

INTERNATIONAL SYMPOSIUM



Property Rights in a Marine Context Issues and Evolutions

➤ 2015 July 02 & 03
IUEM
Amphi A

Organized by UMR AMURE
Centre For the Law and Economics of the Sea

www.umr-amure.fr

Presentation

Property rights present several distinctive features when they are applied to the context of marine activities.

First of all, the way these rights are created may be very specific, as illustrated by the debates concerning the rules that regulate access to fish resources. Another distinctive feature is due to the property regime of some marine goods, such as publicly owned zones called in France the “maritime public domain”, or ITQs in the fishing industry. Property rights in the shipping industry also display specific features, due to the limited responsibility of

shipowners, or to the legal regime of goods lost at sea (shipwrecks, oil cargoes, containers...).

These distinctive features raise questions concerning the concept and regime of property rights, which seem to have undergone significant ad hoc adaptations in order to meet specific requirements of the marine context, and, maybe, are not yet fully adapted to these requirements. What legal tools have been elaborated to address the difficulties raised by the marine context? How do economists consider these tools and access their impact? What are the major legal and economic issues in this field, at the beginning of the XXIst century?

The conference will be composed of four sessions, held in Brest (France) over two days, on 2 and 3 of July 2015. It will conclude a series of seminars in law and economics of the sea (“SEQUEDEM”), that have been organised by AMURE research unit since 2012.

Steering committee

- Cécile De Cet Bertin
- Jean Boncoeur
- Olivier Curtil
- Séverine Julien



Symposium Secretariat - Inscription

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How to come in IUEM ?

Adress

Institut Universitaire Européen de la Mer - IUEM
Technopôle Plouzané
29280 Plouzané
<http://www-iuem.univ-brest.fr>

Bus and Tramway :

- Line n°2 from centre city to IUEM, bus stop «de Rochon»
- Tramway Line A to «Porte de Plouzané», then take the bus n°2 or n°13 until «de Rochon»
- www.bibus.fr

Financial support



Program - July 2 Thursday

8h > 8h30 - Welcome coffee, Registration

9h > 9h30 - Opening Session

9h30 > 12h

📌 Session 1 - Disciplinary approaches

- Chair : Annie Cudennec, Chaire Jean Monnet, University of Brest, France

📌 *Ownership/property rights according to various disciplinary: definition and introductive questions*

- « Sea and property : conceptual problems » POINGT P., University of Brest, France
- « Ownership in private law » RODA J.-C., Aix-Marseille University
- « From enclosures to ITQs, a retrospective glance at economic approaches to property rights » BONCOEUR J., University of Brest, France
- « Property through the prism of international law » LABROT V., University of Brest, France

12h00>13h30 - Lunch

13h30 > 15h30

📌 Session 2 – Marine case studies

- Chair : Jean Sébastien Queguiner, University of Brest, France

📌 *Shipping*

- « The concept of shipowner » BELLORD C., General delegate, Head of legal affairs, Armateurs de France, Paris, France
- « Ownership of the ship: a comparative law perspective » GAHLEN S., Law of the sea, Walther Schücking Institute, Germany
- « An economist's appraisal of the preventive effect of liability rules in the maritime context: the case of oil pollution » HAY J., University of Brest, France

15h30 > 16h - Coffee break

📌 *Aquaculture*

- « Individual and collective appropriations of use rights on the Maritime Public Domain: the shellfish farming land in France » MONGRUEL R., Ifremer
- « The role of punctual rules in the evolution of property rights: a case study of Canadian aquaculture » WILSON J., Economiste, UQAR, Rimouski, Canada
- « Regulating aquaculture in the face of coastal use conflicts » DOELLE M., Dalhousie University, Halifax, Canada

17h30 > 18h - Posters Session

- Presentation by young researchers in law and economics

Program- July 3 Friday

8h30 > 10h30

📌 Session 2 – Marine case studies (Continuation)

- Chair : Olivier Thébaud, Ifremer

📌 *Catch fisheries*

- « What are the impacts of ITQs (property rights) on the economic environment of catch fisheries? » MATTHIASSEN T., Economist, University of Iceland
- « Transforming fishing rights into property rights » CURTIL O., University of Brest, France
- « Fishing rights management by Producers' Organization » PICHON J., Producers' Organization, Quimper, France

10h > 10h30 - Coffee break

📌 Session 3 - Exploring another resource : legal status and management of freshwater

- « The legal status of water, an evolution between ownership and commons into different bodies of law » DUHAUTOY F., University of Nantes, France
- « From open access to privatization? The evolution of groundwater policy in France » RINAUDO J.-D., BRGM, Montpellier, France
- « The legal status of water in Brazil » GRAEFF B., University of Sao Paulo, Brazil
- « What insights do water markets give about property rights in fisheries? » GRAFTON Q., Australian National University, Canberra, Australia

12h30>14h - Lunch

14h > 16h

📌 Session 4 - Synthesis Marines approach to property rights

- Chair : Jean Boncoeur, University of Brest, France

📌 *At the end of the debates, presentation of the syntheses in:*

- Public law, CUDENNEC A., University of Brest, France
- Economics, BAILLY D., University of Brest, France
- Private law, DE CET BERTIN C., University of Brest, France

16h - Closing

📌 The symposium will be in simultaneous translation french>english during the 2 days of the program

