

NEWSFRONT

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LEGAL OPINION

Carrier and performing carrier

In a contract of carriage, where the contracting carrier is not the party actually performing the carriage, in case of death or injury, both contracting and performing carrier are jointly liable for compensation.

Further, servants or agents of the carriers, acting within the scope of their duties, are also jointly liable under Greek law.

Athens International Treaty 1974, on carriage of passengers and their luggage, provides for a limitation of liability in a case where defendants show negligence in their part.

Piraeus three membered Court of Appeal Judgment no 510/2021, Presiding: Sp. Makri, Rapporteur Judge: E. Nikolakopoulou, Attorneys at law: N. Koutsofios, N. Dialynas, Ch. Bouyoukos, Commercial law Review vol. 73, p. 203.

NOTE: In case of proof of lack of liability, a limitation up to €250,000 special drawing rights applies. If such a lack is not proven, a further limitation of liability up to €400,000 special drawing rights is still applicable.

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