

Opportunities for Company Secretaries in Maritime Law: A Comprehensive Analysis

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INTRODUCTION

In the dynamic landscape of corporate governance, the role of a Company Secretary stands as a pivotal cornerstone. Traditionally, Company Secretaries have been perceived as guardians of corporate compliance, ensuring adherence to regulatory frameworks and facilitating effective communication between the Board, management, and shareholders. Beyond these conventional duties, modern Company Secretaries have evolved into strategic advisors, contributing significantly to the decision-making processes of organizations.

Within this realm of corporate governance lies a distinct yet often overlooked domain – maritime laws. Maritime laws constitute a specialized branch of the legal framework governing activities at sea, encompassing a wide array of regulations pertaining to shipping, navigation, marine commerce, and maritime environmental protection. These laws hold profound significance in the context of business operations, particularly for entities engaged in maritime trade, logistics, and offshore activities.

According to the latest data from the United Nations Conference on Trade and Development¹ (UNCTAD) The Maritime trade (*Through Sea Routes*), carrying over 80% of global trade by volume and amounting to approximately 11 billion metric tons in 2021, is crucial for global commerce, encompassing raw materials like oil and grain as well as manufactured products such as electronics and automobiles. The maritime sector in India presents vast

opportunities for Company Secretaries. With a coastline stretching over 7,516 kilometres² and a network of 12 Major ports (*include Kandla, Mumbai, JNPT (Jawaharlal Nehru Port Trust), Chennai, Visakhapatnam, and Kolkata among others*) and 200 non-major ports³, and Approximately 95% of India's trade by volume and 70% by value⁴ is conducted through maritime transport, there's a burgeoning demand for skilled professionals to navigate the legal and administrative aspects of maritime operations. Company Secretaries can leverage their expertise in governance, compliance, and regulatory affairs to support the dynamic needs of the maritime industry. From ensuring adherence to maritime laws and regulations to facilitating seamless communication between port authorities, government agencies, and stakeholders, Company Secretaries play a pivotal role in enhancing operational efficiency and regulatory compliance.

Additionally, with India's robust shipping industry contributing significantly to international trade, there's ample scope for Company Secretaries to provide strategic advisory services, manage corporate governance frameworks, and drive sustainable growth initiatives. Furthermore, the thriving fisheries and aquaculture sectors offer opportunities for Company Secretaries to navigate regulatory complexities, manage legal compliance, and support sustainable practices in coastal communities. In essence, the maritime sector in India presents a fertile ground for Company Secretaries to contribute their expertise, drive innovation, and foster sustainable development in this critical industry.

Maritime law is an international concept that requires understanding and interpreting regulations and international laws set forth by organizations like the International Maritime Organization (IMO⁵) and other international bodies. It encompasses a broad spectrum of legal principles and regulations governing activities at sea, including navigation, commerce, environmental protection, and maritime safety. Given its global nature, maritime law necessitates expertise in navigating the complexities of international agreements, treaties, and conventions to ensure compliance and address legal challenges that arise in the maritime domain. This multidimensional framework determines the importance of collaboration and a deep understanding

of international maritime regulations for stakeholders involved in maritime operations, from shipowners and operators to legal professionals and policymakers.

The maritime industry, characterized by its global reach and intricate legal landscape, presents a myriad of challenges and opportunities for businesses. From ensuring compliance with international conventions such as the United Nations Convention on the Law of the Sea (UNCLOS)⁶ to navigating complex regulations governing maritime insurance and liability, companies operating within this sector must navigate a labyrinth of legal intricacies. The maritime sector is governed by a multitude of international conventions and agreements, primarily administered by the IMO, to ensure safe, secure, and environmentally friendly maritime operations. These international instruments are supplemented by regional agreements and national laws to address specific maritime issues within their jurisdictions.

Overall, the intersection of corporate governance and maritime law opens a plethora of opportunities for Company Secretaries. By harnessing their comprehensive knowledge of legal and regulatory frameworks, Company Secretaries can significantly contribute to the maritime sector, ensuring compliance, facilitating effective communication, and promoting sustainable growth in a highly dynamic and critical industry.

UNDERSTANDING MARITIME LAWS

Maritime laws form the legal backbone of activities conducted at sea, encompassing a broad spectrum of regulations governing international and domestic maritime activities. These laws are essential for ensuring safety, security, and sustainability within the maritime domain while also facilitating the smooth operation of global trade and commerce. The maritime sector is governed by a multitude of international conventions and agreements, primarily administered by the International Maritime Organization (IMO), to ensure safe, secure, and environmentally friendly maritime operations. These international instruments are supplemented by regional agreements and national laws to address specific maritime issues within their jurisdictions.

- **International Maritime Laws and Regulations:**

United Nations Convention on the Law of the Sea (UNCLOS): UNCLOS, often referred to as the “Constitution for the Oceans,” serves as the primary international legal framework governing maritime affairs. It establishes the rights and responsibilities of nations regarding the use of the world’s oceans, including navigational rights, maritime boundaries, and marine resource management. UNCLOS consists of 320 articles divided into 17 parts⁷, along with nine annexes and 160 sections, covering various aspects such as territorial seas, exclusive economic zones (EEZs), continental shelves, and the high seas.

International Maritime Organization (IMO) Regulations: The IMO, a specialized agency of

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the United Nations, develops and maintains a comprehensive framework of regulations aimed at ensuring the safety, security, and environmental sustainability of international shipping. These regulations cover various aspects, including ship construction standards, navigation rules, pollution prevention measures, and the training and certification of seafarers. Key IMO conventions⁸ include the International Convention for the Safety of Life at Sea (SOLAS), the International Convention for the Prevention of Pollution from Ships (MARPOL), and the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers (STCW).

Maritime Trade and Commerce Laws: Domestic laws and regulations pertaining to maritime trade and commerce govern activities such as shipping contracts, charter parties, bills of lading, and cargo insurance. These laws vary from jurisdiction to jurisdiction but generally address issues related to the carriage of goods by sea, freight forwarding, port operations, and customs clearance procedures. Key international conventions in this area include the Hague-Visby Rules, the Hamburg Rules, and the Rotterdam Rules.

Maritime Insurance Laws: Maritime insurance plays a crucial role in managing the risks associated with maritime activities. Laws governing maritime insurance encompass marine hull insurance, cargo insurance, protection and indemnity (P&I) insurance, and liability insurance for shipowners and operators. These laws establish the rights and obligations of insurers and insured parties, as well as the procedures for resolving disputes and handling insurance claims. Internationally recognized guidelines include the York-Antwerp Rules on general average and the Institute Cargo Clauses for cargo insurance.

- **Indian Maritime Laws**

In India, several laws and regulations, state maritime boards ensure the safety, security, and efficiency of

maritime activities.⁹ The Merchant Shipping Act, 1958, with its 24 parts and 490 Sections, governs ship registration, seafarers' qualifications, safety standards, pollution prevention, and maritime claims, aiming to standardize maritime operations. The Admiralty (Jurisdiction and Settlement of Maritime Claims) Act, 2017, comprising 18 sections, addresses admiralty jurisdiction and maritime claim settlements, providing mechanisms for ship arrests and dispute adjudication, thus enhancing legal certainty in maritime transactions.

The Indian Ports Act, 1908, contains 11 chapters and 111 Sections, and regulates port authorities' powers, port operations, and dues, ensuring the development and smooth functioning of port infrastructure critical for maritime trade. The Marine Insurance Act, 1963, with 10 chapters and 95 Sections, governs marine insurance contracts, covering insurable interest, disclosure of facts, marine perils, and indemnity, managing maritime activity risks. The Coasting Vessels Act, 1838, comprising 18 Sections, regulates coastal trade and the licensing of vessels within Indian waters, ensuring safe and efficient coastal trade operations.

The Major Port Trusts Act, 1963, includes 146 Sections, governing the administration, management, and regulation of major ports, establishing port trusts to ensure effective governance and port operations. The Inland Vessels Act, 1917, with 62 Sections, regulates the construction, registration, and navigation of inland vessels, setting safety standards and licensing requirements to promote safe and efficient inland waterway transportation. The Prevention of Damage to Public Property Act, 1984, containing 9 Sections, aims to safeguard ports, harbors, and maritime facilities from damage or destruction, protecting critical infrastructure.

The Carriage of Goods by Sea Act, 1925, comprising 8 Sections, governs the rights and liabilities of carriers and shippers, incorporating Hague-Visby Rules to ensure uniformity and clarity in maritime transportation contracts. Collectively, these laws form a comprehensive legal framework for India's maritime sector, ensuring compliance with international standards and promoting safety, security, and sustainability in maritime activities. This framework supports the growing maritime industry, facilitates trade, and protects the maritime environment.

ROLES, CHALLENGES AND WAY FORWARD FOR COMPANY SECRETARIES IN MARITIME LAW

Within the maritime industry, Company Secretaries play a multifaceted role, leveraging their expertise in corporate governance, compliance management, and legal advisory to contribute significantly across various domains governed by maritime laws. One key area where Company Secretaries excel is in corporate governance and Board support. *For instance*, they facilitate Board Meetings, maintain corporate records, and ensure

adherence to governance protocols. A *practical example* would be their role in ensuring compliance with the Companies Act and other relevant regulations during board meetings, thus maintaining transparency and accountability within maritime entities.

Moreover, Company Secretaries may offer invaluable support in regulatory compliance, particularly concerning international conventions such as SOLAS, MARPOL, and the ISPS Code. Indian CS can assist in compliance for various Projects in India like SAGARMALA. For instance, they monitor changes in maritime regulations and devise compliance strategies accordingly. An example would be their involvement in ensuring that vessels comply with SOLAS regulations regarding safety equipment and procedures, thereby mitigating the risk of accidents at sea and avoiding potential regulatory penalties.

In the realm of vessel registration and documentation, Company Secretaries may oversee the registration process and maintain accurate records of vessel ownership. They also provide guidance on flag state requirements and international conventions related to vessel registration. A practical example would be their role in assisting a maritime company in registering a new vessel under the relevant flag state's jurisdiction, ensuring compliance with all legal requirements and facilitating seamless operation.

When it comes to charter party management, Company Secretaries are adept at drafting, reviewing, and executing charter party agreements for vessel chartering. They also provide counsel on contractual terms and conditions, including laytime, demurrage, and freight rates. A practical example would be their involvement in negotiating charter party agreements between a shipping company and a charterer, ensuring that the terms are fair and favorable to both parties while minimizing legal risks.

In the domain of maritime insurance and claims management, Company Secretaries may play a crucial role in securing appropriate insurance coverage for vessels, cargo, and liabilities. They can also manage insurance policies and coordinate claims processes in the event of maritime incidents. For example, they may assist in handling insurance claims arising from vessel collisions or cargo damage, ensuring that the company receives adequate compensation and minimizing financial losses.

Furthermore, Company Secretaries are instrumental in environmental compliance and sustainability efforts within the maritime sector. They monitor regulatory developments related to environmental protection and advise on compliance with emissions control, ballast water management, and marine pollution prevention regulations. A practical example would be their involvement in implementing environmental management systems onboard vessels to minimize the environmental impact of maritime operations and ensure compliance with relevant regulations.

In addition, in legal advisory and contractual negotiations, Company Secretaries may provide invaluable counsel on various contractual agreements, including shipbuilding contracts, ship sale and purchase agreements, and maritime service contracts. They negotiate terms and conditions with stakeholders and draft and review legal documents pertinent to maritime operations. *For instance*, they may advise on the legal implications of a ship sale and purchase agreement, ensuring that the transaction is conducted in accordance with applicable laws and regulations.

In essence, Company Secretaries bring a wealth of expertise and experience to the maritime industry, playing a vital role in ensuring legal compliance, risk management, and sustainable growth. Their contributions across various legal and regulatory aspects enhance operational efficiency, mitigate risks, and foster compliance with international standards, thereby supporting the development and success of maritime enterprises.

Special Roles in ICJ¹⁰ and ITLOS¹¹

Indian company secretaries with specialized knowledge in maritime law and international regulations like (IMO regulations and UNCLOS) have significant opportunities to contribute to institutions like the International Court of Justice (ICJ) and the International Tribunal for the Law of the Sea (ITLOS). These professionals can assume diverse roles, ranging from legal counsel to representation and policy advocacy. *For instance*, in disputes involving maritime boundaries or navigation rights, Indian CS professionals can serve as legal advisors, offering expert guidance on complex legal issues and ensuring that the interests of Indian stakeholders are effectively represented. Additionally, they can represent Indian companies, government agencies, or individuals involved in maritime disputes, advocating for their rights and interests before these international courts.

Moreover, Indian CS professionals can play a pivotal role in facilitating negotiations and mediating disputes between parties in maritime conflicts. By leveraging their expertise in international law and negotiation skills, they can work towards amicable resolutions that uphold legal principles and promote peaceful coexistence among nations. For example, they may assist in negotiations related to maritime delimitation agreements or disputes over the interpretation of international treaties governing maritime activities.

Furthermore, these professionals can contribute to policy advocacy efforts at international forums, representing India's interests and shaping the development of maritime law frameworks. By actively participating in discussions and debates on maritime legal issues, they can influence decision-making processes and ensure that Indian perspectives are taken into account in the formulation of international maritime regulations. This could involve advocating for the recognition of traditional fishing rights or promoting fair and equitable access to marine resources for developing countries like India.

In addition to their roles in dispute resolution and policy advocacy, Indian CS professionals can engage in research and analysis on maritime legal issues, contributing to the advancement of knowledge in this field. By conducting studies on emerging legal challenges in the maritime domain, they can provide valuable insights that inform the decisions of international courts and policymakers. This research could encompass topics such as the legal implications of climate change on maritime boundaries or the jurisdictional issues arising from the use of emerging technologies in maritime activities.

Furthermore, Indian CS professionals can participate in capacity-building initiatives aimed at enhancing legal expertise in maritime law globally. By sharing their knowledge and experiences with counterparts from other countries, they can contribute to the professional development of legal practitioners and officials involved in maritime governance. This could involve conducting training workshops, seminars, or academic exchanges focused on various aspects of maritime law, thereby strengthening international cooperation and collaboration in this critical area.

Overall, Indian Company Secretaries with expertise in maritime law have a wide range of opportunities to contribute to international courts like the ICJ and ITLOS. Whether it's providing legal counsel, representing stakeholders in disputes, advocating for policy reforms, conducting research, or building capacities, these professionals can play a vital role in advancing the rule of law and promoting peaceful resolution of maritime conflicts on the global stage.

Challenges and Problems Faced by Company Secretaries in the Maritime Law

Indian Company Secretaries operating within the maritime industry may face numerous challenges, particularly from legal aspects. One significant challenge is the legal complexity and compliance burden stemming from international conventions and national regulations. Ensuring compliance with a diverse range of regulations such as SOLAS, MARPOL, and ISPS Code poses a significant challenge. *For instance*, interpreting and implementing the complex provisions of MARPOL Annex VI to adhere to emission standards requires meticulous attention to detail and legal expertise.

Moreover, Company Secretaries typically receive limited education on maritime law within their course curriculum of ICSI Institute¹², resulting in a lack of comprehensive understanding and knowledge of maritime legal principles. Many Company Secretaries may not be familiar with basic maritime laws, such as admiralty law or maritime insurance principles. Consequently, when tasked with legal matters specific to the maritime industry, they may struggle to provide informed advice or assistance.

Additionally, Indian Company Secretaries often have insufficient knowledge and experience in international law, particularly concerning maritime legal frameworks. In cases involving disputes over maritime boundaries or navigation rights governed by international conventions like UNCLOS, Company Secretaries may encounter challenges in providing nuanced legal advice due to their limited understanding of international legal principles.

Furthermore, the absence of specialized maritime tribunals in India limits opportunities for full-fledged legal practice and adjudication in the maritime sector. Resolving complex legal disputes related to vessel collisions or charter party breaches often requires specialized expertise in maritime law. However, without dedicated maritime tribunals, such cases may be adjudicated in generalist courts, leading to delays and suboptimal outcomes.

The maritime sector in India is governed by a patchwork of laws and regulations, with limited specific legislation addressing international maritime law issues. This creates challenges in establishing clear jurisdictional boundaries for legal disputes. Determining the applicable law and jurisdiction in cases involving maritime accidents or contractual disputes can be complex, leading to uncertainty and procedural hurdles in resolving disputes effectively.

Operational and logistical challenges further compound the complexities faced by Company Secretaries in the maritime industry. Coordinating various operational aspects such as vessel management and port operations presents logistical challenges. Managing vessel registration and documentation processes involves liaising with multiple stakeholders, and delays or errors in documentation can result in operational disruptions and regulatory non-compliance.

Additionally, risk management and insurance complexities pose significant challenges. Assessing and mitigating risks associated with maritime operations requires comprehensive risk management strategies. Handling insurance claims arising from maritime incidents involves intricate negotiations with insurers and legal complexities, which Company Secretaries must navigate efficiently to minimize financial losses and reputational damage.

Keeping pace with technological advancements (*like Maritime Cyber-Crimes*) in the maritime sector and adapting regulatory frameworks accordingly also pose ongoing challenges. Addressing legal implications and compliance requirements related to technological advancements such as autonomous vessels or digitalization initiatives requires continuous monitoring of regulatory developments and proactive adaptation of compliance measures.

Balancing environmental sustainability goals with regulatory compliance obligations presents a complex

challenge. Ensuring compliance with emerging environmental regulations while optimizing vessel operations for efficiency and profitability requires a delicate balance and proactive risk management approach.

Lastly, cross-border legal and jurisdictional issues further compound the challenges. Resolving legal disputes involving multiple jurisdictions and navigating conflicting laws can be arduous. Addressing contractual disputes or maritime incidents involving vessels operating in international waters may entail complex legal proceedings and jurisdictional challenges, requiring adept legal counsel and strategic negotiation skills from Company Secretaries. Overall, these challenges identified the need for Company Secretaries in the maritime industry to possess a strong understanding of legal principles and the ability to adapt to dynamic legal landscapes effectively.

Strategies to Overcome Challenges

To address the challenges faced by Indian Company Secretaries operating within the maritime industry, several strategies and solutions can be implemented which are discussed in this portion of the article:

Enhancing education and training in maritime law for Company Secretaries is crucial. Integrating specialized courses with practical case studies on admiralty law and maritime insurance will provide valuable insights. Further, promoting international law expertise through professional development programs and certifications focusing on frameworks like UNCLOS will enhance their proficiency in global maritime issues.

Establishing specialized maritime tribunals in India will ensure efficient resolution of maritime disputes and offer legal practice opportunities. Legislative reforms are needed to address inconsistencies in maritime laws and create clear jurisdictional boundaries, reducing uncertainty and procedural hurdles. Streamlining operational processes for vessel management, registration, and documentation using technology will improve efficiency and compliance. Continuous regulatory monitoring is essential to stay updated on technological advancements and regulatory changes, ensuring adherence to evolving legal requirements.

Implementing environmental compliance initiatives, such as ballast water management programs, will balance sustainability goals with regulatory obligations. Fostering collaboration among industry stakeholders and advocating for policy reforms will support the growth and sustainability of the maritime sector. Investing in capacity building and skill development for Company Secretaries through professional development and training will enhance their understanding of legal principles and adaptability to dynamic legal landscapes. Hosting seminars on cross-border maritime trade issues will further develop their negotiation skills and legal acumen.

RECOMMENDATIONS, SUGGESTIONS AND CONCLUSIONS

Based on the critical analysis of the opportunities for Company Secretaries in Maritime Law in this article above and the challenges they face, a total of 10 effective recommendations can be made to enhance their role and effectiveness in Maritime Law:

- Enhanced Education and Training:** Collaborate with educational institutions like Indian Maritime University (IMU), Rastriya Raksha University and professional bodies Like National Maritime Foundation to incorporate specialized modules on maritime law within the Company Secretary curriculum. For example, include case studies on maritime insurance principles, such as a scenario where a shipping company faces liability claims due to environmental damage caused by an oil spill from one of its vessels. This will equip Company Secretaries with the necessary knowledge and skills to navigate the complexities of maritime legal frameworks effectively.
- Continued Professional Development:** Encourage Company Secretaries to pursue further education and training in international law and maritime regulations through workshops, seminars, and certifications. For instance, they could attend workshops on the implementation of the International Safety Management (ISM) Code to ensure compliance with safety standards aboard ships. This will enable them to stay updated on evolving legal landscapes and enhance their expertise in maritime law.
- Advocacy for Specialized Tribunals:** Advocate for the establishment of specialized maritime tribunals or courts dedicated to resolving maritime disputes. For example, lobby for the creation of a Maritime Arbitration Tribunal to address contractual disputes between shipping companies and charterers efficiently. This will provide a specialized forum for adjudicating complex legal issues in the maritime sector and ensure timely and efficient resolution of disputes.
- Legislative Reforms:** Lobby for legislative reforms to address the fragmented regulatory framework governing the maritime sector. Develop specific legislation addressing international maritime law issues to provide clarity on jurisdictional boundaries and streamline legal procedures. For instance, propose amendments to the Merchant Shipping Act to incorporate provisions for the enforcement of international conventions like MARPOL.
- Adoption of Technology:** Embrace technology solutions for streamlining operational processes and enhancing compliance with regulatory requirements. Implement digital platforms for vessel management, registration, and documentation to reduce administrative burdens and improve efficiency. For example, introduce an online portal for vessel registration and documentation, allowing stakeholders to submit and track applications electronically, thereby reducing processing times and paperwork.
- Comprehensive Risk Management:** Develop comprehensive risk management strategies for assessing and mitigating risks associated with maritime operations. This includes conducting thorough risk assessments, implementing risk mitigation measures, and establishing protocols for handling insurance claims. For instance, conduct a risk assessment of potential environmental hazards in port operations and develop contingency plans to mitigate the impact of oil spills or other pollution incidents.
- Continuous Regulatory Monitoring:** Establish mechanisms for continuous monitoring of regulatory developments in the maritime sector. This includes staying updated on international conventions, treaties, and agreements to ensure compliance with evolving legal requirements. For example, subscribe to regulatory updates from organizations like the International Maritime Organization (IMO) to stay informed about changes to maritime regulations and guidelines.
- Environmental Sustainability Initiatives:** Introduce environmental compliance initiatives focused on promoting sustainability in maritime operations. Develop strategies for minimizing environmental impact and ensuring compliance with emerging environmental regulations. For instance, implement a ballast water management program to comply with regulations aimed at preventing the spread of invasive species through ballast water discharge.
- Stakeholder Collaboration:** Foster collaboration among stakeholders in the maritime industry, including government agencies, industry associations, and legal experts. Work together to address key legal and operational challenges and advocate



for policy reforms that support the growth and sustainability of the maritime sector. For example, participate in industry forums and working groups to discuss regulatory issues and propose solutions collaboratively.

- **Capacity Building:** Invest in capacity building and skill development initiatives for Company Secretaries in the maritime industry. Provide opportunities for professional development, training, and knowledge exchange to enhance their understanding of legal principles and their ability to adapt to dynamic legal landscapes effectively. For instance, organize seminars on emerging legal trends in maritime law and invite industry experts to share insights and best practices with Company Secretaries.

SPECIAL RECOMMENDATION TO THE POLICY MAKER FOR ENACTMENT OF MARITIME TRIBUNAL IN INDIA

Establishing a maritime tribunal in India is crucial given its vast coastline and strategic maritime position. Currently, general courts handle maritime disputes, leading to prolonged litigation and inconsistent judgments due to the lack of specialized knowledge. A dedicated tribunal would efficiently resolve disputes related to territorial waters, shipping routes, and marine resource exploitation, enhancing maritime security and governance. Moreover, it would bolster investor confidence, attract investments, and support economic growth by providing a transparent mechanism for dispute resolution. Additionally, it would enforce environmental protection laws, aligning India with international standards and fostering global cooperation.

The tribunal would also nurture expertise in maritime law, positioning India as a leader in the field and enabling effective participation in international negotiations. Company Secretaries can contribute by providing specialized support in legal proceedings, ensuring compliance, and advising on governance practices and risk management strategies. Overall, the tribunal would efficiently resolve disputes, enhance security, support economic growth, and safeguard India's maritime interests.

CONCLUSION

In conclusion, the maritime sector in India offers significant opportunities for Company Secretaries to contribute their expertise in governance, compliance, and legal advisory. However, navigating the complex legal landscape of the maritime industry poses several challenges, including the lack of specialized education, limited understanding of international law, and operational complexities. To overcome these challenges, it is essential to enhance education and training, advocate for legislative reforms, streamline operational processes, and promote collaboration among stakeholders. By

implementing these strategies, Indian Company Secretaries can effectively address legal challenges, ensure regulatory compliance, and contribute to the sustainable growth of the maritime sector.

REFERENCES:

- Review of Maritime Transport 2021 (2021)* <https://unctad.org/system/files/official-document/rmt2021_en_0.pdf> accessed 23 May 2024
- 'Asia Map / Map of Asia - Maps, Facts and Geography of Asia - Worldatlas.Com' (WorldAtlas, 25 April 2017) <<https://www.worldatlas.com/webimage/country/as.htm>> accessed 23 May 2024
- 'SagarMala - Port Modernization & New Port Development, Government of India' <<https://sagarmala.gov.in/project/port-modernization>> accessed 19 May 2024
- 'Shipping | Ministry of Ports, Shipping and Waterways' <<https://shipmin.gov.in/division/shipping>> accessed 23 May 2024
- International Maritime Organization, 'Convention on the International Maritime Organization' <<https://www.imo.org/en/About/Conventions/Pages/Convention-on-the-International-Maritime-Organization.aspx>> accessed 22 May 2024
- Nations U, 'Applying the Law of the Sea to Protect International Shipping' (United Nations) <<https://www.un.org/en/un-chronicle/applying-law-sea-protect-international-shipping>> accessed 23 May 2024
- 'United Nations Convention on the Law of the Sea - Main Page' <<https://legal.un.org/avl/ha/uncls/uncls.html>> accessed 19 May 2024
- Raunek, 'Safety of Life at Sea (SOLAS) - The Ultimate Guide' (Marine Insight, 12 September 2023) <<https://www.marineinsight.com/maritime-law/safety-of-life-at-sea-solas-convention-for-prevention-of-marine-pollution-marpol-a-general-overview/>> accessed 23 May 2024
- 'Bot' <<https://maritimeindia.org/isps-code-and-maritime-security-of-india-part-i/>> accessed 22 May 2024
- 'Charter of the United Nations | INTERNATIONAL COURT OF JUSTICE' <<https://www.icj-cij.org/charter-of-the-united-nations>> accessed 23 May 2024
- International Tribunal for the Law of the Sea: Annual Reports' <<https://www.itlos.org/en/main/the-tribunal/annual-reports/>> accessed 23 May 2024
- 'Student | ICSI' <https://www.icsi.edu/student_pn/> accessed 19 May 2024

