Master Academic Studies

Coruse Title: TRANSPORT INSURANCE

**Professors:** Prof. Dr. Mirko Vasiljević, Prof. Dr. Nataša Petrović Tomić

Status of the subject: elective for Business law stream, International commercial law sub-module

Number of ECTS:10

Requirements: Bachelor degree

**Aims of the course:** The course aims at providing students with deeper knowledge of the law of transport insurance, espacially of the part that relates international sales of the goods. The course is designed to give students an insight into the specifics of contract of cargo insurance, rules of risk transfer, based on comparative analysis of international policies and of cargo insurance clauses widely used in practice.

**Course result:** Students will acquire comprehensive knowledge necessary for the application of laws and clauses of transport insurance. The course enables students to analyse critically existing law, to acquire practical knowledge necessary for future work in this area and to follow tendencies of further development of transport insurance in a globalized society.

## **Course content:**

I GENERAL PART (notion and clasification of transport insurances; role and importance of transport insurances, sources of the law)

II CONTRACT OF INTERNATIONAL CARGO INSURANCE (principles, contracting parties: insurer, policyholder, insured, third persons, conclusion of contract, contacts with more insurers, nullity of contract, contract interpretation); Main points of a contract (object of insurance, transport risks, damages, vehicle in cargo insurance, insured amount and value of object of insurance, insurance premium); Duties of assured and duties of insurer; Modalities of cargo insurance (insurance for the insured to whom it may concern, single contracts of cargo insurance, general contracts of cargo insurance, voyage contracts of insurance, insurance on time). Documents (policy, certificate of insurance, cover note); Assignment of cargo insurance rights and instruments of assignment; Modalities of contract termination.

**III MODALITIES OF CARGO INSURANCE**: Maritime cargo insurance, Road cargo insurance, Liability insurance of shipowners for damage, Liability insurance of road transport operator for damage.

IV INCOTERMS (transfer of risk, incoterms clauses relating cargo insurance).

## Literature:

1) M. Vasiljević, *Trgovinsko pravo*, Beograd 2012; 2) V. Tomašić, *Transportno osiguranje*, Beograd 1987; 3) P. Šulejić, *Pravo osiguranja*, Beograd 2005; 4) D. Pavić, *Pravo pomorskog osiguranja*, Zagreb 1997; 6) N. Petrović Tomić, *Osiguranje robe u međunarodnom pomorskom prevozu*, Beograd 2009; 7) R. Hodgin, *Insurance Law, Text and Materials*, London, 2002; 8) G. Hudson, T. Madge, K. Sturges, *Marine Insurance Clauses*, London 2012; 9) R. Thomas, *The Modern Law of Marine Insurance*, London 2009; 10) J. Dunt, International Cargo Insurance, London 2012; 11) Badger D, Whitehead G, *Elements of Cargo Insurance*, Cambridge 1983; 12) Hodges S, *Cases and Materials on Marine Insurance Law*, London, 2002; 13) N. Petrović Tomić, "Ugovorena vrednost u kargo osiguranju", *Pravni život*, br. 12/2007; 14) N. Petrović Tomić, "Međunarodni dokumentarni akreditiv i mesto kargo osiguranja u njemu", *Pravo i privreda*, br. 5-8, 2006. 15) N. Petrović Tomić, "Osiguranje robe po Incoterms transportnim klauzulama – sa posebnim osvrtom na CIF i FOB klauzulu", *Pravni život*, br.11/2009.

Number of lectures -active classes							
Lectures: 15	Exercises:	Other forms of	teaching:	Study groups:		Other classes	
Instruction method: lectures, consultations							
Grading system (maximum number of points 100)							
Pre-exam obligations			Points	Final exam		Points	
Lecturers			10	Oral exam	Oral exam		
Seminar classes			30				
Other activities			maximum 1	0			