

Ability to achieve goals



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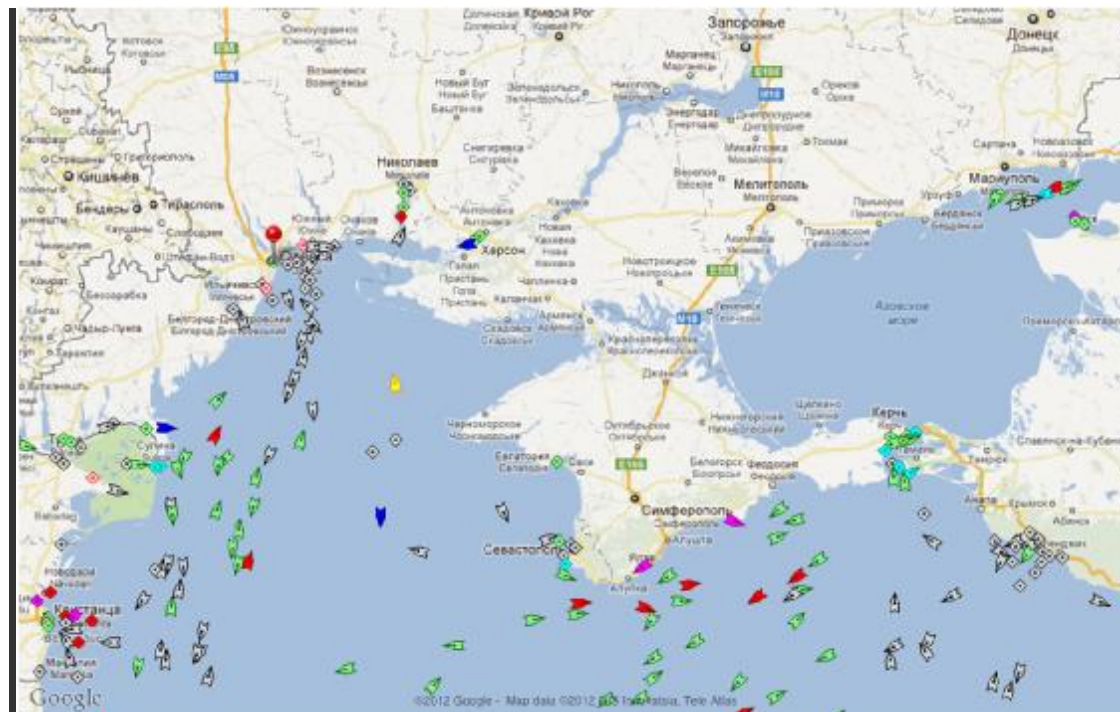
Implementation Of The 1952 Ship Arrest Convention By The Ukraine

**The 9th Annual
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Conference**

**May 2-3, 2012
New York, USA**

Implementation Of The 1952 Ship Arrest Convention By The Ukraine

Introduction To The Ukraine



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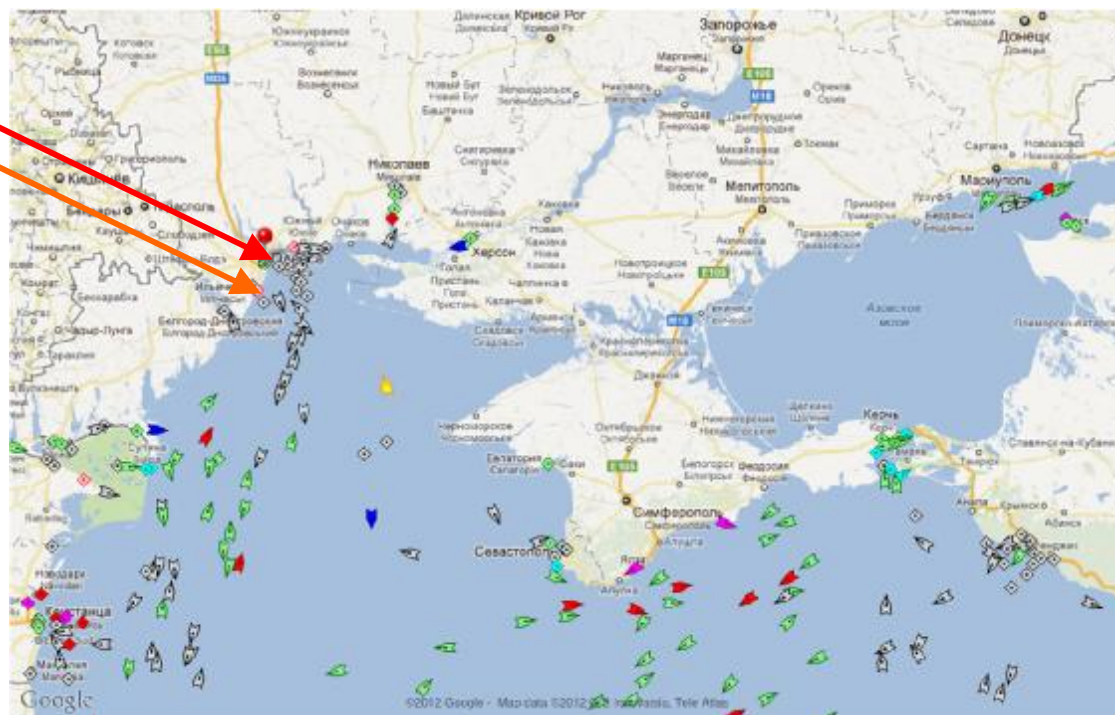
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Ukrainian Ports:

Odessa
Ilyichevsk
Yuzhny



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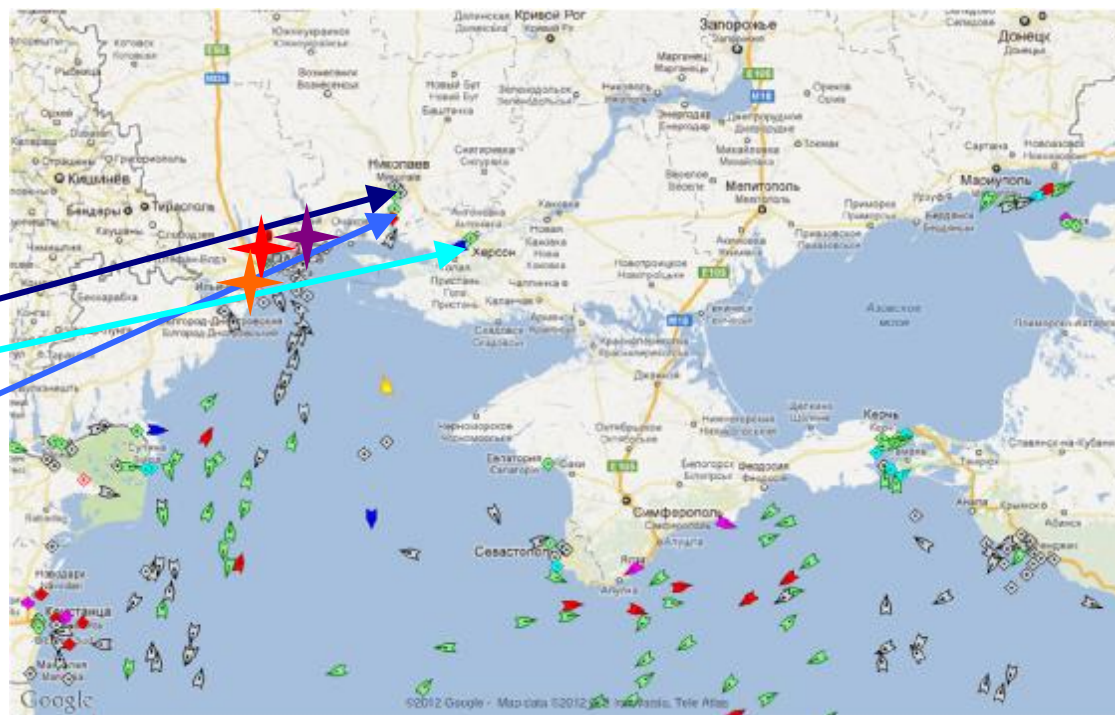
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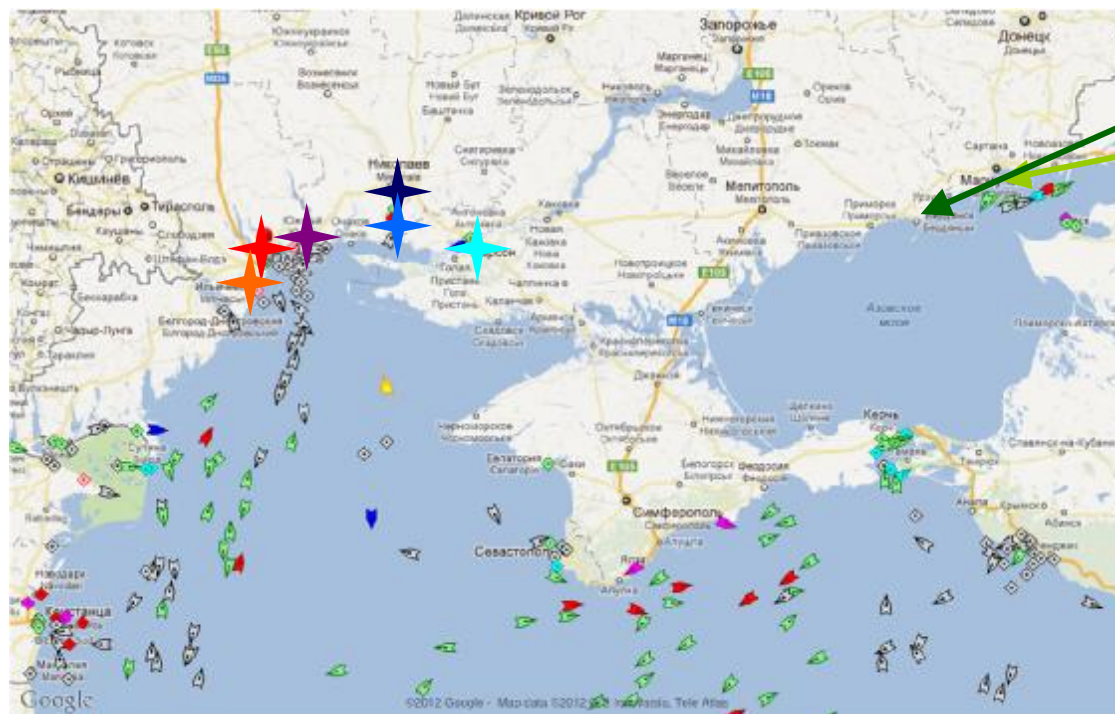
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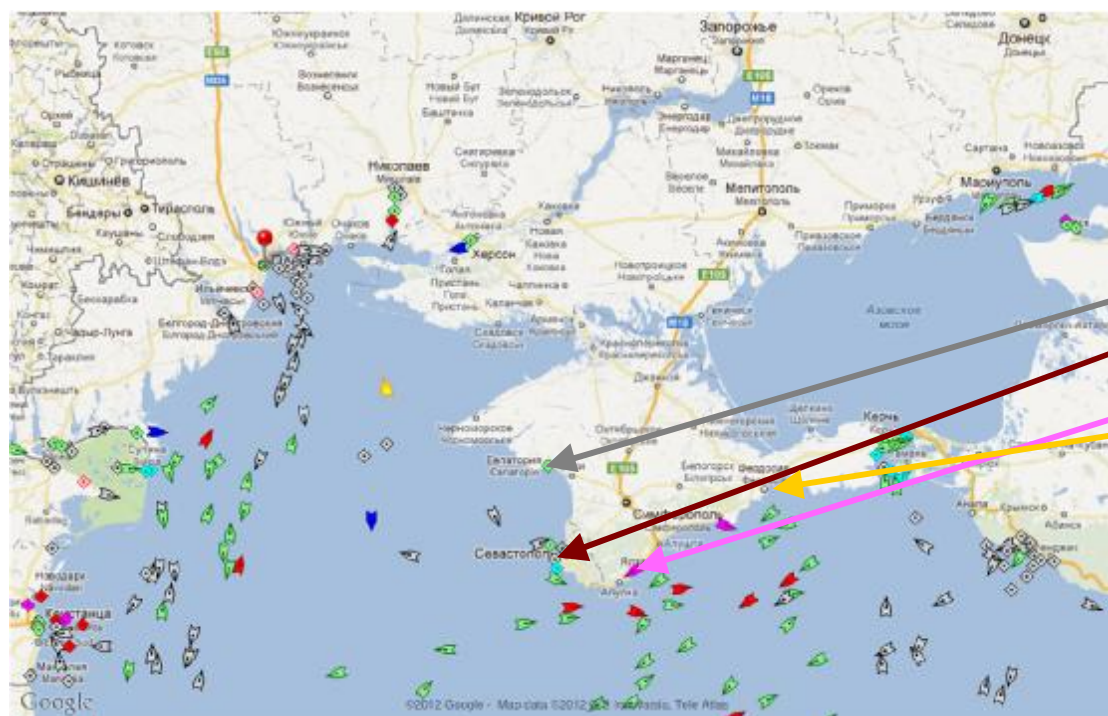
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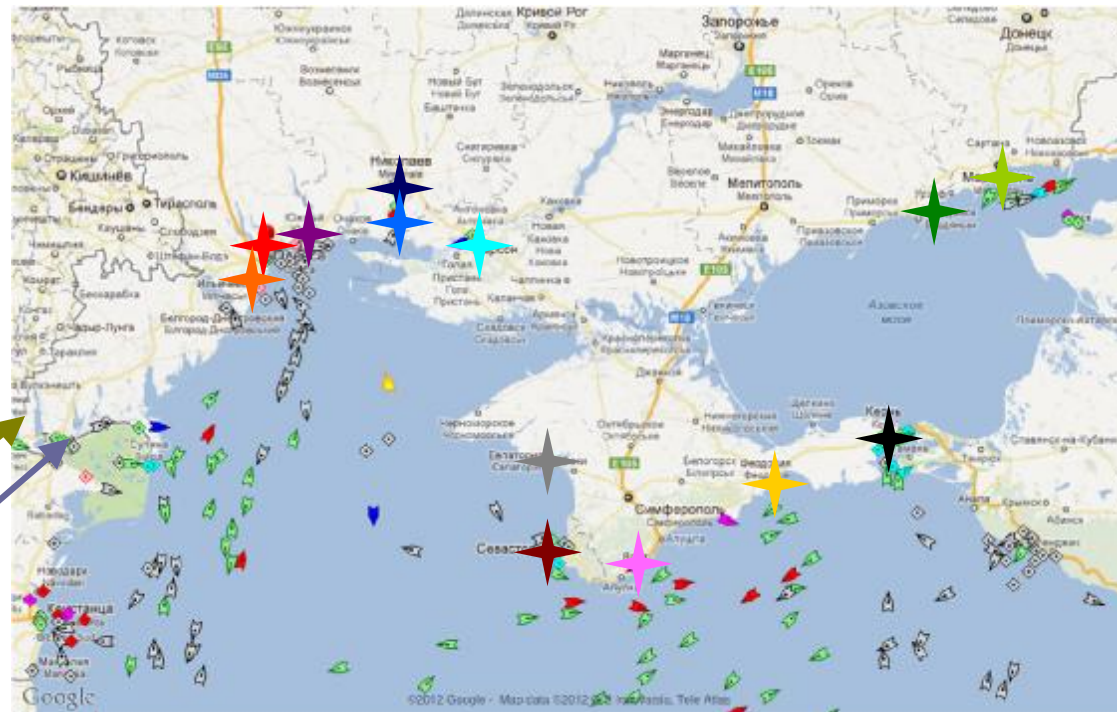
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“Facts are stubborn, but statistics are more pliable.”

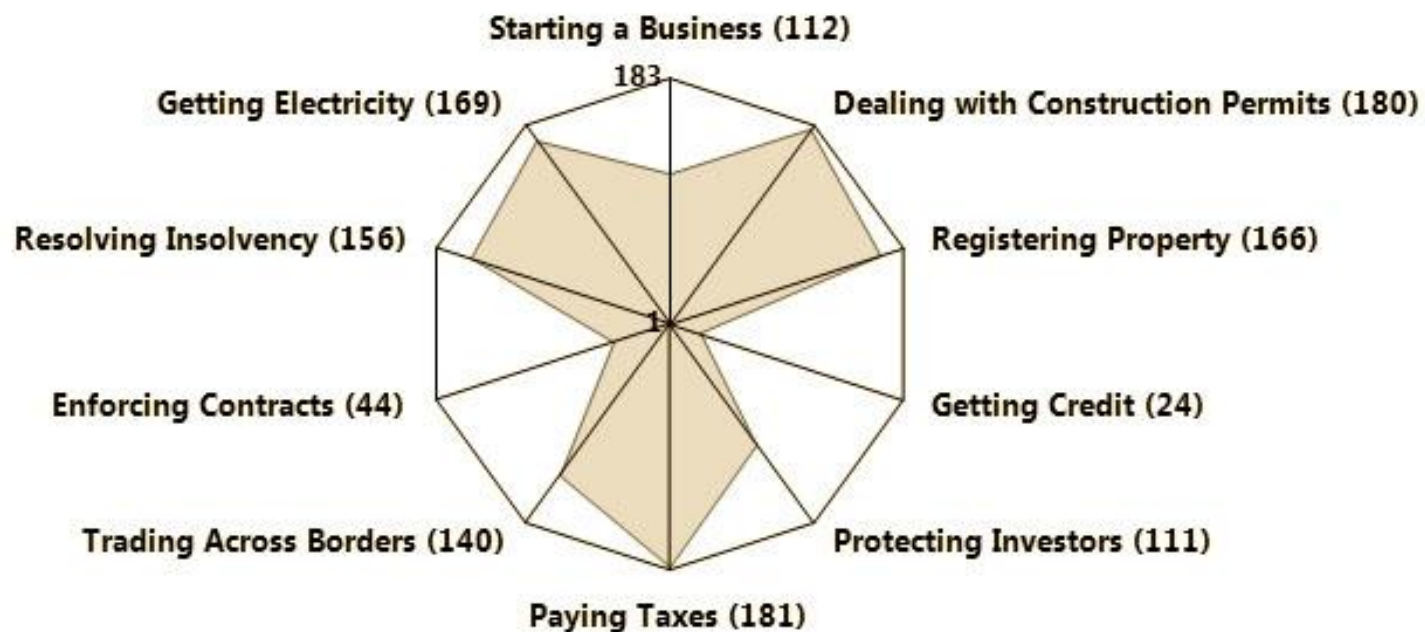
Mark Twain

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Overall Ranking is **152** out of 183 countries

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Overall Ranking is **152**
out of 183 countries

RANK	COUNTRY/TERRITORY	SCORE
143	Belarus	2.4
143	Comoros	2.4
143	Mauritania	2.4
143	Nigeria	2.4
143	Russia	2.4
143	Timor-Leste	2.4
143	Togo	2.4
143	Uganda	2.4
152	Tajikistan	2.3
152	Ukraine	2.3
154	Central African Republic	2.2
154	Congo Republic	2.2
154	Côte d'Ivoire	2.2

168	Angola	2.0
168	Chad	2.0
168	Democratic Republic of the Congo	2.0
168	Libya	2.0
172	Burundi	1.9
172	Equatorial Guinea	1.9
172	Venezuela	1.9
175	Haiti	1.8
175	Iraq	1.8
177	Sudan	1.6
177	Turkmenistan	1.6
177	Uzbekistan	1.6

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“When I was a boy I was told that anybody could become
President; I'm beginning to believe it.”

Clarence Darrow

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Implementation Of The Convention

The Convention will enter into force on the territory of Ukraine in 13 days, on **May 16, 2012**.

No detailed procedure concerning ship arrest was adopted by the Ukraine.

The Convention in its original text has been given force of law by the Ukrainian Parliament.

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Implementation Of The Convention

“My mechanic told me, "I couldn't repair your brakes, so I made your horn louder.””

Steven Wright

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Implementation Of The Convention

The Claimant is required to provide a *prima facie* evidence of his claim.

Legal connection between the ship and defendant is to be established

For what claims can an arrest be made?

Maritime claims

Non-maritime
claims

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Implementation Of The Convention

Arrest to found jurisdiction in Ukraine.

Defendant is domiciled in Ukraine

Period of time to be granted by the Courts in order for the claimants to take legal action on the merits

Proprietary claims relating to the possession of ship, title to ownership.

Loss of life of resident of Ukraine or accident in Ukraine

A ship can be arrested in respect of a claim against the bareboat/demise charterer.

Damage caused by ship in Ukraine to a property

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Implementation Of The Convention

Arrest for claim against manager or operator

Caveat against arrest is not applicable

Counter-security in order to arrest a ship

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Implementation Of The Convention

Documents for presentation of claimant's interests in a court.

Type of security required in order to obtain the release of the ship.



Cash deposit

Bank guarantee

P&I Club's LOU

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Implementation Of The Convention

Acknowledgement of a wrongful arrest:

- Arrest cancelled by a court.
- The claimant fails to commence proceedings on the merits.
- The claimant recalled his claim.
- The claimant fails in his legal action on the merits.

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