

LECTURE 02 • LGC424 • 3 H 30 MIN

JURISDICTION METHOD: SUMMARISED

Purpose. Apply the conditions governing claims in personam and in rem, including beneficial ownership, sister-ship arrest and the functions of an action in rem.

Learning outcomes supported. 1, 2, 4 and 6

Suggested time plan: Read and annotate 45 min | Research statutory conditions 55 min | Complete the decision tool 90 min | Review 20 min | Total 3 h 30 min

Research questions

1. What legal and practical differences separate an action in personam from an action in rem?
2. Which ownership conditions must a claimant establish before invoking section 21(4) of the Senior Courts Act 1981?
3. When may the claimant proceed against the ship concerned or another ship in the same beneficial ownership?

Independent-learning activity

4. Read the lecture and diagram the decision sequence from identification of the maritime claim to selection of the defendant property.
5. Analyse four fictional claim files involving a maritime lien, cargo damage, unpaid services and a sister ship.
6. For each file, state whether an in personam or in rem route appears available and identify the facts that still require proof.
7. Submit a two-page jurisdiction decision tool plus a 600-word explanation supported by the statute and one reported authority.

Recommended further reading

[Senior Courts Act 1981, section 21](#)

[Civil Procedure Rules, Part 61: Admiralty Claims](#)

[Practice Direction 61: Admiralty Claims](#)

Also use the corresponding London Gateway College lecture material and any tutor-approved primary authority or specialist maritime-law source.