



New Zealand Branch Conference 2018

Waiheke Island, New Zealand

Thursday, 24 May 2018 – Icebreaker drinks from 6.00 pm at Harbourside Ocean Bar Grill

Friday, 25 May 2018 – Conference at Goldie Estate, Waiheke Island, New Zealand

WELCOME

The New Zealand Branch Committee of MLAANZ invites members and those interested in maritime law to its 2018 Conference and AGM.

The **icebreaker drinks** on **Thursday, 24 May** will be held at the **Harbourside Ocean Bar Grill** on the First Floor of the Ferry Building, 99 Quay Street, Auckland City – fittingly looking out across the harbour towards Waiheke Island.



The **conference and annual dinner** on **Friday, 25 May** will be held at **Goldie Estate Winery**, the oldest vineyard on Waiheke Island, a fabulous location overlooking Putiki Bay.

Waiheke Island sits in the waters of the Hauraki Gulf and has been voted one of the world's best islands. It is a short ferry ride from Auckland City.



We are pleased to offer a range of presentations from industry representatives, academics, and practitioners from both New Zealand and Australia. These include:

- Professor Nick Gaskell of the TC Beirne School of Law, University of Queensland presenting on international liability and compensation regimes for wreck and passenger claims;
- A panel session on New Zealand Offshore Energy industry and mineral exploration, including regulatory changes, the Trans-Tasman Resources Litigation, and Marine Management Regimes under the EEZ Act;
- Discussion on the legal impacts arising from the adoption of new technology by the shipping industry such as development of autonomous ships and the rise of block chain;
- Case law reviews and an update on the government's recently-announced "Review of Insurance Contract Law", the remit for which includes the Marine Insurance Act 1908.

The conference will be of particular interest to:

- Maritime lawyers
- Vessel operators
- Port companies
- Exporters
- Maritime insurers



This year's programme draws together many topical issues, including revisiting the **international liability and compensation regimes**, 7 years after *Rena*, with a focus on the Nairobi Wreck Convention and Athens Convention dealing with wrecks and passenger claims and requirements for mandatory insurance.

The **offshore sector** has seen a number of regulatory changes in recent years, with the establishment of the Environmental Protection Authority (EPA), new requirements for marine consents, and the transfer of some functions (but not all) from Maritime New Zealand to the new EPA. Changes to liability, insurance and compensation framework for the offshore sector are under active consideration and the EPA has been dealing with a wide range of new law including the developing area of seabed mining, the subject of recent (and on-going) litigation and managing marine management regimes. This offshore session offers a broad range of perspectives from industry, environmental interests and the regulator on current issues affecting an industry that sits at the edge of and interacts with the more traditional concepts of 'maritime law'.

The **case notes** session provides updates on a recent UK case on interpretation of the Hague Rules relating to liability of carriers for damage caused by fire, a case which considers the meaning of effective delivery in the context of electronic bills of lading and delivery orders, as well as a New Zealand Supreme court decision involving consideration of the admiralty jurisdiction – a rare beast!

The Government's recent announcement that it will be reviewing and seeking **public consultation on insurance contract law**, including the Marine Insurance Act, will be discussed, along with the advancing technological developments in the shipping industry.

The impact of **automated ships** is being discussed at the International Maritime Organisation and could challenge the traditional legal definitions of seaworthiness. The shipping industry is starting to adopt **blockchain technology** and, along with many practical implications, it may also challenge the legal principles on which shipping law has traditionally been based.

Check your CPD requirements!

Lawyers and insurers may be able to put the conference towards their CPD time for the year.



New Zealand Branch Conference & Annual General Meeting 2018

Thursday, 24 May 2018 – Friday, 25 May 2018 Auckland CBD and Waiheke Island, New Zealand

PROGRAMME

Thursday 24 May 2018	
6.00 pm – 8.00 pm	Icebreaker at Harbourside, Auckland City Icebreaker with complimentary drinks and canapes
Friday 25 May 2018	
GOLDIE ESTATE WINERY, WAIHEKE ISLAND	
9.00 am	Venue open Tea and coffee available
9.20 am	Welcome Kerryn Webster, MLAANZ NZ Branch Committee Chair
9.30 am	Liability & Compensation Regimes under NZ law – Consideration of NZ accession to WRC 2007 and Athens <i>Professor Nick Gaskell, Professor Maritime & Commercial Law TC Beirne School of Law, The University of Queensland</i>
10.30 am	Q & A with Professor Nick Gaskell
10.40 am MORNING TEA	
11.10 am	The Edge of Maritime Law: Offshore Energy and Mineral Exploration Chair: Christopher Griggs, Barrister, Barristers.Comm <i>Patrick Teagle, Head of Commercial and Legal, OMV New Zealand Ltd Duncan Currie, Globelaw, International Environmental & Transnational Law Mike Holm, Partner, AHM Law Siobhan Quayle, General Manager, Climate, Land & Oceans, Environmental Protection Authority</i>
12.40 pm LUNCH	
1.40 pm	Case studies <ul style="list-style-type: none"> <i>Glencore Energy v. Freeport Holdings – the “Lady M” [2017] EWHC 3348 (Comm)</i> Emily Ferguson, Solicitor, McElroys <i>Rudi Hartono and others v Ministry for Primary Industries [2018] NZSC 17 [2 March 2018] – “Sajo Oyang”</i> Hamish Powrie, Solicitor, Duncan Cotterill <i>MSC SA v Glencore [2017] EWCA Civ 365</i> Richard Belcher, Solicitor, Hesketh Henry
2.40 pm	MBIE’s Insurance Contract Law Review <i>Kerryn Webster, Senior Associate, Wilson Harle</i>
3.00 pm AFTERNOON TEA	
3.30pm	Are autonomous/unmanned vessels seaworthy? <ul style="list-style-type: none"> A review of the legal obligations of shipowners to ensure their vessels are seaworthy and can that be achieved with no one board? Andrew Colgan, Senior Associate, McElroys Brief update from Maritime New Zealand on recent decisions at IMO
4.10 pm	Block chain and shipping Chair: Simon Cartwright, Partner, Hesketh Henry
5.00 pm ANNUAL GENERAL MEETING	
7.00 pm MLAANZ ANNUAL DINNER	

MLAANZ CONFERENCE 2018

Registration Form

2018 Registration Fees (GST incl.)

TYPE OF REGISTRATION	MLAANZ MEMBERS (NZD\$)	NON-MEMBERS / GUESTS (NZD\$)	STUDENTS (NZD\$)
Full conference – Icebreaker drinks, conference & annual dinner	\$300.00	\$340.00	\$100.00
Icebreaker drinks only	\$25.00	\$25.00	-
Annual dinner only	\$140.00	\$140.00	-

To Register

Please complete a separate form for each person attending and return by **17 May 2018**. Registrations can be sent by email to stacey.fraser@maritimenz.govt.nz or by post to:

MLAANZ
c/- Maritime New Zealand
PO Box 624
Shortland Street
AUCKLAND 1140

Payment

Payment can be made directly to the MLAANZ account, ASB Bank Account:

Account no. **12-3193-0009215-00**.

Please include your name and "Conference" in the Reference fields. Otherwise, please post a cheque made payable to **Maritime Law Association of Australia and New Zealand** to the above address.

Cancellations

If you are unable to attend, a substitute delegate is welcome at no extra charge. Where no substitute is available, the registration fee will be refunded in full if notice is received in writing 7 days prior to the event. Cancellation within 7 days of the event will incur a \$150.00 cancellation fee.

Venue

The **icebreaker drinks** on Thursday 24 May 2018 are at the **Harbourside Ocean Bar Grill** on the First Floor of the Ferry Building, 99 Quay Street, Auckland City – fittingly looking out across the harbour towards Waiheke Island.

The **full conference** and **annual dinner** on Friday 25 May are being held at **Goldie Estate Winery**, 18 Causeway Road, Surfdale, Waiheke Island. Waiheke Island is a short ferry trip from Auckland City.

Ferry

The *full conference* and *annual dinner only* registration fees include the cost of the return ferry ticket between Auckland and Waiheke Island. Ferry tickets will be sent out before the conference. The ferry timetable from Auckland City to Waiheke Island return is available [here](#). However, this may be subject to change prior to May 2018. We will confirm the timetable and any adjustments to timing closer to the conference date. Changes are likely to be within a half hour of the current timetable.

Transport to the Conference

If you are attending the conference, we recommend that you catch the **8:15 am** ferry from Auckland to Waiheke. This will ensure you are at the conference for the start time at 9am. We will arrange for a bus to meet the ferry and take the conference attendees to Goldie Estate. This bus will be included in your conference registration fee.

If you would prefer to catch a ferry at a different time, your ferry ticket can be used but you will need to make your own arrangements and payment to get from the ferry terminal on Waiheke to Goldie Estate. We suggest pre-arranging a taxi using one of the taxi companies on the island, such as Express, Island Taxi's, or Waiheke Executive Transport (see [here](#) for details). Otherwise there are regular public buses which go from the ferry terminal to Goldie Estate. An up-to-date bus timetable is available from [here](#).

Dinner

If you, or your guest, are only attending the dinner, we recommend catching the **4:00 pm** ferry. We will arrange for transport from that ferry to Goldie Estate and this will be included in the 'dinner only' registration fee. We will confirm these details once we know have the numbers requiring transport.

If you, or your guest, wish to attend the dinner but wish to catch a ferry at a different time, the ferry ticket can be used but you, or your guest, will need to make your own arrangements and payment to get from the ferry terminal to Goldie Estate. As above, we suggest pre-arranging a taxi using one of the taxi companies on the island, such as Waiheke Executive Taxi - see [here](#) for details.

Otherwise there are regular public buses which go from the ferry terminal to Goldie Estate. An up-to-date bus timetable is available from [here](#).

Transport from the Conference following the dinner

Buses will leave Goldie Estate at **9:00 pm** to meet the **9:30 pm** ferry back to Auckland, and at **10:30 pm** to meet the **11.00 pm** ferry back to Auckland. If you prefer to catch an earlier or later ferry back to Auckland, you will need to arrange your own transport from Goldie Estate to the Waiheke ferry terminal – see our suggestions above. The last ferry from Waiheke Island to Auckland on the Friday evening is the **12:30 am** sailing.

Accommodation

We have not pre-booked any accommodation this year and ask attendees to make their own accommodation arrangements, as required.

If you would like to stay on Waiheke Island before or after the conference (perhaps make a weekend of it!), there are plenty of houses or apartments available to rent on the island. For possible accommodation options on the island, see [Waiheke Holiday Homes](#) or [Bookabach](#).

If you require accommodation in Auckland City, before or after the conference, we suggest staying somewhere in the central city so that you are close to the ferry terminal.

Partners/Guests

If your partner or guest is joining us for dinner but will not be attending the conference, they may like to spend the day on the island. Possible ideas on places to go are [here](#).

Dress Code

With the conference and dinner being held at the same venue this year, the dress code for both is smart casual.

Information

Any queries about the conference, drinks or dinner, please email [Stacey Fraser](#) or [Kerryn Webster](#).





New Zealand Branch Conference & Annual General Meeting 2018

Thursday, 24 May – Friday, 25 May 2018 Auckland City and Waiheke Island, New Zealand

Registration Form



PLEASE COMPLETE A SEPARATE FORM FOR EACH PERSON ATTENDING

SURNAME	TITLE	MAILING ADDRESS
FIRST NAME		MAILING ADDRESS
NAME BADGE TO READ		CITY
POSITION		TEL
ORGANISATION		()
		EMAIL

Please tick:

Member Non-Member Guest Student

Full Conference Icebreaker drinks only Annual Dinner only

AMOUNT DUE (payment made by cheque / electronic payment): \$.....

Special Dietary requirements?

Yes No

If yes, please provide details:

Transport indication

To Goldie Estate from Matiatia Ferry Terminal

- For conference, MLAANZ bus (meeting **8:15 am** ferry from Auckland)
 For dinner only, MLAANZ transport (meeting **4:00 pm** ferry from Auckland)
 own arrangements to Goldie Estate

Transport indication

From Goldie Estate to Matiatia Ferry Terminal

- 1st MLAANZ bus for **9:30 pm** sailing to Auckland 2nd MLAANZ bus for **11:00pm** sailing to Auckland
 own arrangements from Goldie Estate