

LAW
ACADEMIC YEAR 2023-2024
Marine Insurance Law

Key Information about the Course	
Year of Study	Fourth Year
Delivery Period	Second Semester – February 2024 – May 2024
Crediti formativi universitari (CFU/ETCS):	9/6 CFU
SSD	ECONOMIC LAW
Lingua di erogazione	ITALIAN
Attendance Mode	CLASSROOM TEACHING - OPTIONAL ATTENDANCE

Docente	
Nome e cognome	FRANCESCO MOLITERNI
Indirizzo mail	francesco.moliterni@uniba.it
Telefono	
Sede	DIPARTIMENTO JONICO – VIA DUOMO, N. 259, TARANTO
Sede virtuale	
Office Hours	Wednesday, 11:30 AM - 1:00 PM, In-person

Teaching Organization			
Hours			
Total	Classroom Teaching	Practice (Lab, Field, Exercise, etc.)	Individual Study
225/150	72/48		153/102
CFU/ETCS			
9/6			

Learning Objectives	
	<p>The course aims to analyze:</p> <ul style="list-style-type: none"> The course intends to impart knowledge and understanding of marine insurance policies and their rules, comparing the Civil Code (articles 1882 and following), the Navigation Code (especially articles 514 and following), international conventions, and contractual practices. The focus is on fostering applied knowledge and understanding of: Rules established in (and by) the international practice of marine cargo insurance, standardized in the Institute Cargo Clauses models, including models and studies developed within BIMCO regarding international trade and cargo insurance. The functional relationship between cargo insurance policies and related bills of lading, and the consequent role of cargo insurance policies in international commercial operations. Shipowners' liability insurance, mutual associations of shipowners (P&I clubs), their rules (Club rules), and the role of the International Group of P&I Clubs (IG Group) as a reinsurer of these P&I Clubs. <p>Judgment Autonomy</p> <ul style="list-style-type: none"> Social networks and payment systems. Definition of a system of systemic importance, the concept of a complex system, and the notion of a network in network mathematics: a peculiar similarity.

Prerequisites	KNOWLEDGE OF PRIVATE LAW INSTITUTIONS
TEACHING METHODS •	CLASSROOM TEACHING
<p>Risultati di apprendimento previsti</p> <p><i>Da indicare per ciascun Descrittore di Dublino (DD=</i></p> <p>DD1 Conoscenza e capacità di comprensione</p> <p>DD2 Conoscenza e capacità di comprensione applicate</p> <p>DD3-5 Competenze trasversali</p>	<p>DD1: Knowledge and Understanding The course aims to provide knowledge and understanding of:</p> <ul style="list-style-type: none"> • Marine insurance policies and their rules, comparing the civil code (articles 1882 and following), the navigation code (especially articles 514 and following), international conventions, and contractual practices. • Applied knowledge and understanding of: <ul style="list-style-type: none"> ○ The rules established in (and by) the international practice of marine cargo insurance, standardized in the Institute Cargo Clauses, and studies developed by BIMCO in international trade and cargo insurance. ○ The functional relationship between cargo insurance policies and bills of lading, and the resulting role of cargo insurance policies in international commercial operations. ○ Shipowner liability insurance, mutual associations of shipowners (P&I clubs), their rules (Club Rules), and the role of the International Group of P&I Clubs (IG Group) as a reinsurer of the associated P&I Clubs. <p>DD2: Applied Knowledge and Understanding</p> <ul style="list-style-type: none"> • Applied knowledge and understanding of systems and models of goods circulation and the function of insurance. <p>DD3: Critical and Judgment Skills</p> <ul style="list-style-type: none"> • Capacity for critical legal reasoning. <p>Judgment Autonomy</p> <ul style="list-style-type: none"> • Capacity for original legal reasoning. <p>DD4: Communication Skills</p> <ul style="list-style-type: none"> • Ability to use legal language and specialized terminology. • Ability to present clearly, linearly, and effectively. <p>DD5: Autonomous Learning Skills</p>

	<ul style="list-style-type: none"> • Ability to learn fundamental principles and elements and develop a conscious understanding of complex legal phenomena independently.
Course Content (Syllabus)	<ul style="list-style-type: none"> - <input type="checkbox"/> MARITIME TRANSPORT AS THE "CRADLE" OF INSURANCE - <input type="checkbox"/> SOURCES - <input type="checkbox"/> SUBJECTS - <input type="checkbox"/> CLASSIFICATION OF MARITIME INSURANCES: HULL, CARGO, PROPERTY – RISKS - <input type="checkbox"/> HULL INSURANCE - <input type="checkbox"/> CARGO INSURANCE - <input type="checkbox"/> INSTITUTE CARGO CLAUSES (A, B, C) - <input type="checkbox"/> MARITIME PROPERTY INSURANCE - <input type="checkbox"/> P&I CLUBS AND MUTUAL ASSOCIATIONS - <input type="checkbox"/> SHIPOWNER LIABILITY INSURANCE: INDEMNITY INSURANCE MODEL AND THE "PAY TO BE PAID" RULE <input type="checkbox"/> CONTRIBUTION DEBT INSURANCE IN GENERAL AVERAGE
	M. ROSSETTI, <i>Il diritto delle assicurazioni. Le assicurazioni contro i danni</i> , II, Padova, Cedam, 2012 da p. 187 a p. 313
Note ai testi di riferimento	
Materiali didattici	
Valutazione	
Method of Learning Assessment	ORAL EXAMINATION
Evaluation Criteria	<ul style="list-style-type: none"> • <input checked="" type="checkbox"/> Knowledge and understanding • <input checked="" type="checkbox"/> Applied knowledge and understanding • <input checked="" type="checkbox"/> Judgment autonomy • <input checked="" type="checkbox"/> Communication skills ○ <input checked="" type="checkbox"/> Learning skills
Criteria for Learning Measurement and Final Grade Assignment	<i>The final grade is assigned out of thirty. The exam is considered passed when the grade is 18 or higher.</i>
Altro	
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