



KAPITAŁ LUDZKI
NARODOWA STRATEGIA SPÓJNOŚCI

Projekt współfinansowany przez
Unię Europejską w ramach
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Społecznego

UNIA EUROPEJSKA
EUROPEJSKI
FUNDUSZ SPOŁECZNY



Course title		ECTS code	
CIELSP402 Maritime Law: Ship Casualty and Incident Investigation: Ship Casualty and Incident Investigations		10.0.8344	
Name of unit administrating study			
null			
Studies			
faculty	field of study	type	jednolite studia magisterskie
Wydział Prawa i Administracji	Prawo	form	stacjonarne
		specjalty	wszystkie
		specialization	wszystkie
Teaching staff			
dr hab. Tomasz Widłak, profesor uczelni; dr hab. Dorota Pyć, profesor uczelni; dr Dominika Wetoszka; mgr Jakub Puszkarski			
Forms of classes, the realization and number of hours		ECTS credits	
Forms of classes		1	
Lecture		15 h lecture	
The realization of activities		10 h of student's own work (including preparation for classes and to pass the course)	
classroom instruction, online classes		TOTAL: 1 ECTS	
Number of hours			
Lecture: 15 hours			
The academic cycle			
2023/2024 summer semester			
Type of course		Language of instruction	
an elective course		English	
Teaching methods		Form and method of assessment and basic criteria for evaluation or examination requirements	
<ul style="list-style-type: none"> - critical incident (case) analysis - discussion - group work - multimedia-based lecture - problem solving - problem-focused lecture - project-based method (research, implementation, practical project) - seminar lecture - simulation games - text analysis and discussion 		Final evaluation	
		Graded credit	
		Assessment methods	
		<ul style="list-style-type: none"> - assignment work – project or presentation - graded course credit based on individual grades obtained during the semester 	
		The basic criteria for evaluation	
		Grading scale: (A) very good (5.0) - 91% and more, (B) good plus (4.5) - 81% - 90%, (C) good (4.0) - 71% - 80%, (D) satisfactory plus (3.5) - 61% - 70%, (E) satisfactory (3.0) - 51% - 60%, (F) insufficient (2.0) - 50% and less. The percentage determines the percentage of knowledge and skills required for a given assessment. Percentages are rounded up to whole numbers in accordance with the generally applicable rounding rules.	
Method of verifying required learning outcomes			
Required courses and introductory requirements			
A. Formal requirements			
no limits			
B. Prerequisites			
no limits			
Aims of education			
The primary aims of a marine casualty investigation is to gather information that could be used to prevent future accidents. The lecture aims to			

present the standards of international maritime law and the European Union shipping law in the context of preventing marine accidents as well as minimizing their consequences. The course covers several essential legal aspects of investigating the causes and circumstances of marine casualties and the appropriate formulation of safety recommendations by the investigating body appointed to investigate marine casualties to reduce the risk of an accident to an acceptable level, and discusses spectacular maritime accidents.

Course contents

1. Introduction and terminology: very serious casualty, serious casualty, marine incident
2. Catastrophic marine accidents (case study)
3. Principles governing the investigation of accidents in the maritime transport sector
4. Mandatory standards for marine safety investigations
5. Common methodology for investigating marine casualties and incidents
6. Permanent Cooperation Framework for the Investigation of Accidents in the Maritime Transport Sector
7. Safety recommendations
8. European database for marine casualties
9. Fair treatment of seafarers
10. Safety investigation report content

Bibliography of literature

1. Bjørn-Morten Batalden, Are Kristoffer Sydnes, Maritime safety and the ISM code: a study of investigated casualties and incidents, WMU J Marit Affairs (2014) 13:3–25 <https://link.springer.com/content/pdf/10.1007/s13437-013-0051-8.pdf>
2. Nivedita M. Hosanee, A critical analysis of flag state duties as laid down under article 94 of the 1982 United Nations convention on the law of the sea, The United Nations-Nippon Foundation Fellowship Programme 2009 – 2010 https://www.un.org/Depts/los/nippon/unfff_programme_home/fellows_pages/fellows_papers/hosanee_0910_mauritius.pdf
3. Power V., EU Shipping Law, Vol. I-II, Routledge 2019
4. Code of the International Standards and Recommended Practices for a Safety Investigation into a Marine Casualty or Marine Incident (Casualty Investigation Code), Res.MSC.255(84) (adopted on 16 May 2008) [https://wwwcdn.imo.org/localresources/en/OurWork/MSAS/Documents/Res.MSC.255\(84\)CasualtyInvestigationCode.pdf](https://wwwcdn.imo.org/localresources/en/OurWork/MSAS/Documents/Res.MSC.255(84)CasualtyInvestigationCode.pdf)
5. REGULATIONS COMMISSION IMPLEMENTING REGULATION (EU) No 651/2011 of 5 July 2011 adopting the rules of procedure of the permanent cooperation framework established by Member States in cooperation with the Commission pursuant to Article 10 of Directive 2009/18/EC of the European Parliament and of the Council <https://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2011:177:0018:0023:EN:PDF>
6. COMMISSION REGULATION (EU) No 1286/2011 of 9 December 2011 adopting a common methodology for investigating marine casualties and incidents developed pursuant to Article 5(4) of Directive 2009/18/EC of the European Parliament and of the Council <https://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2011:328:0036:0040:EN:PDF>
7. Directive 2009/18/EC of the European Parliament and of the Council of 23 April 2009 establishing the fundamental principles governing the investigation of accidents in the maritime transport sector and amending Council Directive 1999/35/EC and Directive 2002/59/EC of the European Parliament and of the Council <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A32009L0018&qid=1648557262044>

The learning outcomes (for the field of study and specialization)

- KNOWLEDGE**
- K_WG01
has in-depth and ordered knowledge of the nature of legal sciences, their place in the system of sciences and relations to other sciences
- K_WG02
knows the terminology and concepts of law and related fields to an extended degree
- K_WG03
has in-depth knowledge about the system of powers in Poland, with particular emphasis on legislative and judicial power
- K_WG04
knows the system of Polish law, interrelationships within this system and connections between Polish law and European Union law and international law
- K_WG05
has structured knowledge of the types of legal relations and regularities that govern them
- K_WG06
has structured knowledge about person as an entity

Knowledge

- K_WG01
has in-depth and ordered knowledge of the nature of legal sciences in the field of shipping law, their place in the system of sciences and relations to other sciences
- K_WG02
knows the terminology and concepts of shipping law and related fields to an extended degree especially in marine casualty investigation

Skills

- K_UW02
is able to use and integrate theoretical knowledge of shipping law and related scientific disciplines to analyze and interpret complex legal problems of marine casualty investigation
- K_UW03
is able to use complex theoretical approaches to analyze, interpret and design legal strategies; can generate solutions to specific problems related to the shipping law and forecast the course of their solutions and predict the effects of planned activities concerning prevention of marine accidents

Social competence

- K_KK01
has deepened awareness of the level of their knowledge and skills, and also understands the need for lifelong learning
- K_KK02

<p>constituting social structures and the principles of their functioning, as well as about person as an entity functioning in these structures</p> <p>K_WG07 knows methods and tools, including techniques for obtaining data and information, and research methods appropriate for legal sciences and related fields</p> <p>K_WG08 has in-depth knowledge of the sources of Polish law, its changes and the process of its creation</p> <p>K_WG09 has in-depth and ordered knowledge of the processes of change in power systems and its individual organs as well as the consequences of these changes</p> <p>K_WK10 knows and understands the basic concepts and principles in the field of protection of industrial property and copyright and understands the need for proper protection of intellectual property and management of its resources</p> <p>K_WK11 has in-depth knowledge of the principles of creating and developing basic forms of individual entrepreneurship</p> <p>K_WK12 has knowledge of health and safety at work in public administration institutions</p> <p>K_WK13 has in-depth knowledge of the functioning of self-governments of legal professions, knows the rules of exercising the profession of judge and prosecutor, has knowledge about the organization of justice in Poland</p> <p>SKILLS</p> <p>K_UW01 has deepened skills in observing and interpreting social phenomena, analyzes their connections with various areas, branches of law and related sciences</p> <p>K_UW02 is able to use and integrate theoretical knowledge of law and related scientific disciplines to analyze and interpret complex legal problems</p> <p>K_UW03 is able to use complex theoretical approaches to analyze, interpret and design legal strategies; can generate solutions to specific problems related to the law and forecast the course of their solutions and predict the effects of planned activities</p> <p>K_UW04 efficiently uses legal and professional principles and norms in undertaken professional activity</p> <p>K_UW05 can analyze and has the ability to diagnose moral and legal dilemmas in professional work</p> <p>K_UW06 is able to assess the usefulness of typical procedures and good practices for the implementation of complex tasks related to various areas related to law and related fields</p> <p>K_UK07 has developed the ability to understand and analyze social phenomena and to use this analysis in professional work</p> <p>K_UK08 has an in-depth ability to prepare various essays in Polish</p>	<p>is aware of the need to expand professional competences and qualifications as well as improves skills, is able to independently determine the directions of their own development and education in an extended and in-depth degree</p>
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<p>and in a foreign language related to his work K_UK09 has deepened ability to prepare oral presentations, in Polish and in a foreign language, in the field of law and related sciences</p> <p>K_UK10 has language skills in the fields of science and scientific disciplines relevant to the field of study being studied, in accordance with the requirements set for level B2 + of the European Language Description System</p> <p>K_UO11 is able to cooperate in a team and is able to coordinate the work of the team in solving legal problems, interpreting legal acts, preparing a written or oral position on</p> <p>K_UU12 is able to efficiently acquire knowledge and develop his professional skills using a variety of sources (in native and foreign languages) and modern technologies</p> <p>COMPETENCES</p> <p>K_KK01 has deepened awareness of the level of their knowledge and skills, and also understands the need for lifelong learning</p> <p>K_KK02 is aware of the need to expand professional competences and qualifications as well as improves skills, is able to independently determine the directions of their own development and education in an extended and in-depth degree</p> <p>K_KO03 is ready to actively participate in groups, organizations and institutions carrying out professional activities related to law, at the same time is able to communicate with people who are not specialists in the field of law</p> <p>K_KO04 is ready to undertake the preparation of own social projects, taking into account legal, economic and political aspects, including the preparation and implementation of projects co-financed by the European Union</p> <p>K_KR05 prepares responsibly for his work, is able to set priorities at work which is properly laid out</p> <p>K_KR06 is convinced of the importance of behaving in an ethical and professional manner, acting in accordance with the principles of ethics</p> <p>K_KR07 is ready to take on professional challenges, undertakes efforts and is characterized by perseverance in the implementation of individual and team activities in the field of law and related sciences</p>	
<p>Contact</p> <p>http://prawo.ug.edu.pl/pracownik/3151/tomasz_widlak</p>	