

# **Implementation of the HNS Convention: Interrelationships between Maritime Liability Conventions**

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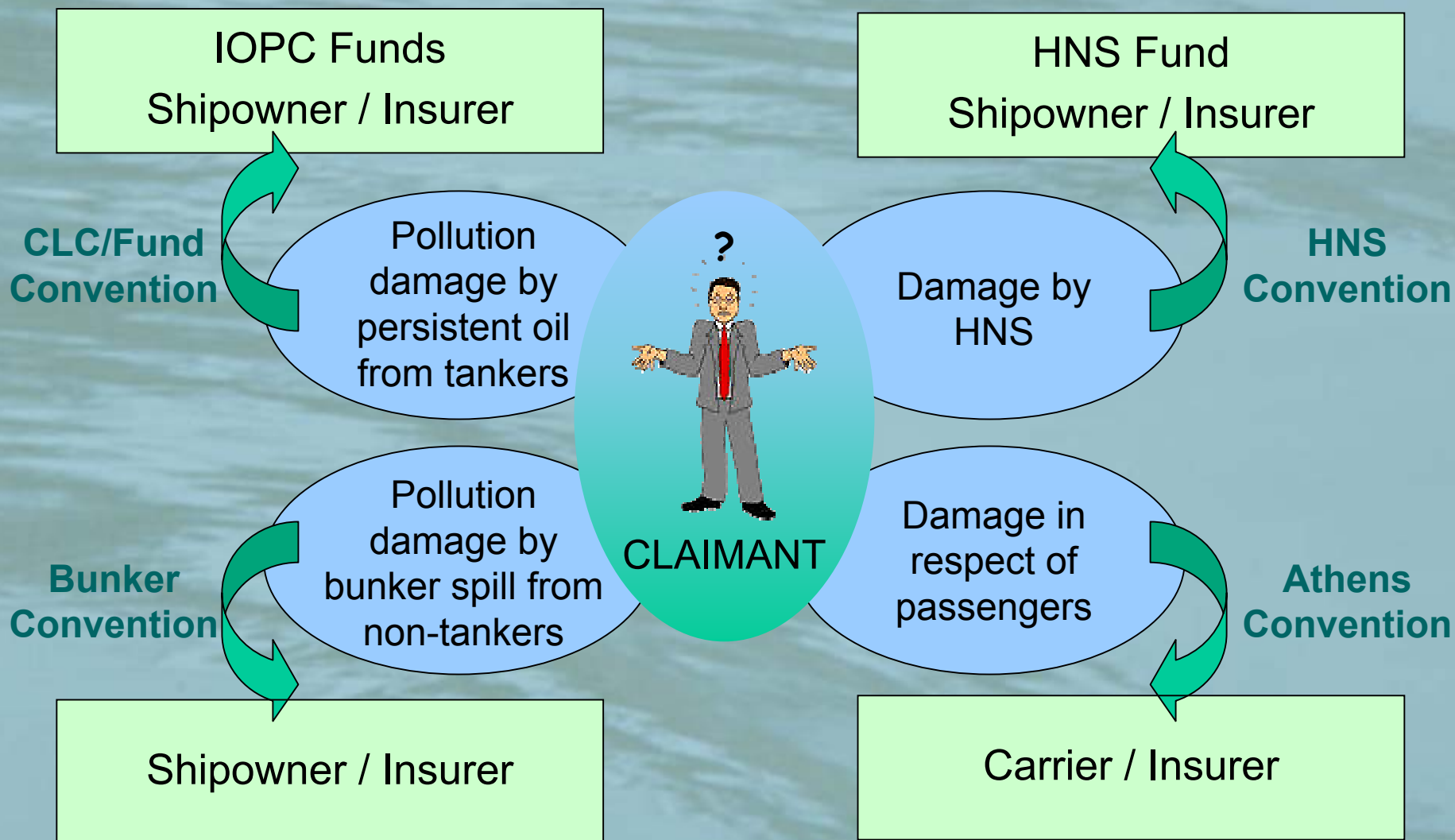


International Oil Pollution Compensation Funds

# **Maritime Conventions concerning Liability and Compensation**

- HNS Convention
- 1992 Civil Liability Convention
- 1992 Fund Convention
- Supplementary Fund Protocol
- Bunker Convention
- Athens Convention
- Convention on Limitation of Liability  
for Maritime Claims (LLMC)





# SCENARIO 1

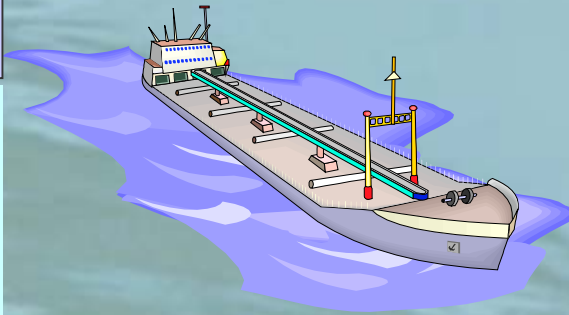
## HNS Convention only

Chemical tanker (15 000 GT) with cargo of benzene ruptures tank during berthing. Some immediate deaths amongst caged fish in port area and possible long term effects to mariculture and human health.

### HNS Convention

Shipowner	29.5	million SDR
HNS Fund	220.5	million SDR
Total	250	million SDR

Preventive measures,  
Property damage,  
Studies of damage to  
environment & human health  
Economic loss due to preventive  
measures & property damage





## SCENARIO 2

### HNS Convention, CLC/Fund Convention, Bunker Convention & Athens Convention

Chemical tanker (20 000 GT) and cruise ship (85 000 GT) collide, killing 5 and injuring 30 passengers and breaching the cruise ship's bunker tanks. The tanker spills some of its cargoes of lube oil & epichlorohydrin, killing 10 more passengers.

#### HNS Convention

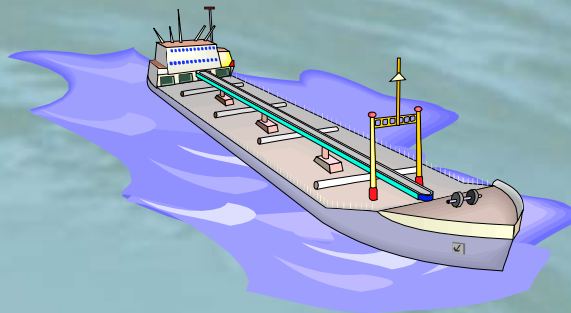
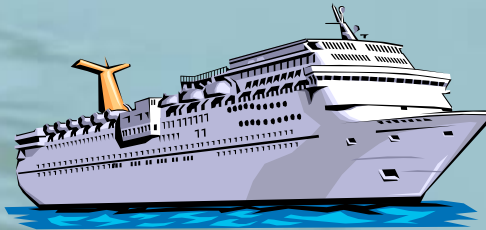
Shipowner	37	million SDR
HNS Fund	213	million SDR
Total	250	million SDR

Damage caused by  
epichlorohydrin, including:  
passenger deaths

#### Bunker Convention

Shipowner	8.2	million SDR
Total	8.2	million SDR

Damage caused by bunker fuel,  
including: cleanup,  
property damage,  
consequential economic loss



#### CLC/Fund Convention

Shipowner	13.975	million SDR
1992 Fund	189.025	million SDR
Supp. Fund	547	million SDR
Total	750	million SDR

Damage caused by lube oil,  
including: cleanup

#### Athens Convention

##### No fault

Carrier	11.25	million SDR
	(250 000 SDR per passenger)	

##### With fault

Carrier	18	million SDR
	(400 000 SDR per passenger)	

Damage caused by collision:  
passenger deaths & injuries



## Conclusions

- Adequate financial protection only if all these treaties are ratified
- Inter-relationship between Maritime Liability Conventions is not just theoretical - a number of incidents falling within several of these treaties have occurred

