

## South Korea – The Korea Maritime Law Association Activities from Nov. 2022 to Mar. 2023

### KMLA held the Fall Season Academic Conference on 10 Nov. 2022

The Korea Maritime Law Association (KMLA) held the Fall Season Academic Conference 2022 with the title of “*International Trend on Some Issues in Maritime Law*”. At this Conference, three main topics were covered: (1) International Trends on Electronic B/L (2) ESG in Shipping Companies and (3) Arctic Shipping Route and the Legal Development.

Professor H.K. Lee of Korean Society of Law presented the international trend on the use of electronic B/L and analyzed the legal risks involved with the system. Mr. W.Y. Jeong of Daishin Economic Research Center presented ESG in shipping companies which is particularly related to shipping. Professor B.C. Kim of HUFS also presented the current development of the Arctic shipping route and suggested the legal system which he thinks necessary for the future development of the shipping route.

At the Conference, KMLA’s Haein Award, which is given to the best researcher of the year, was given to Mr. B.S. Chung of Kim & Chang.



### Joint Seminar with the International Trade Law Study Group in the Supreme Court was duly held on 25 Nov. 2022

KMLA jointly held a seminar with the International Trade Law Study Group (ITLSG) in the Supreme Court which consists of the practicing judges at the Supreme Court. This is a regular seminar between the two associations which started to be held on yearly basis from 2016.

At this seminar, S.H. Lee of Kim & Chang who represented KMLA presented the topic “*The*

*carriage contracts and trade bans by different countries*". This covered the safe port issue, the implication of the US/EU sanction and force majeure under carriage contracts by export ban.

Y.L. Song, a judge at Suwon High Court, presented the topic of *"Implication of Convention on the International Effects of Judicial Sales"*. She explained how the judicial sale conducted at a Korean court is recognized in foreign countries at current system and how the Convention would change this. She also emphasized to prepare in advance to adopt the Convention once effected.

This was a great opportunity to meet among the lawyers and judges in the maritime and international trade sector and update themselves with the market's latest legal issue.



KMLA held an event of "Case Study Seminar" on 23 Feb. 2023.

KMLA hold the regular academic conferences twice in a year in spring and fall. In addition, the case study seminars are held twice in a year in winter and summer which is to promote the participation from new members. At this time, the case study seminar was held on 23 Feb. 2023 at Korea Maritime Research Institute.

S.Y. Jeong of Kwon & Co presented the English court case of *"Trafigura v TTK Shipping [2023] EWHC 26 (Comm)"* which held the word "goods lost or damaged" at Art IV r 5(a) of Hague Visby Rule is not limited just physical loss but also covers economic loss. She mentioned this case cannot be regarded as favorable to one side either carrier or cargo interest.

J.H. Lee of Kim & Chang presented a Korean court case which is related to so called "Minimum Freight System for Lorry's Safe Operation". He analyzed the background of the system, the legal interpretation of it and the implication of the case.

