

Adhoc Arbitration Management for Maritime and Insurance Claims

With Essential Elements of Maritime Laws

Presented by:

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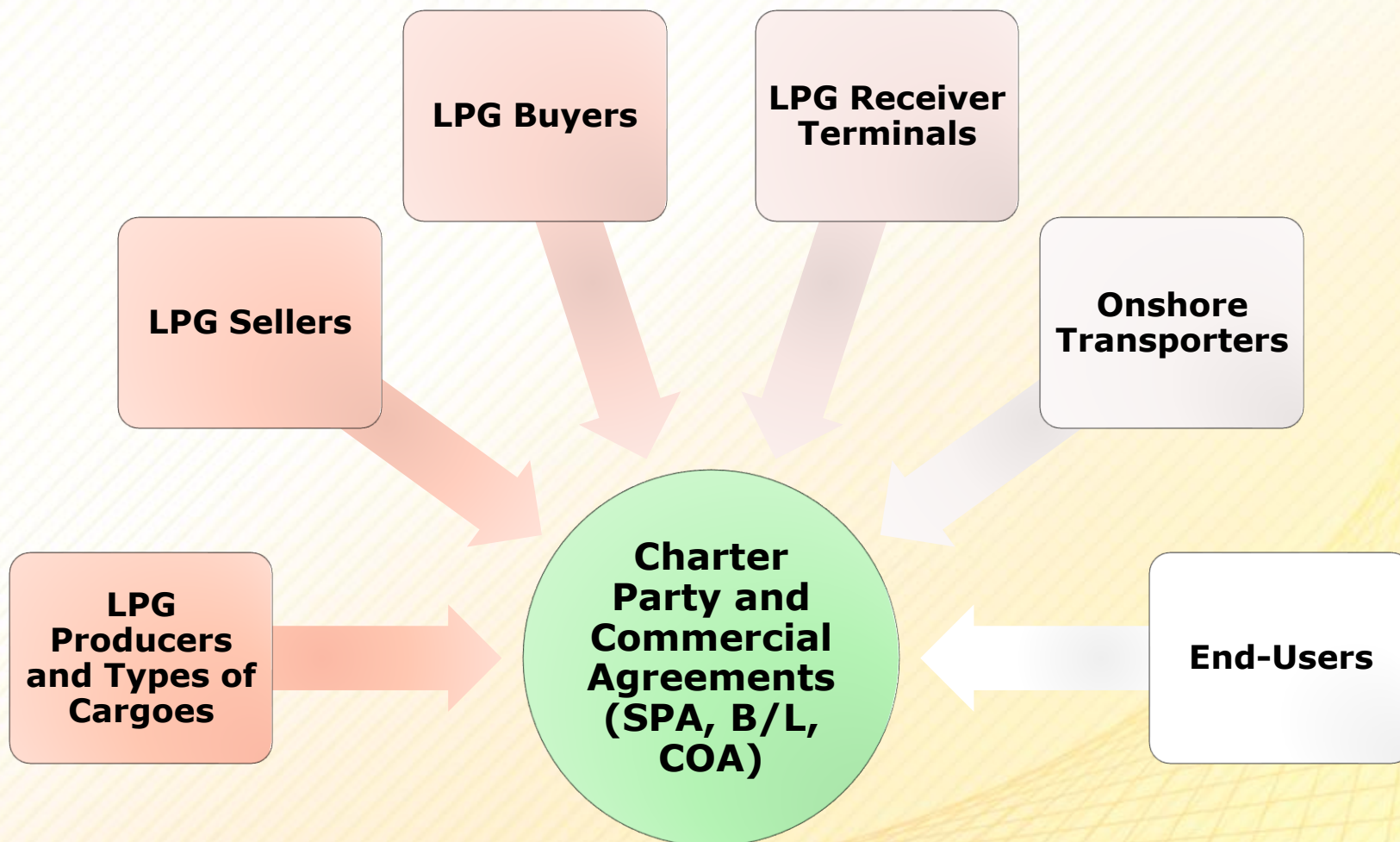


Sample of Complex Maritime Cases – Suitable for Adhoc Arbitrations

- » **Multiple Parties Engaged in LPG Cargo Shipment**
- » **Chain of Transactions for Single Consignment**
- » **Who to sue - Hidden Parties behind Ownership of a Vessel**
- » **Impact of Decision of Issues related to Insurance Claims**
- » **Timeframe for Resolving Insurance Claims through litigation**

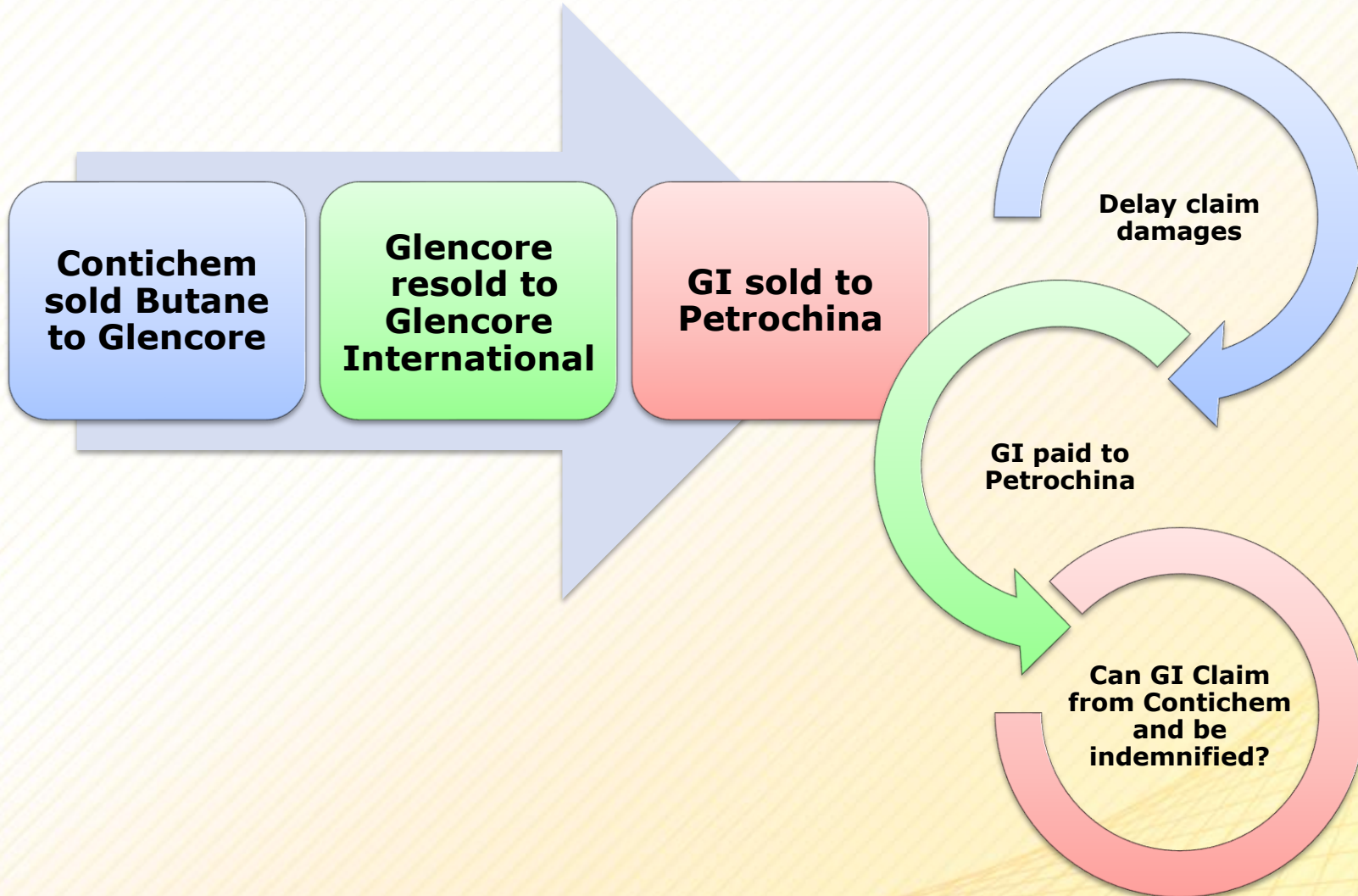
Contextual Overview of a CPA Dispute

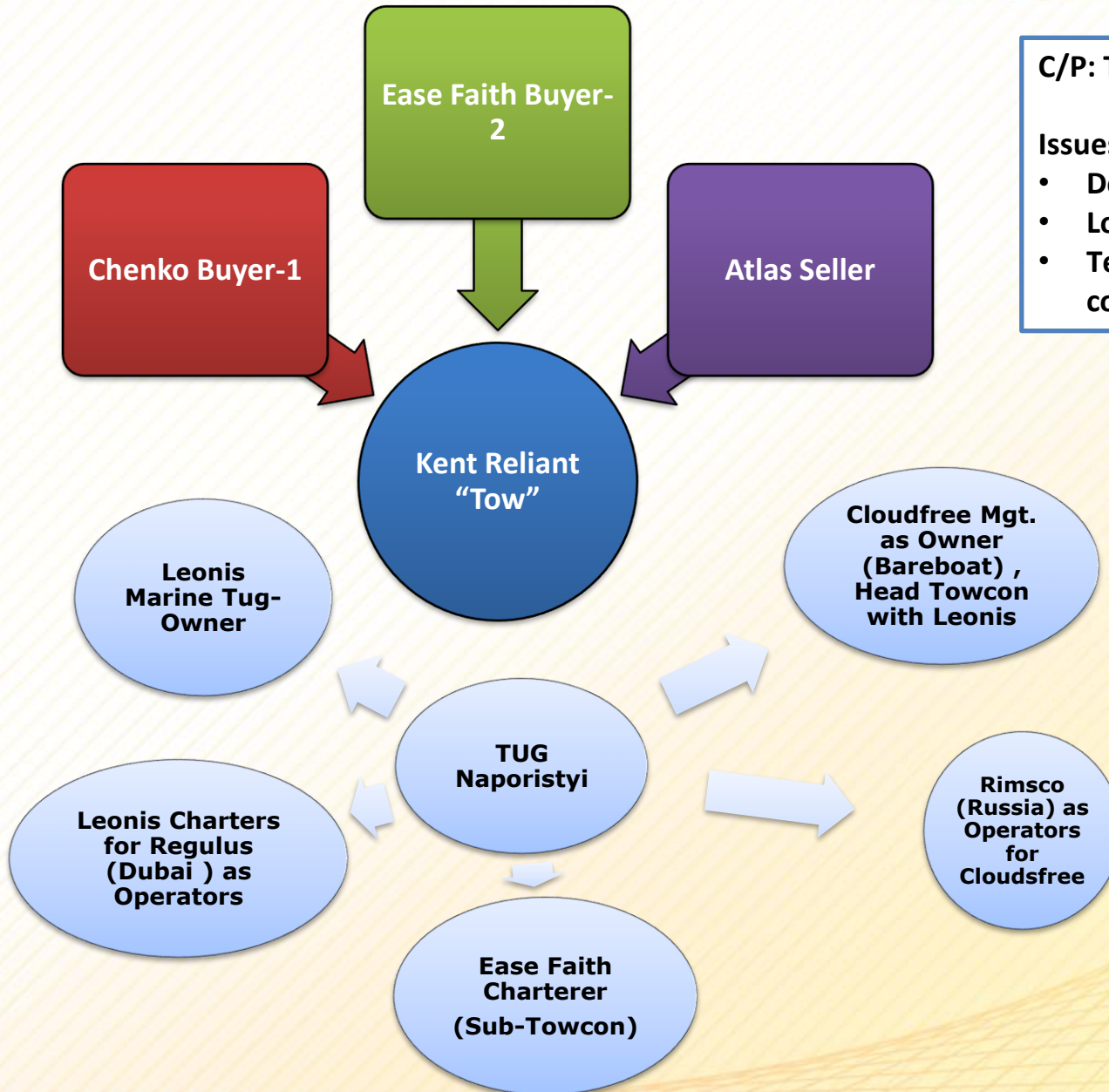
Managing Commercial Agreements, Responsibilities, Risks and Legal Obligations between the Parties in Context!



Multiple Sales of Same LPG Cargo – Delay Claims

(Contigroup v Glencore [2004] EWHC 2750 (Comm))



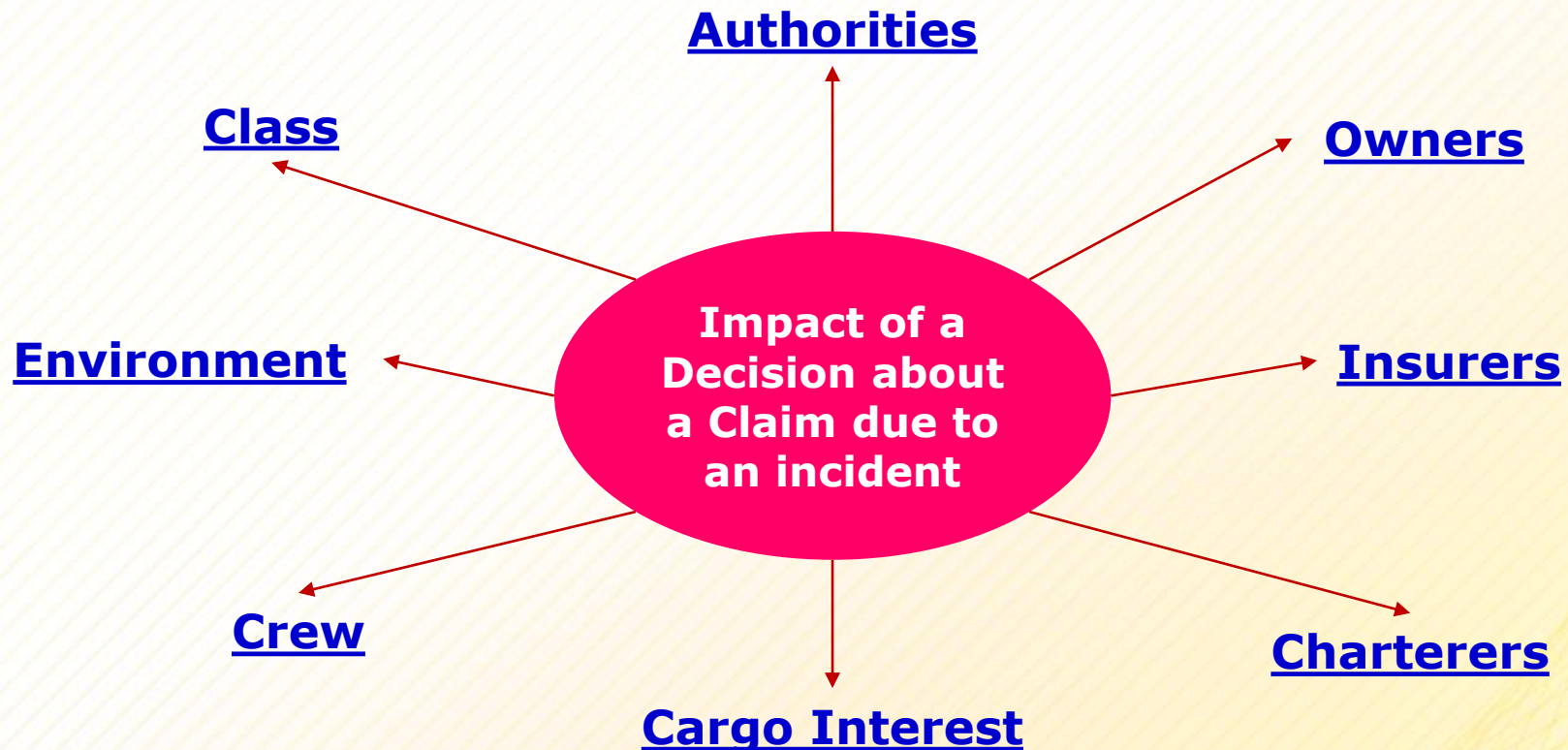


C/P: TOWCON (Lump sum)

Issues:

- Delays in delivery
- Lost opportunity
- Terms of proper despatch not complied

Issues Related to P & I and Insurance Claims



- » Insurance Covers: Only covers, if “*caused by*” List of Causes
- » Exclusion Clauses: Review the losses / liability excluded if caused by a “*List of Causes Excluded*”

Brief Overview of Making and Receiving Insurance Claims

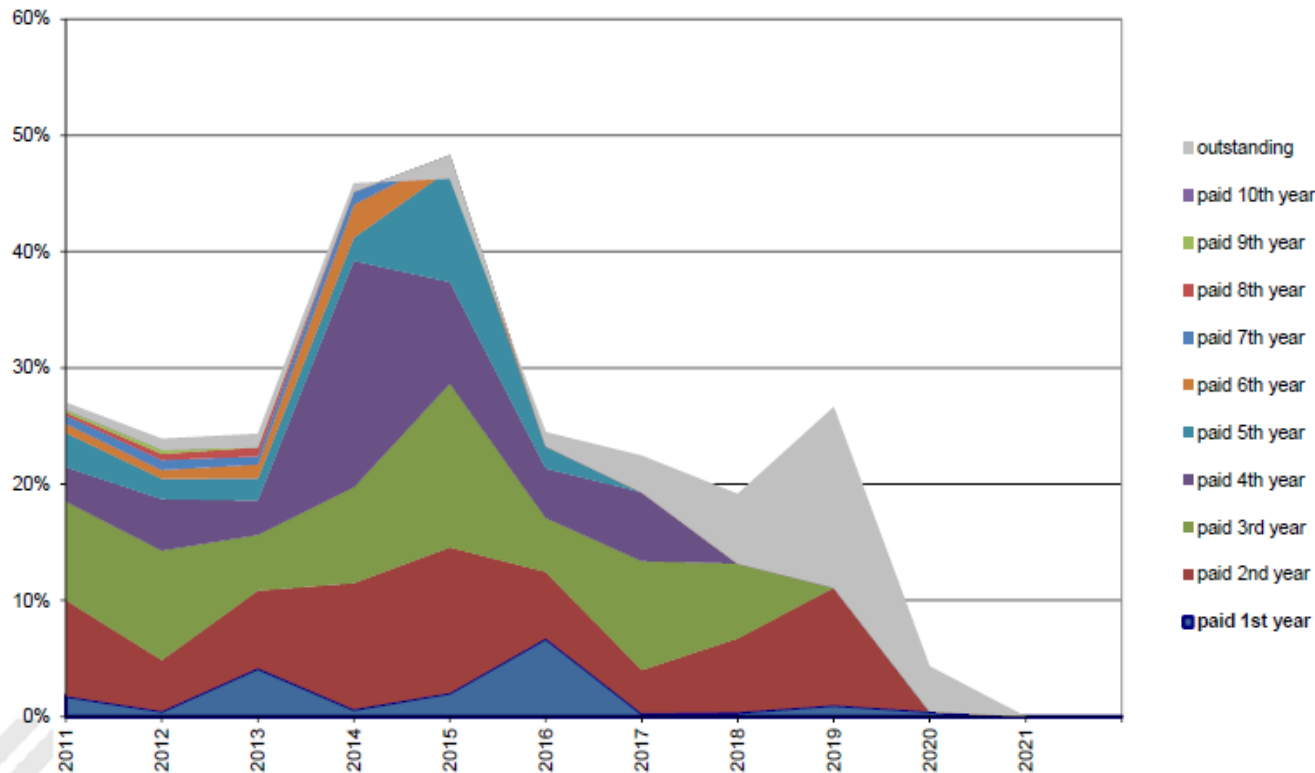
Offshore energy gross loss ratios – Europe*

Underwriting years 2011-2020, incl. liability, as of Dec. 2020, paid & outstanding as reported

2021 SEOL
 2 - 15 September, Online



NB: Data included not identical with previous year's presentations (partly revised figures Europe; US figures excluded)



Claims on youngest years will still develop.

Fragile balance between reduced premiums and modest claims impact.

* Lloyds, IUA, Nordic

Thank you for your attention!

For Questions / Clarifications
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Executive Summary

Jayems Dhingra is currently engaged in providing professional ADR services as Arbitrator, Adjudicator, Mediator and Management Consultant. During the last 46 year period, he has worked and consulted in the industry verticals encompassing: Technology, Trading, Construction, Oil & Gas Exploration & Production, Petrochemical Process Plants and Power Plant Construction Projects, Logistics & Warehousing, Shipping, Marine, Offshore, Oil & Gas Pipelines, Infrastructure Development Projects (Ports, Offshore Supply Bases, Oil & Gas Terminals, Highways and Airports etcetera), EPCIC Contracts, and Shipyards, in South East Asia, Africa, Middle East, Americas and Europe.

Jayems has served as Director and member of Board of Management, Governance Councils and Committees of various professional organizations. He is also admitted to professional institutions as: 'Fellow', Australian Centre for International Commercial Arbitration (FACICA), Asian Institute of ADR; Member, Singapore Institute of Directors (M.S.I.D.), and Member, Association of International Petroleum Negotiators (AIPN) USA.

Jayems is further qualified and accredited as Certified International Arbitrator, Chartered Arbitrator, Sports arbitrator under CAS Rules, WIPO Neutral, Accredited Adjudicator and Accredited Mediator. He is admitted to the international panels of arbitrators and neutrals with WIPO, Geneva; ACICA and AMTAC, Australia; BVIAC (British Virgin Islands); JIAC (Jamaica); HKIAC Hong Kong; AIAC, Malaysia; AIADR, Malaysia; KCAB, Seoul, South Korea; ICA, Delhi, India; ICC (Singapore); SISV, Singapore; SCMA, Singapore; SCCA, Saudi Arabia; LCIA, London; VIAC Vienna, Austria; SCC, Stockholm; Thailand Arbitration Centre (THAC), and Mediator with AIAC Malaysia, CMC, and SIMI Singapore.

Jayems undertakes special initiatives for conducting audits and valuation of intangible properties involving proprietary processes (IP Rights), licensed production and licensing of intellectual property rights in patents, trademarks, and industrial design. He was frequently engaged for assignments like due diligence, acquisitions, mergers, resolving various operational issues, *technology transfer and agency services contracts reviews*, cost controls, and enhancement of Supply Chain Management. He is a candidate for Chartered Valuer & Assessor Program under IVSC and SAC Singapore.

Jayems holds degrees and post graduate qualifications like LL.M. (IP Laws), Business Valuers and Assessors Program, GCIA (Arbitration Law), M. Sc. (Maritime Studies), Master of Technology (Knowledge Engineering), MBA (General Management), Bachelor's degree (Electrical Engineering), and Marine Engineering, including the Chief Engineer's First-Class Certificate of Competency (MCA, UK).
