



MASSACHUSETTS SCHOOL OF LAW at ANDOVER

SYLLABUS for Admiralty and Maritime Law – Spring 2019
Professor Martin

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Course

Materials: Casebook: J. Lucas and R.D. Schmidt, Admiralty: Cases and Materials (6th ed.2012) Supplement: Statute and Rule and Supplement (most recent ed.)

Class Times: Saturdays, 8:00 a.m. to 10:50 a.m.

Scope: A survey of American Maritime law, with some additional emphasis on the international legal regime of the oceans.

Purpose: Admiralty and Maritime Law is the oldest continuously observed body of law in the Western world, with the possible exception of the laws of Moses.

The course in Admiralty and Maritime Law is intended to acquaint the generalist student with this specialized law. It is not expected that students will be contemplating full-time practice as maritime lawyers. Rather, the course is oriented to the New England lawyer in general practice who may encounter a maritime matter from time to time.

Over and above any appeal to practitioners, Maritime Law is a fascinating field for study. Students will gain understanding of their common-law subjects when they see how these subjects (e.g. torts, contracts) are treated under another regime of law.

American Maritime Law is importantly based on statutes that are now principally codified in Title 46, United States Code. These statutes express the interest of Congress in the maritime affairs of this country from its earliest days. A pedagogical purpose of this course is to enhance students' ability to find, read, interpret and apply statutes.

**Course
Description
& Grading
Criteria:**

The substantive coverage of the course is described in the syllabus, below. Students are required to write a paper on a maritime law topic of their choosing. The paper counts as 20% of the student's grade. The final examination counts as the remaining 80% of the grade.

<u>Week</u>	<u>Topics</u>	<u>CASE BOOK AND STATUTE ASSIGNMENTS</u>
Class 1 1/26	Introduction High seas and navigable waters	*
Class 2 2/2	Maritime Liens I	431-500 46 U.S.C. §31341-31343
Class 3 2/9	Maritime Liens II	515-588
Class 4 2/16	Maritime Commerce I	620-638 657-688 COGSA, Supp.
Class 5 2/23	Maritime Commerce II	688-765
Class 6 3/2	Maritime Torts I	931-1027 45 U.S.C. §51-59 46. U.S.C. §30104
Class 7 3/9	Maritime Torts II	1027-1087
* SPRING BREAK – March 11, 2019 - March 17, 2019 *		
Class 8 3/23	Collisions; Salvage	868-895, 921-930 766-826
Class 9 3/30	General Average; Limitation of Liability	853-867 1167-1206 46 U.S.C. §30501-30511
Class 10 4/6	Admiralty Procedure	92-127 243-299
Class 11 4/13	Federal and State Sovereignty Law of the American Coastal Zone	152-200 and *
Class 12 4/20	Maritime Applications of U.S. Environmental Laws; Fisheries	*
Class 13 4/27	International Law of the Sea; U.N. Law of the Sea Treaty	*
Class 14 5/4	To be determined	*

*** Reading material will be distributed for these classes.**

In addition, supplementary reading material will be distributed from time to time on other topics.