

RESUME

MARTIN DAVIES

PERSONAL

Full name: Martin John Davies
Date of birth: 30th September 1957
Nationality: Australian and British, permanently resident in the USA

ACADEMIC QUALIFICATIONS

BA with First Class Honours, Honour School of Jurisprudence, Hertford College, University of Oxford, England, 1978.

BCL with First Class Honours, Hertford College, University of Oxford, England, 1979.

LLM, Harvard Law School, 1980.

MA, Hertford College, University of Oxford, England, 1983.

EMPLOYMENT

Present

July 2000 - present: Admiralty Law Institute Professor of Maritime Law and Director, Maritime Law Center, Tulane Law School, New Orleans.

- From July 2000 to January 2002, my titles were Professor of Law and Deputy Director.
- From January 2002 to June 2004, I was Co-Director of the Center.

July 2000 - present: Professorial Fellow, The University of Melbourne, Australia (honorary position).

May 1999 – present: Consultant, Trade and Transport Group, Blake Dawson, Solicitors, Melbourne, Sydney and Brisbane, Australia.

Previous positions

January 2008, August 2009: Distinguished Visitor, National University of Singapore.

March 2007, May 2008: Visiting Professor (Short Visit), Università degli Studi Cagliari, Italy.

August 2004: Maritime and Port Authority Distinguished Visitor in Maritime Law, National University of Singapore.

July 1995 - July 2000:	Harrison Moore Professor of Law, The University of Melbourne, Australia.
July 1999 – December 1999:	Visiting Professor, Tulane Law School, New Orleans.
August 1989 – December 1998:	Consultant, Mallesons Stephen Jaques, Solicitors, Melbourne, Australia.
January 1993 - June 1995:	Associate Professor, Faculty of Law, Monash University, Melbourne, Australia.
July 1989 - December 1992:	Senior Lecturer in Law, Monash University, Australia.
October 1983 - June 1989:	Lecturer in Law, The University of Western Australia, Perth, Australia.
September 1988 - June 1989:	Consultant, Gibson & Gibson, Barristers and Solicitors, West Perth, Australia.
September 1981 - October 1983:	Professional actor.
July 1980 - September 1981:	Lecturer in Law, University of Nottingham, England.

TEACHING EXPERIENCE

Subjects taught

At Tulane Law School: Admiralty I; Admiralty II; Admiralty: Carriage of Goods by Sea (with Prof Bob Force); Admiralty: Comparative Admiralty Procedure (with Prof John Hare of the University of Cape Town, by video-conference); Admiralty: The Law of Salvage (with Prof Bob Force); International Commercial Arbitration; International Sale of Goods; Internet Law (first taught as Electronic Transactions Law); Legal Analysis; Torts.

Summer Abroad courses: Maritime Arbitration; Maritime Liens; International Maritime Law: Jurisdiction and Conflicts of Law (with R. Dodson) (in Rhodes, Greece).

Other: Transnational Litigation and Arbitration; Internet Law (Monterrey, Mexico, PhD program).

At University of Melbourne: Conflict of Laws (LLB); Dispute Resolution and Legal Ethics (LLB); International Sale of Goods (first taught as International Trade Transactions) (LLM); International Trade Law (LLB and LLM); Legal Research and Method (JD); Maritime Law (LLB and LLM); The Law of Sale (LLB); Procedure (JD); Torts and the Process of Law (LLB).

At National University of Singapore: Maritime Law (LLB and LLM).

At Monash University: Civil Procedure (LLB); Conflict of Laws (LLB); The Lawyer (Legal Professional Conduct) (LLB); Legal Process (LLB); Maritime Law (LLB and LLM); Torts (LLB).

At UWA: Contract, Legal Process, Torts, Trade Union Law, Trusts (all LLB).

At Nottingham University: Land Law, Capital Taxation (both LLB).

Honors and awards

Leon D. Hubert, Jr. Invaluable Faculty Member Award, Tulane Law School Moot Court Board, 2009.

Felix Frankfurter Distinguished Teaching Award, Tulane Law School, 2003.

Universitas 21 Teaching Fellowship, The University of Melbourne, 1998. The fellowship is awarded 'to recognise outstanding achievement in combining distinguished scholarship with excellence in teaching'. The University awards only three fellowships each year; there are over 2,000 academic faculty members in the University. I was the first Law Faculty member to receive the award.

PUBLICATIONS

Books (author or co-author)

Admiralty and Maritime Law: Practitioner's Edition: ix + 513 pp (Volume 1) & xiv + 468 pp (Volume 2) (Beard Books, 2005), with Robert Force and A.N. Yiannopoulos.

- Revised edition published 2008.

Admiralty and Maritime Law: Abridged Edition: xix + 729 pp (Beard Books, 2006), with Robert Force and A.N. Yiannopoulos.

- Revised edition published 2008.

Shipping Law (Thomson LawBook Co, 3rd ed, 2004), with Anthony Dickey, QC, cx + 747 pp.

- *Shipping Law* (LBC Information Services, 2nd ed, 1995), with Anthony Dickey, QC, lxxxix + 705 pp.
- *Shipping Law* (Law Book Co, 1990), with Assoc Prof Anthony Dickey, lxxii + 431 pp.

International Trade Law: Commentary and Materials (Thomson LawBook Co, 2nd ed, 2004), with Profs Michael Pryles and Jeff Waincymer, liii + 1,214 pp.

- *International Trade Law: Commentary and Materials* (LBC Information Services, 1996), with Profs Michael Pryles and Jeffrey Waincymer, xlvi + 1,111 pp.

Conflict of Laws in Australia (Lexis-Nexis Butterworths, 7th ed, 2002), with P E Nygh, xcv + 719 pp.

- Eighth edition, with A S Bell and Justice Paul Brereton, to be published in 2010.

Conflict of Laws: Commentary and Materials, with Profs Sam Ricketson and Geoffrey Lindell (Butterworths, 1997), liii + 814 pp.

Torts (Butterworths Tutorial Series, LexisNexis Butterworths, 5th ed 2008), with Prof Ian Malkin, xxxvi + 683 pp.

- *Torts* (Butterworths Tutorial Series, LexisNexis Butterworths, 4th ed, 2003), xxx + 441 pp.
- *Torts* (Butterworths Tutorial Series, Butterworths, 3rd ed, 1999), xxiii + 375 pp.
- *Torts* (Butterworths Tutorial Series, Butterworths, 2nd ed, 1995), xx + 332 pp.
- *Torts* (Butterworths Tutorial Series, Butterworths, 1992), xxiii + 280 pp.

Books (editor)

Jurisdiction and Forum Selection in International Maritime Law: Essays in Honor of Robert Force (ed. Martin Davies, Kluwer Law International, 2005), xii + 344 pp.

Chapters in books

‘Warranties and utmost good faith in U.S. marine insurance contracts’, in *The Modern Law of Marine Insurance, Volume Three* (ed. D. Rhidian Thomas, Informa, 2009), pp. 81-100.

‘Classification society liability in the United States’, in *Liability Regimes in Contemporary Maritime Law* (ed. D. Rhidian Thomas, Informa, 2007), pp. 129-147.

‘Forum selection clauses in international maritime contracts’ (with Robert Force) in *Jurisdiction and Forum Selection in International Maritime Law: Essays in Honor of Robert Force* (ed. Martin Davies, Kluwer Law International, 2005), pp. 1-58.

‘Taking evidence by video-link in international litigation’ in *Intercontinental Cooperation Through Private International Law: Essays in Memory of Peter E. Nygh* (eds T. Einhorn and K. Siehr, T.M.C. Asser Press, 2004), pp. 69-88.

‘Australia’ in *Transfer of Ownership in International Trade* (eds, von Ziegler, Ronøe, Debattista and Plégat-Kerrault, Kluwer Law International/ICC Publishing SA, 1999), pp 5-38.

- Second edition to be published in late 2009. My chapter has been completed and accepted for publication.

‘Product liability in international markets’ in *Torts Tomorrow: Essays in Honour of John Fleming* (eds N Mullany and A Linden, LBC Information Services, 1998), pp 130-151.

‘Negligence’ in Vol 19, *Halsbury’s Laws of Australia* (looseleaf first published 1994, Butterworths), title 300, pp 547,001-547,411.

‘Frustration’, with M P Ellinghaus, in Vol 7, *The Laws of Australia*, (looseleaf first published 1994, Law Book Co), title 7.8, Ch 3, pp 33-60.

‘Nuisance’ in Vol 33, *The Laws of Australia*, (looseleaf first published 1993, Law Book Co), title 33.7, pp 1-54.

‘The end of the affair: duty of care and liability insurance’ in *Three Essays in Insurance Law* (Craftsman Press, 1989) pp 29-47.

Journal articles

‘Choice of Law and U.S. Maritime Liens’, 83 *Tulane Law Review* 1435-61 (2009).

‘Legal and Practical Aspects of Salvage in the United States’ [2009] *Lloyd’s Maritime and Commercial Law Quarterly* 28-41.

‘Whatever Happened to the Salvage Convention 1989?’, 39 *Journal of Maritime Law & Commerce* 463-504 (2008).

‘Choice of Law After the Civil Liability Legislation’, 17 *Torts Law Journal* 104-119 (2008).

‘Court-ordered Interim Measures in Aid of International Commercial Arbitration’, 17 *American Review of International Arbitration* 299-334 (2008).

‘*McDermott v. AmClyde*: The Quiet Achiever’, 39 *Journal of Maritime Law & Commerce* 11-25 (2008).

‘Bypassing the Hague Evidence Convention: private international law implications of the use of video and audio conferencing technology in transnational litigation’, 55 *American Journal of Comparative Law* 205-237 (2007).

‘Litigation fights back: avoiding the effects of arbitration clauses in charterparty bills of lading’, 35 *Journal of Maritime Law and Commerce* 617-43 (2004).

‘Forum selection clauses in maritime cases’, 27 *Tulane Maritime Law Journal* 367-87 (2003).

‘Obligations and implications for ships encountering persons in need of assistance at sea’, 12 *Pacific Rim Law & Policy Journal* 109-41 (2003).

‘Time to change the federal *forum non conveniens* analysis’, 77 *Tulane Law Review* 309-86 (2002).

‘Foreign maritime liens: should they be recognised in Australian courts?’, 76 *Australian Law Journal* 775-82 (2002) (with Kate Lewins).

‘In defense of unpopular virtues: personification and ratification’, 75 *Tulane Law Review* 337-411 (2000).

‘Subrogation, contribution and insurance law: an Australian view’ [2000] Restitution Law Review 70-81.

‘Just (don’t) do it: ethics in international trade’, 21 Melb U L Rev 601-20 (1997).

‘Common law liability of statutory authorities’, 27 UWAL Rev 21-43 (1997).

‘Evidence, documents and preliminary discovery in international litigation’, 26 UWAL Rev 286-308 (1996).

‘Exactly what is the Australian choice of law rule in torts cases?’, 70 Australian Law Journal 711-22 (1996).

‘Proximate cause in insurance law’, 7 Insurance Law Journal 135-151 (1996).

‘Too little imagination or too much? *Phillips v Eyre* revisited yet again’, 3 Torts Law Journal 273-298 (1995).

‘Two views of free in and out, stowed clauses in bills of lading’, 22 Australian Business Law Review 198-207 (1994).

‘Conflict of laws issues in fatal accidents actions’, 1 Torts Law Journal 45-62 (1993).

‘The liability of auditors to third parties in negligence’, 14 UNSWLJ 171-197 (1991).

‘The elusive carrier: whom do I sue and how?’, 19 Australian Business Law Review 230-247 (1991).

‘Equitable relief against withdrawal for non-payment of hire in time charterparties’, 18 Australian Business Law Review 328-337 (1990).

‘“Special skill” in negligent misstatement’, 17 Melb U L Rev 484-496 (1990).

‘Private nuisance, fault and personal injuries’, 20 UWA L Rev 129-142 (1990).

‘What price a gold sovereign? - Limitation of liability under the Hague Rules’, 6 Aust Bar Rev 49-55 (1990).

‘The off-hire clause in the New York Produce Exchange time charterparty’ [1990] Lloyd's Maritime and Commercial Law Quarterly 107-113.

‘The end of the affair: duty of care and liability insurance’, 9 Legal Studies 67-83 (1989). (Highly Commended by the Australian Insurance Law Association, 1988).

‘Limiting shipowners’ liability for economic loss’, 16 Australian Business Law Review 271-281 (1988) (with Guy Lawson).

‘Reading cases’, 50 Mod L Rev 409-431 (1987).

‘Negligently caused economic loss: a restatement’, 16 UWA L Rev 209-218 (1985).

‘The road from Morocco: *Polemis* through *Donoghue* to no-fault’, 45 Mod L Rev 534-555 (1982).

Essays and case notes

‘Reflections on the past decade of transnational litigation’, 10 Melbourne Journal of International Law 46-48 (2009).

‘Punitive damages and the *Exxon Valdez*’, 83 Australian Law Journal 23-26 (2009).

‘Renvoi and presumptions about foreign law: *Neilson v Overseas Projects Corporation of Victoria Ltd*’, 30 Melbourne University Law Review 244-268 (2006).

‘The role of juries in US torts cases’, 10 Torts Law Journal 109-118 (2002).

‘*Kuwait Airways Corp v Iraqi Airways Co*: The effect in private international law of a breach of public international law by a state actor’, 2 Melbourne Journal of International Law 523-534 (2001).

‘Insured’s post-contract duty uberrimae fidei: *Manifest Shipping Co Ltd v Uni-Polaris Shipping Co Ltd (The Star Sea)*’, 32 Journal of Maritime Law and Commerce, 501-510 (2001).

‘Common law liability of statutory authorities: *Crimmins v Stevedoring Industry Finance Committee*’, 8 Torts Law Journal 133-151 (2000).

‘Application of the Hague Rules’ “perils of the sea” defense in Australia: *The Bunga Seroja*’, 23 Tulane Maritime L J 449-64 (1999).

‘A chink (or two) in the bill of lading plaintiff’s jurisdictional armour? Good news for Australian maritime arbitration?’, 26 Australian Business Law Review 70-74 (1998).

‘A curate’s egg: good in parts - *Akai Pty Ltd v People’s Insurance Co Ltd*’, 25 Australian Business Law Review 215-21 (1997).

‘What is ‘ownership’ for the purposes of ship arrest under the Admiralty Act 1988 (Cth)?’, 24 Australian Business Law Review 76-80 (1996).

‘The Hamburg Rules: what happens in 1997?’, 23 Australian Business Law Review 235-36 (1995).

‘The Constitutional Validity of Residence Requirements in No-Fault Transport Accident Compensation Schemes’, 2 Torts Law Journal 275-84 (1994).

‘Section 37 of the Admiralty Act 1988: Safety net or not?’, 22 Australian Business Law Review 447-50 (1994).

‘Strict Liability and Reasonable Foreseeability: *Cambridge Water Co v Eastern Counties Leather plc*’, 2 Torts Law Journal 12-21 (1994).

‘The Exocet finds a new target, or fear and loathing for freight forwarders and other carriers by sea’, 21 Australian Business Law Review 377-84 (1993).

‘Auditors’ liability to third parties: *R Lowe Lippman Figdor & Franck (a firm) v AGC (Advances) Ltd*’, 1 Torts Law Journal 114-21 (1993).

‘What obligations does a shipowner take over from a defaulting time charterer under charterers’ bills of lading?’, 21 Australian Business Law Review 227-30 (1993).

‘The new Act, old bills of lading and the United States District Court for the Southern District of New York: an interesting mix’, 20 Australian Business Law Review 432-36 (1992).

‘Case note: *New South Wales Leather Co Pty Ltd v Vanguard Insurance Co Ltd*,’ 5 Insurance Law Journal 159-64 (1992).

‘Deviation is alive and well and living in New South Wales’, 19 Australian Business Law Review 379-83 (1991).

‘Fruits of the Blooming Orchard’, 19 Australian Business Law Review 217-22 (1991).

‘Default of one in a chain of charterparties’, 19 Australian Business Law Review 51-57 (1991).

‘Carriage of Goods by Sea Bill’, 19 Australian Business Law Review 57-60 (1991).

Case note: *Qantas Airways Ltd v SS Pharmaceutical Pty Ltd*, 18 Australian Business Law Review 435-40 (1990).

Case note: *Verna Trading (Aust) Pty Ltd v New India Assurance Co Ltd*, 18 Australian Business Law Review 430-35 (1990).

‘*San Sebastian* revisited’, 17 UWA L Rev 150-159 (1987).

Review articles

‘United States maritime law 2008’, with Bob Force, [2009] International Maritime and Commercial Law Yearbook 168-184.

‘Australian maritime law 2008’ [2009] International Maritime and Commercial Law Yearbook 1-13.

‘United States maritime law 2007’, with Bob Force, [2008] International Maritime and Commercial Law Yearbook 113-130.

‘Australian maritime law 2007’ [2008] International Maritime and Commercial Law Yearbook 1-12.

‘United States maritime law 2006’, with Bob Force, [2007] International Maritime and Commercial Law Yearbook 115-134.

‘Australian maritime law 2006’, [2007] International Maritime and Commercial Law Yearbook 1-12.

‘United States maritime law 2005’, with Bob Force, [2006] International Maritime and Commercial Law Yearbook 175-197.

‘Australian maritime law 2005’, [2006] International Maritime and Commercial Law Yearbook 1-11.

‘United States maritime law 2004’, with Bob Force, [2005] International Maritime and Commercial Law Yearbook 174-201.

‘Australian maritime law 2004’, [2005] International Maritime and Commercial Law Yearbook 1-13.

‘United States maritime law 2003’, with Bob Force, [2004] International Maritime and Commercial Law Yearbook 191-217.

‘Australian maritime law 2003’, [2004] International Maritime and Commercial Law Yearbook 1-17.

‘United States maritime law 2002’, with Bob Force, [2003] International Maritime and Commercial Law Yearbook 151-177.

‘Australian maritime law 2002’, [2003] International Maritime and Commercial Law Yearbook 1-15.

‘United States maritime law 2001’, with Bob Force, [2002] International Maritime and Commercial Law Yearbook, 117-136.

‘Australian maritime law decisions 2001’ [2002] International Maritime and Commercial Law Yearbook 1-15.

‘Australian maritime law decisions 2000’ [2001] Lloyd’s Maritime and Commercial Law Quarterly 491-503.

‘Australian maritime law decisions 1999’ [2000] Lloyd’s Maritime and Commercial Law Quarterly 404-420.

‘Australian maritime law decisions 1998’ [1999] Lloyd’s Maritime and Commercial Law Quarterly 406-423.

‘Australian maritime law decisions 1997’ [1998] Lloyd’s Maritime and Commercial Law Quarterly 394-410.

‘Australian maritime law decisions 1996’ [1997] Lloyd’s Maritime and Commercial Law Quarterly 432-449.

‘Australian maritime law decisions 1995’ [1996] Lloyd’s Maritime and Commercial Law Quarterly 379-392.

‘Australian maritime law decisions 1994’ [1995] Lloyd’s Maritime and Commercial Law Quarterly 385-397.

‘Australian maritime law decisions 1993’ [1994] Lloyd’s Maritime and Commercial Law Quarterly 407-420.

‘Australian maritime law decisions 1992’ [1993] Lloyd’s Maritime and Commercial Law Quarterly 253-271.

‘Australian maritime law decisions 1991’ [1992] Lloyd’s Maritime and Commercial Law Quarterly 351-375.

‘Australian maritime law decisions 1990’ [1991] Lloyd's Maritime and Commercial Law Quarterly 326-341.

Computer programs and lessons

I was a CALI (Center for Computer-Assisted Legal Instruction) Torts Fellow for 2001. The CALI Torts Fellows worked in a team to write computer-assisted legal instruction courseware for the law of torts, for national distribution by CALI. Six fellows were selected from a nationwide pool of applicants. The lessons that I wrote were published on the CALI compact disk and website, 2002:

- Comparative fault
- Intervening cause
- Liability for defectively designed products
- Liability for defectively manufactured products
- Multiple defendants
- Occupiers' liability to invitees and licensees
- Occupiers' liability to trespassers
- The role of the jury in torts cases

‘DRaLE Online’: Web-based litigation exercises for the subject Dispute Resolution and Legal Ethics, 1998. Developed with a grant of A\$40,000 from the University of Melbourne's Teaching and Learning (Multimedia and Educational Technologies) Committee.

Other journal contributions

‘Reflections on the past decade of transnational litigation’, 10 Melbourne Journal of International Law 46-48 (2009).

‘Punitive damages and the *Exxon Valdez*’, 83 Australian Law Journal 23-26 (2009).

‘Pitfalls of lost or not lost’ Daily Commercial News, Friday 12 June 1992, p 18.

‘Limitation of liability in international carriage of goods’, 66 Law Institute Journal 984-88 (1992).

Other published research

Time-Barred Actions (2nd ed, 1993, F Berlingieri), pp. 1, 15, 22, 29, 35-37, 43, 65, 71, 82-83, 93, 98-99, 110, 118, 121, 127, 133-134, 142-143, 150, 157-158, 167, 172-173, 194, 200, 204. (Australian entries in a collection of national laws on time-bars.)

‘Career Patterns in the Legal Profession and Career Expectations of Law Students: A Comparative Study’, with Marion Dixon (UWA, 1985). Research funded by Commonwealth Tertiary Education Commission Special Grants Committee.

Book Reviews

Of Maisie Ooi, 'Shares and Other Securities in the Conflict of Laws', 5 Melbourne Journal of International Law 502-6 (2004).

Of P E Nygh, 'Conflict of Laws in Australia (5th ed)' 45 International and Comparative Law Quarterly 759-760 (1996).

Of J Cooke et al, 'Voyage Charters' [1995] Lloyd's Maritime and Commercial Law Quarterly 299-300.

Of M F Sturley, 'The Legislative History of the Carriage of Goods by Sea Act' 20 Australian Business Law Review 529-534 (1992).

Of H Arthurs, 'Without the Law: Administrative Justice and Legal Pluralism in Nineteenth-Century England' 5 Law in Context 90 (1987).

Of J Harris, 'Law and Legal Science' 44 Modern Law Review 650 (1981).

Reports to government

Legal Report to *Inquiry into Ballast Water Management in Victoria*, Environment and Natural Resources Committee, Parliament of Victoria, with Murray Raff and Jeremy Smith (29 pp + 2 Appendices), March 1997. The Committee's Report was published in October 1997 under the title *Ballast Water and Hull Fouling in Victoria*; it drew on our report substantially, particularly in chapters 5 and 9.

Full-length conference and CLE papers (not otherwise published)

'International perspectives on admiralty procedures', 30th Conference of the Maritime Law Association of Australia and New Zealand, Brisbane, October 2003.

'Forum selection clauses and *forum non conveniens*', Maritime Law Association of the United States CLE presentation, November 1st, 2002, New York.

'Recent developments in maritime law', 13th Annual CLE By The Hour: Recent Developments and Updates, Tulane Law School, December 2001, 30 pp.

'Towards a New International Convention on Carriage of Goods', seminar co-sponsored by Tulane Law School and Universidad Adolfo Ibañez, May 4th 2001, Santiago, Chile.

'Recent developments in maritime law', 12th Annual CLE By The Hour: Recent Developments and Updates, Tulane Law School, December 2000, 25 pp.

'Carriage of goods by sea: changes to the law in Australia', 25th Conference of the Maritime Law Association of Australia and New Zealand, Palm Cove, September 1998, 24 pp.

'Contractual indemnity clauses: how valuable are they?', Australian Insurance Law Association Annual Conference, Perth, September 1998, 14 pp.

'Stuck in the middle with you: agents and brokers in marine insurance', 23rd Conference of the Maritime Law Association of Australia and New Zealand, Brisbane, September 1996, pp 79-97.

‘Waiting, waiting, waiting: an overview of laytime and demurrage’, 18th Conference of the Maritime Law Association of Australia and New Zealand, Perth, October 1991, pp 170-199.

EDITORIAL POSITIONS

Jan 2002 – present: Member, Editorial Board, *Lloyd’s Maritime and Commercial Law Quarterly*

July 2008 – present: Member, Editorial Advisory Board, *International and Comparative Law Quarterly*

Nov 2006 – present: Member, Editorial Advisory Board, *Aegean Review of the Law of the Sea and Maritime Law*

Feb 2006 – present: Member, Editorial Board, *Australia & New Zealand Maritime Law Journal*

Aug 2003 – present: Member, Editorial Board, *New Zealand Business Law Quarterly*

June 2001 – present: Member, Editorial Board, Global Trade and Finance Series, Kluwer International Publishing

Jan 2001 – present: Member, Advisory Board, *Melbourne Journal of International Law*

July 2000 – present: US correspondent, *Torts Law Journal*

Jan 2000 – July 2003: Contributing Editor, *Lloyd’s Law Reports: Professional Negligence*

Aug 1990 – July 2000: Transport Section Editor, *Australian Business Law Review*.

Nov 1991 – July 2000: Member, Editorial Board, *Insurance Law Journal*.

July 1992 – July 2000: Associate Editor, *Torts Law Journal*.

Oct 1992 – Dec 1998: Editor, *Maritime Law Association of Australia and New Zealand Journal*.

PRESENTATIONS TO PROFESSIONAL AUDIENCES

United States Coast Guard

‘Responsibility for pollution under OPA and CERCLA: practical implications for investigations’, Eighth U.S. Coast Guard District All Hands Training program, 16 May 2002.

Intertanko (International Association of Independent Tanker Owners)

‘Rule B Attachment’ and ‘Time charters: last voyage and related issues’, International Tanker Chartering Seminar, Tokyo, Japan, 12 May 2009.

‘Time charters: last voyage and related issues’, International Tanker Chartering Seminar, Istanbul, Turkey, 22 April 2008.

‘Payment of hire and off-hire’ and ‘Bills of lading: indemnities and bank guarantees’, International Tanker Chartering Seminar, Houston, 29 March 2007.

‘Payment of hire and off-hire’ and ‘Bills of lading: indemnities and bank guarantees’, International Tanker Chartering Seminar, Mumbai, India, 3 October 2006.

‘Bills of lading: indemnities and bank guarantees’, International Tanker Chartering Seminar, Singapore, 28 March 2006.

‘Bills of lading: indemnities and bank guarantees’, International Tanker Chartering Seminar, Piraeus, Greece, 14 April 2005.

‘Charterers’ liability for oil pollution’, and ‘Ship and port security initiatives’, Tanker Chartering Seminar, Singapore, 3 November 2003 and Hong Kong 5 November 2003.

‘Charterers’ liability for oil pollution’, and ‘Incorporation of charterparty terms into bills of lading’, Tanker Chartering Seminar, Piraeus, Greece, 30 May 2002.

‘Incorporation of charterparty terms into bills of lading and the effect of charterparty arbitration clauses’, Tanker Chartering Seminar, Melbourne, Sydney and Auckland, April 2001.

Australian Maritime Transport and Arbitration Commission

‘More lawyers but less law: maritime arbitration in the early 21st century’, AMTAC Address 2009, Federal Court of Australia, Brisbane, Australia (video-linked to Federal Courts in Sydney, Melbourne and Perth), 2 July 2009.

Australian Insurance Law Association

‘Double insurance and contribution’, Australian Insurance Law Association/Queensland Law Society Intensive, Noosa, 14 May 2009.

‘The effect of allegations of illegality or dishonesty on D&O cover’, Australian Insurance Law Association/Queensland Law Society Intensive Intensive, Noosa, 17 May 2007.

‘No bright line, but is there any line at all? Predictability and economic loss’ (seminar for AILA (NSW Branch), Sydney, 18 June 2002).

Moderator, hypothetical, Australian Insurance Law Association Annual Conference, Sydney, April 2000.

Moderator, ‘Causation workshop’, Australian Insurance Law Association Annual Conference, Perth, September 1998.

‘Proximate cause in insurance law’ (seminar for AILA (WA Branch), Perth, 20 September 1995); (Queensland Branch), Sanctuary Cove, 30 May 1997, (Tasmanian Branch), Hobart, 14 November 1997, (New South Wales Branch), 22 July 1998).

‘Trends in occupiers’ liability for public authorities and individuals’ (seminar for AILA (New South Wales Branch), Sydney, 4 June 1998).

‘Recent developments under the Insurance Contracts Act’ (seminar for AILA (Queensland Branch), Sanctuary Cove, 28 May 1998).

‘Three recent High Court cases of interest to insurers and their lawyers’ (seminar for AILA (Tasmanian Branch), Hobart, 27 February 1998).

International Oil Spill Conference, Spillcon 96

Moderator, ‘Hypothetical: a major oil spill - are we ready?’ Spillcon ’96, 6th International Oil Spill Conference, Melbourne, September 1996.

Australian Peak Shippers’ Association

‘Legal Aspects of Maritime Transport’ (2003, one-day APSA seminar, Brisbane).

‘Legal Aspects of Maritime Transport’ (2001, one-day APSA seminar, Canberra).

‘Legal Aspects of Maritime Transport’ (2000, two-day APSA seminar, Melbourne).

‘Legal Aspects of Maritime Transport’ (1995, two-day APSA seminar, Melbourne).

Law Council of Australia

‘Recent developments in limitation of liability: “To prevent any discouragement to merchants”.’ (May 1991, seminar for the International Law Section of the Law Council of Australia, delivered in both Sydney and Melbourne. Subsequently published in (1991) 11 International Law News 1-27.)

Maritime Law Association of the United States

‘Forum selection clauses and *forum non conveniens*’, CLE presentation, New York City, November 2002.

Maritime Law Association of Australia and New Zealand (with National Environmental Lawyers’ Association)

‘Marine Pollution in Victoria: Punishment and Prevention’ (seminar for MLAANZ and NELA, Melbourne, April 1995).

Maritime Law Association of Australia and New Zealand

‘What you need to know about American maritime law and why you need to know it’ (seminar for MLAANZ, Melbourne, July 2004).

‘International perspectives on admiralty procedures’, 30th Conference of the Maritime Law Association of Australia and New Zealand, Brisbane, October 2003.

‘The proposed revision of the US Carriage of Goods by Sea Act’ (seminar for MLAANZ, Melbourne, April 2000).

‘Amending COGSA in Australia and the USA’ (seminar for MLAANZ, New Zealand Branch, Wairakei, 4 April 1998, and Victorian Branch, Melbourne, April 1998).

Moderator, ‘Hypothetical - a major oil spill in the Great Barrier Reef’, seminar entitled Marine Pollution by Ships: Who Pays and How Much?, jointly run in Canberra by the Centre for International and Public Law, ANU, the Australian Maritime Safety Authority, and the Office for International Law, Attorney-General’s Department, December 1996.

Moderator of hypothetical on marine insurance, 23rd Conference of the Maritime Law Association of Australia and New Zealand, Brisbane, September 1996.

‘The Lloyd’s Open Form 95’ (seminar for MLAANZ, Melbourne, June 1996).

‘Title to sue under bills of lading’ (seminar for MLAANZ, Brisbane, May 1996).

‘The relationship between the assured, the broker and the insurer in marine insurance’ (seminar for MLAANZ, Adelaide, August 1995).

The Institute of Arbitrators, Australia

‘Maritime contracts’ (1990, General Arbitration Course, jointly run by The Institute of Arbitrators Australia and the Maritime Law Association of Australia and New Zealand.)

‘Recent Developments in the Law of Torts’ (1987, The Institute of Arbitrators, Australia, seminar).

The Insurance Institute of Western Australia

‘Aspects of the History of Liability Insurance’ (1987, The Insurance Institute of Western Australia seminar).

The Law Society of South Australia

‘Cross-vesting and choice of law: recent developments’ (seminar in Adelaide, 7 May 1997).

The Law Society of Western Australia

‘Common law liability of statutory authorities’ (1997, Law Society of WA seminar).

‘Damages for Purely Economic Loss’ (1989, Law Society of WA seminar).

‘Private Nuisance: Dead or Alive?’ (1987, Law Society of WA Summer School).

‘Defamation’ (1985, Law Society of WA seminar).

ADMINISTRATIVE RESPONSIBILITIES

Tulane University

Director, Maritime Law Center, Tulane Law School, July 2004 – present.

- Deputy Director, July 2000-December 2001
- Co-Director, January 2002-July 2004

Member, Planning Committee, Admiralty Law Institute, September 2000 – present.

Senator, Tulane University Senate, November 2000 – present.

Chair, Senate Committee on Honors, 2007 - present (Member, 2006 – 2007).

Member, Senate Committee for Review of Faculty Decision Impasses, 2007-2009.

Member, Senate Committee on Committees, 2001 – 2003, 2005 – 2008, 2009 – present.

Member, Senate Committee on Information Technology, 2002 – 2008.

Member, Graduate Committee, Tulane Law School, 2000 – 2004, 2007 – 2009 (Committee Chair from July 2001 to July 2003).

Chair, Dean Search Committee, 2008 – 2009, 2009 – present.

Chair, Appointments Committee, 2003-2004, 2006-2007 (Committee member 2002-2003, 2005-2006, 2007-2008).

Member, International Programs Committee, Spring 2007.

Faculty Advisor, Tulane Maritime Law Journal, July 2000 – present.

Faculty Advisor, exchange program with The University of Hong Kong, April 2001 – present.

Faculty Advisor, exchange program with The University of New South Wales, April 2001 – present.

The University of Melbourne

University

Member, Academic Board, July 1995 – July 2000.

Member, Academic Programs Committee of Academic Board, June 1996 - December 1997.

Member (and Deputy Chair), Selection Procedures Committee of Academic Board, Jan 1996 – December 1998, January 2000 – July 2000.

Chair, Undergraduate Scholarships Sub-Committee, Jan 1997 – Dec 1998.

Member, Melbourne Scholarships Policy Committee, March 1998 – December 1998.

Member, Melbourne Business School Committee, Jan 1996 – December 1998.

Member, Postgraduate Scholarships Sub-Committee of Research and Graduate Studies Committee, May 1996 – December 1998.

Member, University Information Technology Users' Committee, July 1995 - December 1996.

Member, Academic Promotions Panel and Academic Probation and Confirmation Panel, January 1996 – December 1998.

Law Faculty

Director, The Melbourne JD, January 2000 – July 2000.

Director, Institute for Comparative and International Law, January 2000 – July 2000.

Associate Dean (Academic), January 1996 – December 1998.

(Position known as Director of Academic Staff from January 1996 - December 1997.)

Chair, Information Technology Committee, September 1995 - December 1996.

Member, January 1997 – December 1998.

Chair, Staff Development Committee, January 1996 – December 1998.

Member, Executive and Budgets Committee, January 1996 – December 1998.

Member, Selection Committee, 1997-1998.

Director of Studies, Transnational Law, July 1995 – July 2000.

Monash University

Associate Dean (Research), Jan 1991 - Dec 1992.

Member, Committee of Associate Deans (Research), PhD and Scholarships Committee (both Jan 1991 - Dec 1992).

Member, University panel for disciplinary proceedings (Chair, Boards of Discipline, 12 Dec 1990, 25 Feb 1991, 19 Mar 1991, 13 Aug 1991).

Chair, Law Faculty Research Committee (1991 - 1992). Member, Law Faculty Library Committee (1990 - 1992), Outside Studies Program Committee (1990), Graduate Studies Committee (1991 - 1992).

Organiser, Law Faculty Seminars, 1990.

UWA

Sub-Dean, Faculty of Law, UWA (March 1986 - June 1989).

Alternate Dean, Faculty of Law and Alternate Head of Law Department, UWA (December 1986 - June 1989).

Member of Law Faculty Executive Committee, Academic Committee, Quota Selection Committee, Admissions Committee, Higher Degrees Committee, Postgraduate Legal Studies Committee, Curriculum Reform Committee, Appeals Board.

Member of University Orientation Committee (1986 - 1989) University Matriculation and Admissions Committee (1988), Senate Advisory Board in Law (1986 - 1989).

Chairman, University Board of Discipline, 1987.

Chairman, Guild of Undergraduates Election Tribunal (1985 - 1987).

PROFESSIONAL BODIES

Member, Maritime Law Association of the United States, Oct 2000 – present.

Associate Member, American Bar Association, July 2000 – present.

Member, Maritime Law Association of Australia and New Zealand, 1990 – present.

- Chair, Victorian Branch (1991 - 1998).
- Member, Federal Executive Committee (October 1997 - September 1998).

Member, Documentary Committee, Intertanko, November 2003 – present.

Chair, Executive Committee, Australia Maritime Training Inc (March 1996 – December 1998).

Member, International Trade and Business Committee, International Law Section, Law Council of Australia (1989 - 2000).

Member, Torts Advisory Group, Law Society of Western Australia (1984 - 1986).