

Compensation for Damages in Collision Cases

Perry L. Pe

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The Author first delivered this Article as a lecture during the 2nd Annual Seminar on Maritime Law in November 1987, at the Ateneo de Manila University Law School. He divides the topic into the three incidence of loss in cases of collision: (a) collision caused without the fault of either ship; (b) collision caused by the fault of one ship; and (c) collision caused by the fault of both ships. For each of the incidence, the particular rules applicable are discussed, namely: (a) the Hague Rules; (b) the Common Law Rules; (c) the Philippine Rules; and (d) the Lisbon Rules. He sums up the entire work using this statement: Collision liability is really based on fault; the mere fact of impact has no legal consequence.