

# NEWSFRONT

## GREEK SHIPPING INTELLIGENCE

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## LEGAL OPINION

### Hague Visby Rules – Remuneration

Where we have loss or damage to cargo under the Hague-Visby Rules, the measure of damages is calculated on the basis of the exchange value, or, failing this, the current or normal value at the place and time of discharge (or scheduled discharge).

Any claim regulated by Greek law, should be defined in euro, regardless of it accruing from contract or tort.

In case of insurance subrogation, the underwriter who paid the insured the applicable remuneration, can seek the amounts paid from the guilty party. The claim, even if the insurance remuneration was in non-euro currency, should be expressed in the euro equivalent.

Supreme Court Judgment no 343 / 2019, Presiding: I. Tsalaganidis, Rapporteur Judge: K.Oikonomou, Attorneys at law: K. Kalavros, D Rediadis Maritime Law Review vol. 47, p. 1.

NOTE: Hague Visby Rules apply in Greece for (a) all sea transport covered by a bill of lading and ports of loading and discharge belong to different states, and (b) in sea transport between Greek ports, regardless of a bill of lading having been issued or not.

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