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LEGAL OPINION

Unsuitable Bunkers Supply

A vessel purchased bunkers which proved unsuitable following relevant examination of the specimens, and had to cancel chartering negotiations in order to discharge the unsuitable bunkers and receive the corresponding quantity of proper ones.

The owner sued for the damages sustained, direct and indirect; it was held that the bunkers supplier was liable for the hire lost (minus crew expenses), for the time period between the receipt by the owner of the bunkers unsuitability report till completion of the bunkers replacement. Crew wages and nutrition expenses, bunkers and luboils consumption during that period were also adjudicated. Last, additional manager's fees due to their involvement in rectifying the situation created was found to be also due to the owner.

Supreme Court Judgment no 1200/2020, Judges: G. Kontos, Vice-president, Th. Kanellopoulos, M. Vasdeki, K. Mavrikopoulou, M. Papachiou (rapporteur judge), attorneys at law: K. Georgopoulos, G. Antonopoulos, NOMOS legal platform.

NOTE: Part of the claim was already finally adjudicated at an earlier stage; manager's fees were still to be judged, and the Court acknowledged existence of final adjudication of the rest of the claim, judging and awarding the manager's fees.

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