

## Resolution on Limitation of Liability Act

“WHEREAS there have been a number of bills introduced in the United States Congress to repeal or significantly modify the Shipowner’s Limitation of Liability Act, 46 U.S.C. §§ 30501-30512 and the President of the Maritime Law Association (the Association) appointed a Special Committee to study the bills that were introduced in Congress and to formulate a report recommending the position that the Association should take on a Shipowner’s Limitation of Liability Act; and

WHEREAS the Special Committee issued a report on September 25, 2010 with the majority of the Committee recommending that the Association petition Congress not to repeal the Shipowner’s Limitation of Liability Act but to amend the Act by adopting the 1976 Convention on Limitation of Liability for Maritime Claims and the 1996 Protocol Amendments to the 1976 Convention; and

BE IT RESOLVED that the Association recommends that the United States Shipowner’s Limitation of Liability Act, 46 U.S.C. §§ 30501-30512 not be repealed and that the Association considers that the concursus provisions in the Act to be critical in resolving all of the claims arising from a single maritime casualty; and

BE IT ALSO RESOLVED that the Association’s position on this issue is that the United States should adopt the 1976 Convention on Limitation of Liability for Maritime Claims with the 1996 Protocol Amendments to the 1976 Convention in a manner that will have consistent application for both domestic and non-domestic vessels operating in U.S. waters and international waters and it also have a consistent application to vessels of all classes in commercial and non-commercial trade; and

BE IT FURTHER RESOLVED that the President of the Association is hereby authorized and directed to inform the appropriate Committees and Members of Congress and the Executive Branch of the Association’s position with respect to the foregoing, and to authorize representatives of the Association to represent the Association in communication with Congress and the Executive Branch with respect thereto, subject to such conditions as the President may deem appropriate.”

Dated- November/December- 2010