

MV BADR OR MIRIAM B?

How to deal with 'Document Piracy'

By Yoav Harris, Adv.

Harris & Co
Maritime Law Office

Get Started





ΣΥΣΤΑΣΗ ΠΡΩΤΗΣ ΠΡΟΤΗΧΩΜΕΝΗΣ ΝΑΥΤΙΚΉΣ ΥΠΟΘΉΚΗΣ ΕΠΕΤΟΥ ΠΛΟΙΟΥ "ΒΑΙ

ΙΔΙΟΚΤΗΣΙΑΣ ΤΗΣ ΕΤΑΙΡΕΙΑΣ "LIBYAN NAVIGATOR LTD

ΓΙΑ ΠΟΣΟ 9.230.362,00 ΔΟΛΑΡΙΩΝ

Στην Αθήνα, σήμερα στις δέκα τέσσερις (14) του μηνός Σεπτεμβρίου του έτους δύο χιλιάδες δέκα επτά (2017), ημέρα Πέμπτη, στο γραφείο μου που βρίσκεται επί της οδού Κουμπάρη 5 (ΤΚ 106 74), στον 2ο όροφο, σε μένα την συμβολαιογράφο Αθηνών ΙΩΑΝΝΑ Ιωάννου ΑΝΔΡΕΑΔΑΚΗ, που εδρεύω στην Αθήνα, με αριθμό φορολογικού μητρώου 046203367 της Δ' Δ.Ο.Υ. Αθηνών, εμφανίσθηκαν οι γνωστοί μου και μη εξαιρούμενοι από τον νόμο αφ' ενός ο Asen Kavdanski (Ασέν Καβντάνσκι) του Evgeniev (Εβγκένιεβ) και της Maria (Μαρία), επιχειρηματίας, υπήκοος Βουλγαρίας, που γεννήθηκε στις 9-7-1981 στο Blagoevgrad (Μπλαγκόεβγκραντ) της Βουλγαρίας όπου και κατοικεί, στη διεύθυνση Dame Gruev No 34 (TK 2700), κάτοχος του με αριθμό 646875668/20-2-2017 δελτίου τουτότητος εκδόσεως της Δημοκρατίας της Βουλγαρίας, με ατομικό αριθμό 8107090067, ο οποίος παρίσταται και ενεργεί στο παρόν ως διαχειριστής. νόμιμος εκπρόσωπος, επ' ονόματι και δια λογαριασμό της εταιρείας περιορισμένης ευθύνης με την επωνυμία "BULGARGEOMIN LTD DZZD", με έδρα και διεύθυνση διαχείρισης την Σόφια της Βουλγαρίας (Λεωφ. Βουλγαρίας 111κτίριο Α'- 3°ς όροφος), που συστάθηκε σύμφωνα με τις διατάξεις των περί εταιρειών νόμων της Βουλγαρίας με το από 4/4/2013 καταστατικό, όπως τροποποιήθηκε στις 9-5-2013, στις 28-5-2013 και στις 4-6-2013 και στις 4-6-2013, επίσημο αντίγραφο του οποίου



APOSTILLE (Convention de La Haye du 5 octobre 1961

1. Държава: Гърция Този публичен акт

2. Подписан от Йовна Анреадаки

3. ирото действа в качеството му на

Нотариус на Атина

4. и е поставен лечат/мерка на споменатия по-горе Нотариус на Атина

Заверката се прави

5, е аред Атина

6. На 28.09.2017 година.

7. от Сотириос Тсувалас Първоинстанционен съдия

8. noð N 6095/2017

9. Печат: Република Гърция, Първоинстанционен съд на Атина

10. Подпис: на Сомириос Тсувалас

Подписаният, Георгиос Христос Христакудис, удостоеврявам еврността на извършения от мен превод от гръцки на български език на приложения документ «Учредяване на предпочитаема морска ипотека». Преводът се състои от nousoday Phucauyes 23 страници.

(доц. б-р. Георгиос Христос Христекудис) (Doc. Dr. Georgios Christos Christakudis)



Министерство на въщините работи Дирекция "Консулски отношения"

мостоверява подписа на преводича: Георгиос Христос Христакумис

Министерство на външните работи не носи отговорност за верността на превода.

София, дата: 06.10.2017 Сектор "Заверки и астамизация"

ID: 05-B226F81C8D45





Forged Mortgage deed

Vladimirov Law Office
Attorneys & Counselors

VLADIMIROV LAW OFFICE BULGARIA



Adv. Vladimir Vladimirov



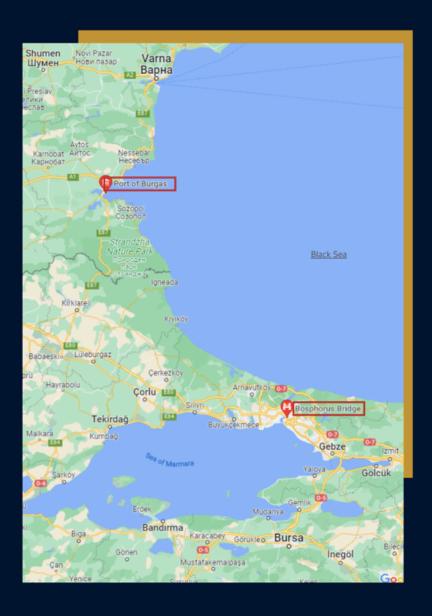
Adv. Veselina Kirilova



Adv. Vera Asenova





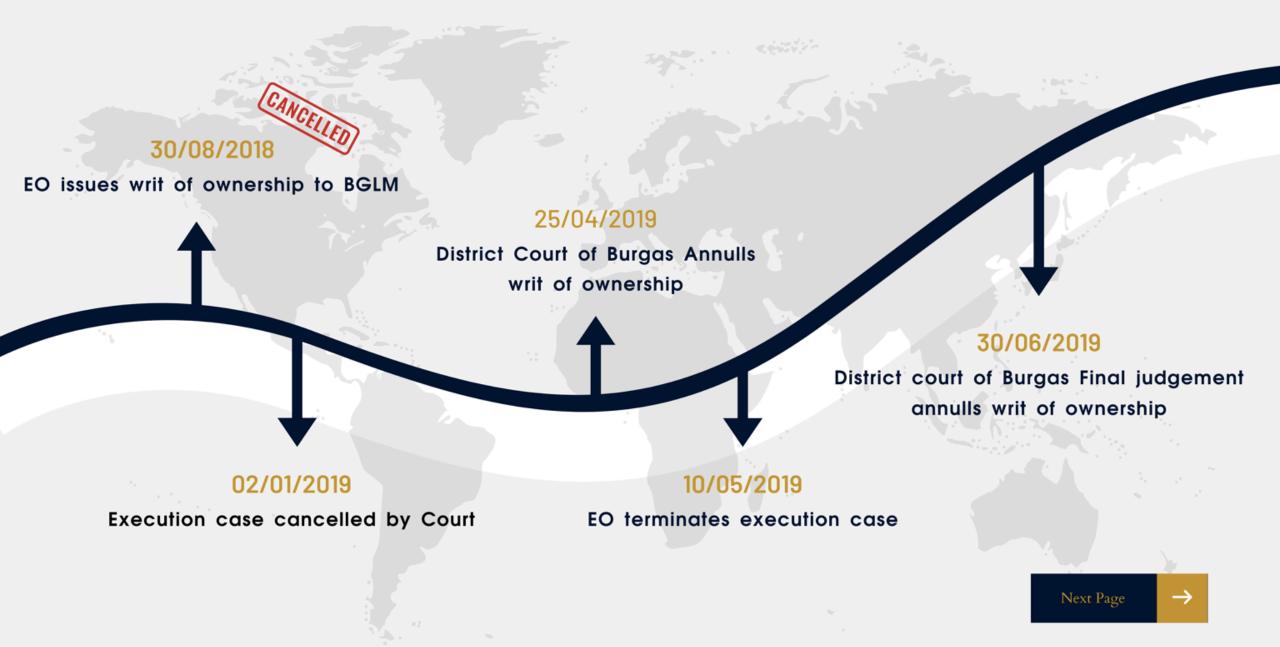


Forced Change of crew and flag of the vessel

Dec. 2018

Cancellation and Anullment of Procedures





IMMARBE Resolution

No. EX-012-19



Resolution No. EX-012-19

WHEREAS the undersigned, Senior Deputy Registrar of Ships, of the International Merchant Marine Registry of Belize (IMMARBE) is duly empowered to ensure compliance of national and international regulations applicable to all vessels enrolled under the Belize flag:

CONSIDERING that the vessel "MORGANA" a Tanker (Oil Products Tanker) of 61,342 gross tonnage, net tonnage of 35,396, length of 240.63 meters, Breadth of 43.80 meters and depth of 21,00 meters built in 2008 provisionally registered on the 8th May 2019 in the International Merchant Marine Register of Belize under the ownership of MORGAN & CO. LTD, of 80 Broad Street, Monrovia, Liberia, with IMO number 9356426, Call Letters V3EL and Registration Number 931930027:

CONSIDERING that the Morgana's provisional registration expired on November 7, 2019 and no effort was made or communicated to apply for permanent status prior to the expiration of the provisional registration or for any quarterly extension.

NOW, IT IS HEREBY RESOLVED, with immediate effect from the date first mentioned that the registration of the MV "MORGANA" in the International Merchant Marine Register of Belize has come to an end due to the expiration of its provisional patents;

This Resolution is deemed to be the document of notification to the vessel's agent, owners, and or master, that the subject vessel is no longer registered on the International Merchant Marine Register of Belize.

BE IT NOTIFIED AND EXECUTED on this 2nd day of December 2019.

ANNETTE GAREL (MRS.)
SEMIOR DEPOTY REGISTRAS OF SHIPS





THE ATTEMPTS TO REGISTER THE VESSEL





UNITED NATIONS CONVENTION ON CONDITIONS FOR REGISTRATION OF SHIPS

Article 11 Register of ships



4. Before entering a ship in its register of ships a State should assure itself that the previous registration, if any, is deleted.





IMMARBE Resolution No. EX-012-19



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CONSIDERING that the Morgana's provisional registration expired on November 7, 2019 and no effort uses made or communicated to apply for permanent slatus prior to the expiration of the provisional registration or for any quanterly extension.

NOW, IT IS HEREBY RESOLVED, with immediate effect from the date first mentioned that the registration of the MV "MORGANA" in the International Merchant Marine Register of Belize has come to an end due to the expiration of the provisional patents.

This Resolution is deemed to be the document of notification to the vessel's agent, owners, and or master, that the subject vessel is no longer registered on the International Merchant Marine Register of Belize.

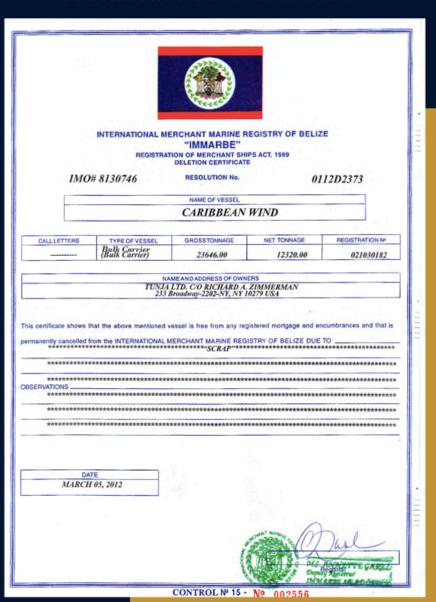
BE IT NOTIFIED AND EXECUTED on this 2nd day of December 2019.

ANNÉTTE GAREL (MRS.)
SENIOR DEPUTY RÉGISTRAB OF SHI
BELIZE

farina Towers, Bulte 204, Newtown Barrack eller City, Beller C.A. 201 223 2031 / 201 223 2026



Example of Deletion Certificate of "IMMARBE"



LIVIA MARINE SERVICES LTD

Kamor Shipping Tanker & Services LTD.

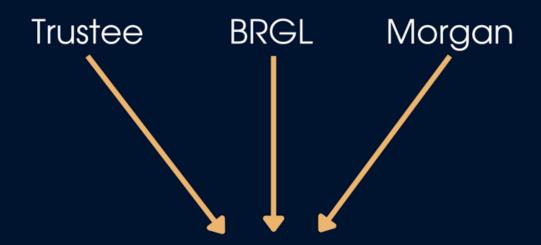


Livia Marine Services LTD

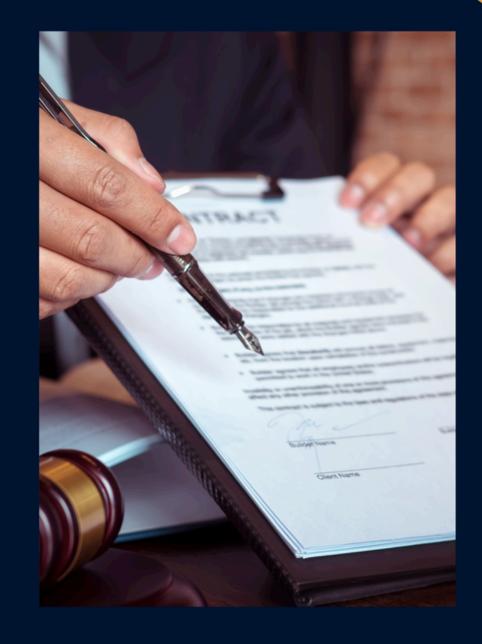
Kamor Trustee







Livia Marine Services LTD



Bill of Sale 29.01.2020

BILL OF SALE

(Deed of Transfer)

Official Number	Ship	Year of Registration and port of Registry		Type of Ship
IMO No. 9356426	MIRIAM (new name, present name: MORGANA)	2020 / Haifa, Israel (ne	ew, present/old Belize)	Oil Tanker
Length over all Beam (mld) Depth	248.964 m 43.80 m 21.00 m	Gross Tonnage	Net tonnage	Type of engines
		61'342.00	35'396.00	1 Diesel Engine Doosan, MAN B&W 6S60MC-C / 13'560.00 KW

We, MORGAN & CO LTD (hereinafter called "the Transferors"), having our principal place of business at: 80, Broad Street, Monrovia, country of Montserrado, Republic of Liberia – Company Registration No. C-117145,

in consideration of the sum equivalent to USD 3,300,000 (US Dollar three million and three hundred thousand) as per the Memorandum of Agreement dated 29th January 2020

secured to us by <u>LIVIA MARINE SERVICES LTD</u> with Registration Number: 516115557, having principal place of business at 152, Jaffa Road, 2nd floor <u>Haifa, Israel</u> (hereinafter called "the Transferee(s)")

the receipt whereof is hereby acknowledged, transfer all shares in the Ship above particularly described, and in her boats and appurtenances, to the said Transferee(s).

Further, we, the said Transferors of ourselves and our successor covenant with the said Transferees and their assigns, that we have power to transfer in manner aforesaid the premises hereinbefore expressed to be transferred, and that the same are free from encumbrances, maritime liens or any debts whatsoever.

In witness whereof we have executed this Bill of Sale on: January 29, 2020

Transferors: Witness:

Name: JAN STOEV Name: Rachel Zilberfarb Schreiber

Title: Sole Director, Morgan& Co Ltd. Title: Lawye

This Bill of Sale, being the legal sale's instrument is issued 2 (two) originals and 0 (zero) duplicate.

NOTE: A purchaser of a Vessel does not obtain a complete title until the Bill of Sale has been recorded at the Port of Registry of the ship; and neglect of this precaution may entail serious

NOTE: Registered Owners or Mortgagees are reminded of the importance of keeping the Israeli Administration of Shipping and Ports (ASP)-Register of Vessels informed of any case of residence on their part.

781-5-1008



17



CONVENTION ON THE LAW OF THE SEA 1982/1994

Article 92 Status of ships



1. Ships shall sail under the flag of one State only and, save in exceptional cases expressly provided for in international treaties or in this Convention, shall be subject to its exclusive jurisdiction on the high seas...

Article 94 Duties of the flag State



1. Every State shall effectively exercise its jurisdiction and control in administrative, technical and social matters over ships flying its flag.





CONVENTION ON THE LAW OF THE SEA 1982/1994

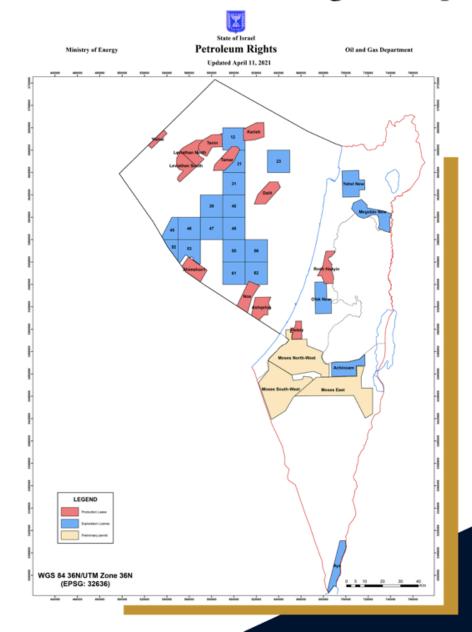
Article 56
Rights, jurisdiction and duties of the coastal
State in the exclusive economic zone



- 1. In the exclusive economic zone, the coastal State has:
 - (a) sovereign rights for the purpose of exploring and exploiting, conserving and managing the natural resources, whether living or non-living, of the waters superjacent to the seabed and of the seabed and its subsoil, and with regard to other activities for the economic exploitation and exploration of the zone, such as the production of energy from the water, currents and winds;



Israeli's Petroleum Rights map



HAIFA MARITIME COURT JUDGEMENT 28.6.2022



56. There is no place to refer at this stage to the plaintiff's claims on the question of whether according to the purchase agreement Ownership rights on the vessel were transferred to the defendant or not, and whether these were conditioned paying the agreed amount. There is no place either to refer to the plaintiff's claim that the agreed amount, about 3.3 million dollars, was not transferred and that in any case this amount Shows that the parties knew about the failures in proving ownership, since the value of the ship is immeasurably greater than the amount the payoff. There is also no need to discuss the claim of the plaintiff according to which Morgan remains in fact the owner of the ship, and therefore the ship is not eligible for registration in Israel and more.

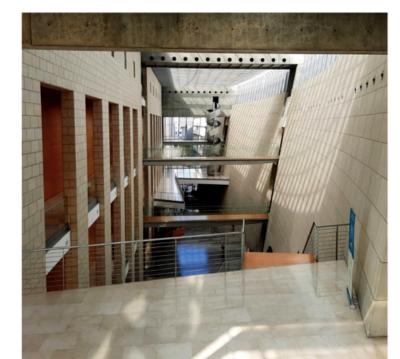




It is enough that the ship is still registered in Libya, that no procedures were taken to cancel the registration, and that there is no judicial decision reserved for canceling the plaintiff's rights on the vessel, or canceling the registration of the ship in the plaintiff's name, to determine that the ship's registration in Israel is not valid.







Deletion Certificate "MIRIAM B"

30.06.2022

STATE OF ISRAEL MINISTRY OF TRANSPORT & ROAD SAFETY

ECONOMY & FOREIGN RELATIONS DIVISION

Date: 30.06.2022

4000-0706-2022-0001059

ADMINISTRATION OF SHIPPING & PORTS

Subject: Deletion Certificate "MIRIAM B"

This is to certify that under the Haifa district court ruling number 7026-04-20:

- 1. The vessel named "MIRIAM B", official registration number M.S. 406, IMO number 9356426, registered in Israel under the ownership of Livia Marine Service Ltd (Company no. 516115557) in whole., has been deleted today from the Israeli Registry of Vessels.
- 2. Upon deletion, there are no mortgages, liens or any other encumbrances registered upon the abovenamed vessel in the Israeli Registry of Vessels.

In witness whereof, I have hereunto set my hand and seal at Haifa, Israel on this 30th day of June 2022 at 14:35 local time





Israeli-Lebanese Maritime Border Agreement





