

# NEWSFRONT

## GREEK SHIPPING INTELLIGENCE

16 September 2022

Vol. 23/ No. 34



## LEGAL OPINION

### Vessel Management / Time - Bar

A vessel's manager ordered spares for vessels under their management. However, they failed to advise that they were acting on behalf of the managed vessels owners. Further, the supplier could not infer, under the specific circumstances, that the manager was acting on behalf of the owners.

Supplier sued the manager for amounts due. Despite the manager's defense that they were acting as owners agents / representatives, it was found that this capacity was not disclosed to the supplier, nor was it apparent. In view of this, the manager was found in principle liable for the payment of the amounts due.

The manager further raised the time-bar defense which was accepted as the claim was pursued following lapse of the applicable time-bar.

Piraeus One membered Court of Appeal Judgment no 502/2021, Judge: M. Daniil, Attorneys at law: I. Dalakos, K. Karagounis, Commercial Law Review vol. 73, p. 551.

NOTE: A manager's actions are considered to be the actions of its principal. However, for that to occur, it should be manifest that they act as principals' representatives. If not, a third party acting in good faith can have a claim against the manager directly.

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