

# **Indian Maritime University**

(A Central University, Govt of India)

MBA-International Transportation and Logistics Management/  
Port and Shipping Management

**PG22T2204/PG21T2204 (Semester II)**

**Maritime Business Environment**

May/June 2018 End Semester Examinations

Time: 3 Hours

Max Marks:60

Date: 31.05.2018

Pass Marks:30

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## **SECTION A**

**12 X 1=12 Marks**

Answer all the questions

All the questions carry equal marks

1. A promise made without the intention of performing it amounts to
  1. Innocent misrepresentation
  2. Fraud
  3. Negligent misrepresentation
  4. Wrongful misrepresentation
2. Athens Convention of 1974 deals with liability with regard to
  1. Passengers
  2. Luggage
  3. Vehicles
  4. All Three above
3. A quasi contract is
  1. A relationship resembling a contract
  2. An express Agreement
  3. An implied Agreement
  4. A void contract

4. In a sale, the property in goods

1. Is transferred to the buyer
2. Is yet to be transferred to the buyer
3. May be transferred at a future date
4. Is transferred when goods are delivered to the buyer

5. Under Civil Liability Convention for oil pollution (CLC), ship owners' liability is

1. Unlimited
2. Limited
3. Based on fault
4. Based on negligence

6. In a contract of guarantee, there is / are

1. One contract
2. Two contracts
3. Three contracts
4. Four contracts

7. The term 'Caveat Venditor'

1. Protects seller
2. Protects third parties
3. Protects buyer
4. Protects both buyer and seller

8. GST has been introduced through \_\_\_\_\_ amendment in the Constitution of India

1. 101<sup>st</sup>
2. 114<sup>th</sup>
3. 99<sup>th</sup>
4. 102<sup>nd</sup>

9. An Auctioneer is a
1. Sub Agent
  2. Non-Mercantile Agent
  3. Principal
  4. Mercantile Agent
10. The right of lien exercised by an unpaid seller is to
1. Regain possession
  2. B. Recover price and other charges
  3. Retain possession
  4. Recover damages
11. The unlawful detention of any property of a person to obtain his consent to a contract amounts to
1. Misrepresentation
  2. Fraud
  3. Undue influence
  4. Coercion
12. Taxation for 'Transport Services' under the recent GST Law is
1. 0.5%
  2. 5.0%
  3. 12%
  4. 18%

**SECTION B**

**5 X 4 = 20 Marks**

Answer any 5 out of 7 questions

Each answer should not exceed 200 words

13. What is 'Mate's Receipt'? (2 marks). Mates Receipt is losing its relevance in modern day shipping business. Explain (3 marks).

14. Port State Control is an alternate form of action to Flag State Control. Explain.
15. Both Bailor and Bailee of goods have certain duties. Explain with the help of examples and case studies.
16. 'Where there is a right, there is a remedy'. Explain this statement in relations to breach of contract.
17. Differentiate Void and Voidable contracts with particular reference to the 'doctrine of frustration'.
18. Bill of Lading, a very important document in commercial shipping is a 'one-sided contract'. Explain.
19. Who is an 'Unpaid Seller'? (2 marks); What are the rights of an 'unpaid seller'? (3 marks).

### **SECTION C**

**4 X 7 = 28 Marks**

Question No. 20 is compulsory  
Answer any 3 out of 5 remaining questions  
Each answer should not exceed 500 Words

1. A consignment of 50 packages each package weighing 60 kilos with an invoice price of USD 200/- (Two Hundred only) per package, out of which 10 packages were damaged and declared as 'total loss'. What will be the Carrier's maximum liability in USD if the Bill of Lading is issued under Hague -Visby Rules, 1968? (For calculation purpose, 1 SDR = USD 1.35)
2. The Goods and Services Tax Act, 2017 (GST) is a landmark legislation in independent India. What effect will have it on logistics business in India?
3. An Agent owes various Duties to his Principal as well as the Principal to the Agent. What are they?

4. What are 'Conditions' and 'Warranties' in Sale of Goods? The affected party can treat breach of conditions as breach of warranties; but not vice versa. Explain.
  5. List out and explain the salient features of Safety of Life at Sea (SOLAS) Convention.
  6. Write short notes on:
    1. Indian Railway Administration as Carriers under the Railway Act, 1989 (3 marks)
    2. Anti- Dumping Duty (2 marks)Director General of Shipping (DGS) (2 marks)
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