

University of Bremen Institute for Commercial Law

Faculty 06 Law

1 MASS = 1 master ?

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IMO MASS



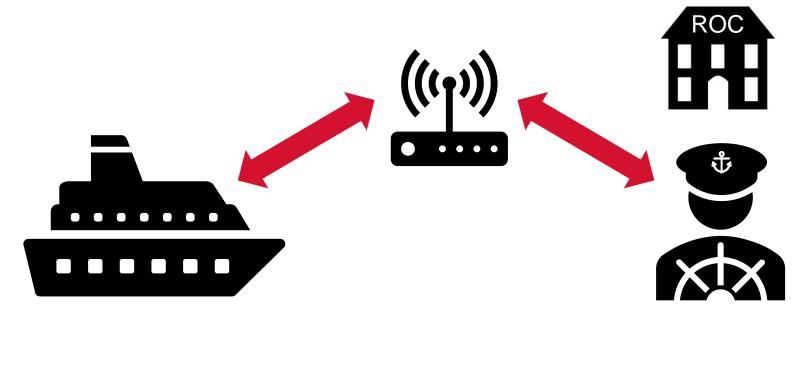
- MASS = Maritime Autonomous Surface Ship
- Degree One and Two: Seafarers are on board (for operation)
- Degree Three: Remotely controlled ship without seafarers on board
- Degree Four: Fully autonomous ship
 - Constantly supervised by remote operator





The "normal" MASS





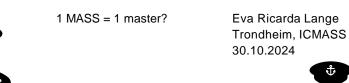


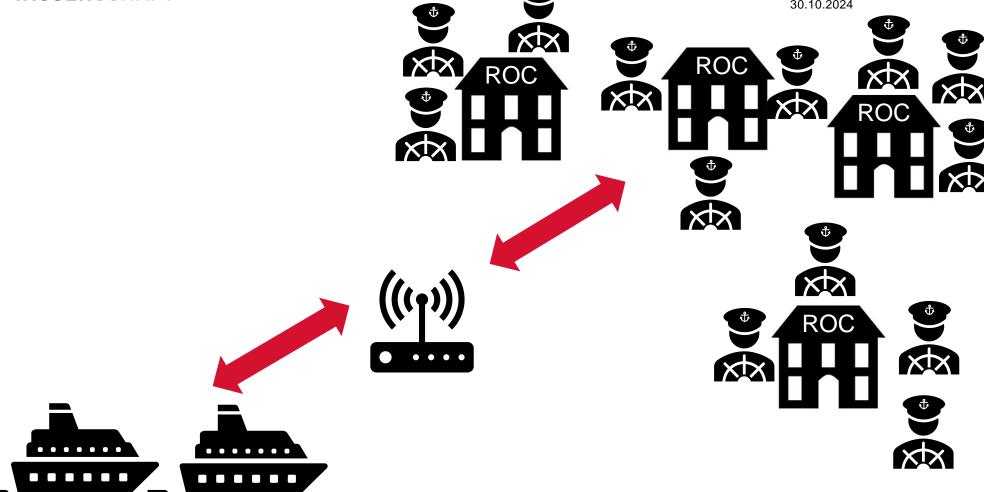




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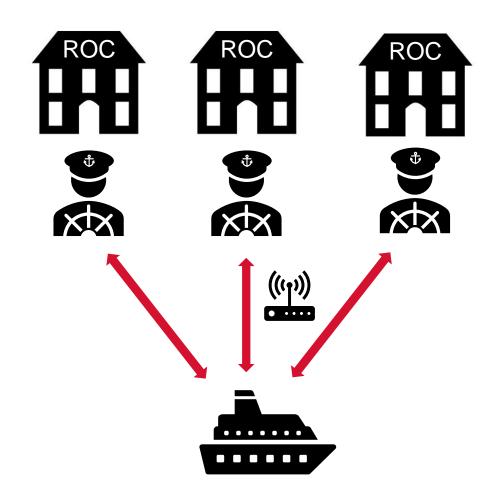
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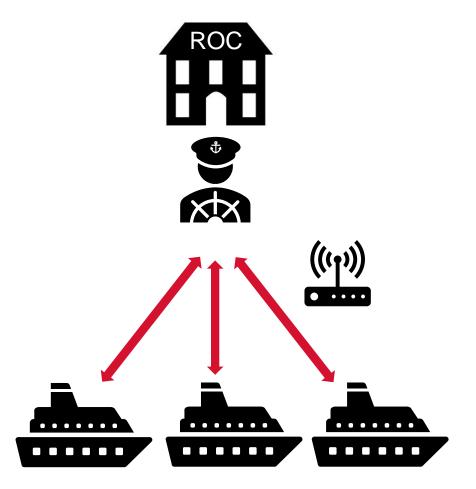








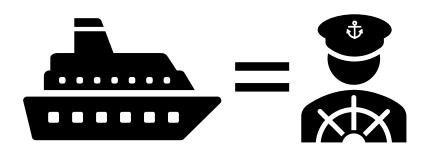








The ship and the master



"Thus the ship, every thing on it, and every person involved or interested in its operations are treated as **an entity** linked to the flag State"

International Tribunal for the Law of the Sea, MV SAIGA II, 1999, mn. 106





Tasks of the master

Navigation

"that each ship is in the charge of a master [...] who possess appropriate qualifications, in particular in seamanship, navigation, communications and marine engineering", Art. 94(4)(b) UNCLOS

Representative

- Flag state and owner, contact person
- "The master shall have the authority to conclude contracts for salvage operations on behalf of the owner", Art. 6(2) Salvage Convention

Safety of crew and cargo

"Plan and ensure safe loading, stowage, securing, care during the voyage and unloading of **cargoes**; Use of leadership and **managerial skill**", STCW Code, Reg. A-II/2

Rescue

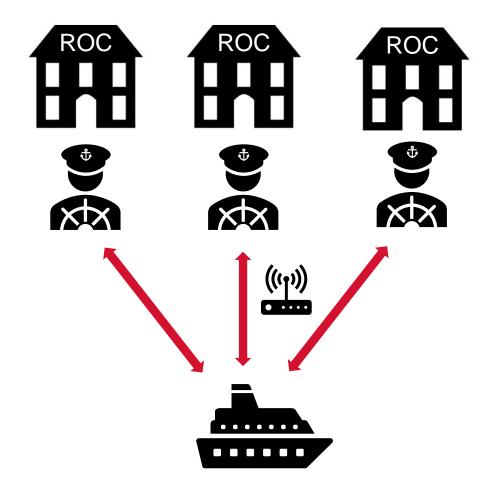
Every State shall require the master of a ship flying its flag [...] to **render assistance** to any person found at sea in danger of being lost", Art. 98 (1)(a) UNCLOS



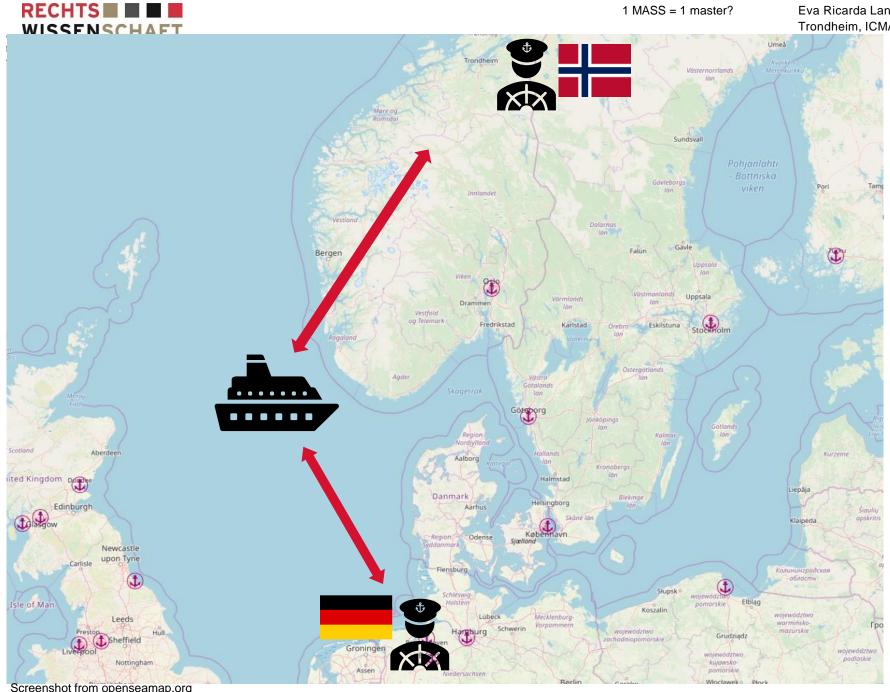




1 MASS, several masters













1 MASS, several masters

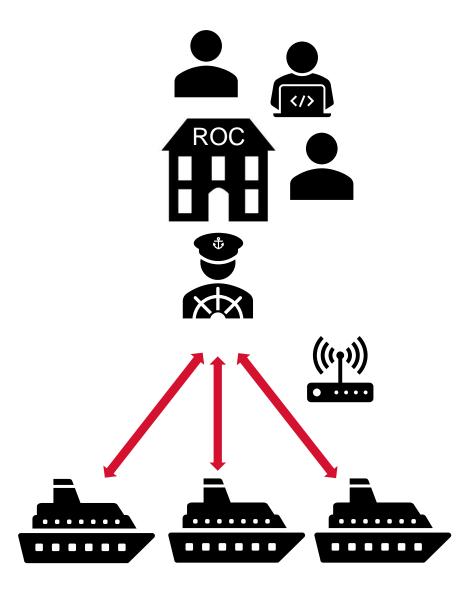
- ➤ Similar to "normal" MASS operation
- > Constantly master in charge of the vessel
- > All tasks can be fulfilled
- Local knowledge
- > Specialization
- Increased safety
- Overhanding all information
- > Registration: ROC and MASS separately, than compatibility







1 master, several MASS'

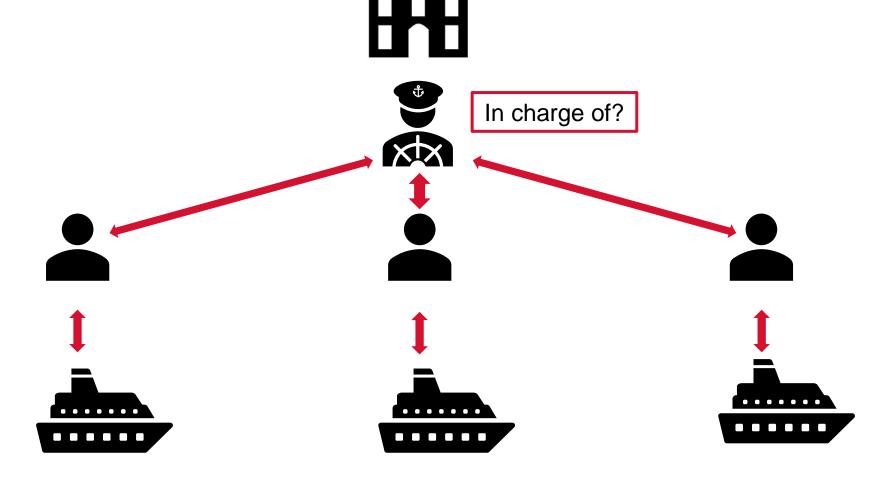








1 master, several MASS' ROC









1 master, several MASS'

In charge of

Responsibility

- Legal aspect
- Consequence, status
- Not the same as liability

Taking care of

- Active involvement necessary
- > Participation
 - Being informed
 - Maintaining good condition







1 master, several MASS'

Risks

- Confusion
- Time to "get-on-track"
- Reluctance to disturb master
- Priorization

But

Increased efficiency





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