

**Centre for Aerospace & Defence Laws (CADL)
DIRECTORATE OF DISTANCE EDUCATION
NALSAR UNIVERSITY OF LAW, HYDERABAD**

***M.A. (Maritime Laws)
Advanced Diploma in Maritime Laws
PG Diploma in in Maritime Laws***

Academic Year: 2022-2023

Second Semester - End Semester Examination (June, 2023)

Paper III - 1.2.6. Maritime Disputes Resolution

Duration of the Examination: 2 ½ hours

Total Marks : 70 marks

INSTRUCTIONS TO CANDIDATES

- a) Read the instructions carefully and adhere to the same.
 - b) Please mention your DDE ID No., date of the exam, name of the programme & subject on the Answer Sheet and the Additional Answer Sheets, if any.
 - c) The questions to be interpreted as given and no clarification can be sought from the Invigilator.
 - d) Clearly indicate the question numbers while answering them. Answers without question numbers / wrong question numbers will not be evaluated.
 - e) Write the answers clearly and neatly. Answers in illegible handwriting will not be taken into consideration.
 - f) Candidates are prohibited to carry phones or any other electronic devices, books, material etc. in the Examination Hall.
 - g) Copying is strictly prohibited and is considered as a serious academic misconduct and the University will take action as it deems fit.
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Section – A

**Answer FIVE questions out of SEVEN questions and each question carries 10 marks.
(5 x 10 marks = 50 marks)**

- 1. In the light of the South China Sea dispute, analyze the legal and geopolitical aspects of the maritime boundary disputes among the countries involved. Discuss the historical background, conflicting claims, relevant international laws, and potential solutions to the dispute.
- 2. In the case of the "M/V Prestige" oil spill and the subsequent arbitration proceedings between Spain and the ship's insurers. Analyze the choice of arbitration as a dispute resolution method, the arbitration process, and the outcome of the case. Discuss the advantages and disadvantages of arbitration in complex maritime disputes.

3. Basing on the facts of the case of the "MV River Princess" grounding off the Goan coast in India and the subsequent legal proceedings. Analyze the admiralty jurisdiction, claims, and actions taken by Indian authorities in resolving the environmental and legal issues. Discuss the challenges faced in enforcing foreign judgments related to maritime disputes in India.
4. Imagine a scenario where two neighboring countries have a dispute over the maritime boundary in an oil-rich region. Discuss the legal, economic, and political implications of the dispute and propose possible solutions to resolve the issue.
5. Suppose a country imposes discriminatory trade measures on shipping services provided by foreign companies, violating WTO rules. Discuss the possible actions that the affected countries can take under the WTO dispute settlement mechanism to resolve the dispute and ensure compliance with international trade law.
6. Imagine a scenario where India and a neighboring country have conflicting territorial claims over a strategically important island in the Indian Ocean. Discuss the legal, political, and diplomatic challenges involved in resolving the maritime dispute and propose possible solutions to achieve a mutually beneficial outcome.
7. Write a brief note on the concept of maritime space and the importance of establishing maritime boundaries. Explain the challenges and complexities involved in drawing lines at sea and resolving maritime boundary disputes among nations.

Section – B

Answer FOUR questions out of SIX questions and each question carries 05 marks. (4 x 5 marks = 20 marks)

- a. Discuss the role of international maritime laws in addressing protracted maritime boundary disputes.
- b. Explore the dispute settlement provisions under the United Nations Convention on the Law of the Sea (UNCLOS).
- c. Explain the concept of alternative dispute resolution (ADR) in maritime law.
- d. Describe the legal framework for enforcing foreign judgments in India.
- e. Explain the concept of in rem and in personam actions in maritime disputes.
- f. Discuss India's maritime boundary disputes with neighboring countries.