federal Court of Australia

2.40 Admiralty Reform and the Role of the Courts Justice George Palmer, Admiralty List Judge, Supreme Court of NSW

Sec 71-74 - Sup Cat. Foreign Attachments available to all courts.

3.05 Afternoon Tea

3.30 International perspectives on Admiralty procedures: Professor Martin Davies Admiralty Law Institute Professor of Maritime Law, Tulane Law School and Co-Director, Tulane Maritime Law Center

MARIA WISA case - question of beneficial ownership. Concealed Pledge - crt costs. me overtime stg HKong 12.

3.55 Panel

4.15 Update on Ports of Refuge Tom Broadmore, Barrister, Waterfront Chambers

4.25 Update on Transport Law Stuart Hetherington, Partner, Withnell Hetherington

4.35 End of Day One

5.45 - 7.45 Cocktail reception hosted by the Queensland Branch of MLAANZ

Tanner effect in rem. Indecent space - case in rem is a demerit to person.

set up super-holding structure to affective surrogate. Property other sugar trading do of ship. Kant v Maria WISA case - insurable each. Ass re: conservative on core juris in rem as if ship not much other property.

B

DAY 2 Friday, 3 OCTOBER 2003

*Claims manual
10 PC. Fund.
set out criteria
for environmental
damage claims.*

SESSION 4 POLLUTION RESPONSE POST THE PRESTIGE - IMO DEVELOPMENTS

Chair: Clive Davidson, CEO, AMSA

*Plan for of refuge
places - set out
criteria
taken into
acct. Q/d.
N/T/llk ?*

9.00 *The International debate on multilateral or unilateral responses to major marine pollution incidents*
Michael Julian, Director, Michael J Julian Pty Ltd

9.25 *New challenges for the regime of compensation for oil pollution damage, 35 years after the Torrey Canyon*
Alfred Popp QC, Chair, Legal Committee, IMO

9.50 *Salvage Command and Control*

Russell Kilvington, Director of Maritime Safety,
Maritime Safety Authority of New Zealand,

Capt. John Lee-Richards, Divisional Manager,
Marine Pollution Response Services,
Maritime Safety Authority of New Zealand

John Burton, Partner, Iazard Weston, Wellington

10.45 Panel

11.05 Morning Tea

SESSION 5 SHIP AND PORT SECURITY

Chair: Michael Fisher, Thynne & Macartney

11.25 *SOLAS Chapter XI-2 and the ISPS Code:
The IMO's Response to 9/11*
Frank Wall, Head, Shipping Policy Division II, Dept for Transport, UK

11.45 *Australia's approach to the implementation of the ISPS code*
Andrew Tongue, First Assistant Secretary,
Transport Security Division,
Department of Transport and Regional Services

12.05 *Legal issues affecting ports and port users*
Barbara Filipowski, Secretary & General Counsel,
Sydney Ports Corporation

12.25 *Port of Brisbane, developing effective maritime security*
Wayne Taratoo, Manager Security Services,
Port of Brisbane Corporation

12.45 Panel

1.05 Lunch in the Raffles Rooms

SESSION 6 THE AUSTRALIAN SHIPPING INDUSTRY – CHALLENGES & REFORM

Chair: Peter McQueen, Blake Dawson Waldron

2.00 *Bringing Our Ships Home*
The Hon John Sharp, Co-Chair, and
The Hon Peter Morris, Co-Chair,
Independent Review of Australian Shipping

2.30 *Independent Review of Australian Shipping – The Ship Owners
Perspective:*
Lachlan Payne, CEO, Australian Shipowners Association

3.00 Panel

3.20 Closing Address: **The Hon Justice Anthe Philippides**
Supreme Court of Queensland , President, MLAANZ

3.30 Afternoon Tea

3.45 Annual General Meeting

4.45 End Day Two

7.00 Gala Dinner Queensland Art Gallery