

NEWSFRONT



GREEK SHIPPING INTELLIGENCE

ISSN 1105-9303

4 July 2025

Vol. 26/ No. 27



LEGAL OPINION

Seaworthiness

A vessel used for tourist sails had water influx and was safely grounded; attempts to raise the hull through a floating crane led to her total loss. The hull raising was undertaken by a contractor of the vessel's insurers. The owner sued both underwriters and their contractor for damages due to the total loss of the vessel.

The court had to examine the overall situation, including the circumstances under which water flooded in the vessel in the beginning of the occurrence. It was found that water influx was due to works of the owner in the vessel's system. Such works were not declared to the underwriters and were found to annul the water influx prevention system of the vessel.

In view of above, the vessel was held to be unseaworthy when sent to sea in the voyage where the water influx occurred. Accordingly, the lawsuit was rejected, as the owner was in breach of his duties under the insurance policy.

Piraeus One-membered Court of Appeal Judgment no 110/2023, Judge: A. Anastasiou, attorneys at law: N. Mathiopoulos, Ch. Plegkas NOMOS legal platform.

NOTE: Seaworthiness of the insured vessel, even if not expressly stated in the insurance policy, is an implied duty of the insured, and failure to observe leads to annulment of the policy.

*The legal column was written by Manolis Eglezos, Attorney at law,
Manolis Eglezos & Associates Law Firm, Attorneys at Law and Consultants*



132 Syngrou Avenue, 117 45 Athens, Greece

Tel: +30 210 9214.205 • E-mail: natvas@otenet.gr – sbacoula@otenet.gr • Website: www.newsfront.gr

Editorial team: Panagiotis Nikolakopoulos, Evangelos Tsouris • Subscriptions: Sophia Bacoula

It is illegal except for the personal use of the registered subscriber to reproduce part or all of the contents of this publication by any means – including photocopying, fax and electronic data capture. The publishers reserve the right to cease providing this publication in cases where abuse of copyright is evident, and to take appropriate legal action. While every effort is made to ensure information contained in this publication is correct, the publishers accept no responsibility for any inaccuracies that may occur.