

THE MARITIME LAW ASSOCIATION OF SOUTH AFRICA

Member of the Comité Maritime International



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MINUTES OF THE ANNUAL GENERAL MEETING OF THE MARITIME LAW ASSOCIATION OF THE REPUBLIC OF SOUTH AFRICA, DURBAN CHAPTER HELD AT LIVINGSTON LEANDY INC ON 5 OCTOBER 2022 AT 17H00

1 **Welcome**

The President welcomed all present to the Annual General Meeting ("AGM") of the Durban Chapter of the MLA.

A special mention was made regarding the contributions made by Shane Dwyer to the maritime industry.

Congratulations were extended to Adv Lisa Mills for taking over the mantle as President of the MLA.

2 **Attendance**

2.1 **Present**

Anisa Govender

Tamryn Simpson

Angelique Barroso-Cordier

Alexandra Baldwin

Trishmika Ghazi

Peter Lamb

Adv Stephen Mullins SC

Roy Martin

Nicholene Naidoo	Aideen Ross
Slindokhule Ngwenya	Kiyura Naidoo
Lloyd Mtshali	Wesley Rajbansi
Ndumiso Colvelle	Adv Lisa Mills
Samantha Subiah	Nosiphiwo Nzimande
Khanya Mgebisa	

2.2 **Quorum achieved**

1 commercial member – Roy Martin

3 legal members – Adv Stephen Mullins SC, Adv Lisa Mills and Tamryn Simpson

3 **Apologies**

Tony Edwards	Tony Norton
Andrew Robinson	Mike Posemann
Syd Oram	Dusty-Lee Donnelly
Mr Justice M Wallis	Bibi Motala
Kate Pitman	Malcolm Hartwell
Carol Holness	Andrew Clark

4 **Previous Minutes**

There were no previous minutes to accept.

5 **Report of the Durban Chapter Executive Committee**

The Chapter was advised of the success of the last joint chapter event, being the presentation by the honourable Mr Justice Malcolm Wallis on the plight of plaintiffs with small maritime claims with reference to the *Donsantel* judgment, which was followed by a lively debate on the issue.

Adv Lisa Mills advised the Chapter on the transformation initiative at the bar, which aims to train young black advocates in maritime law and introduce them to attorneys who specialise in this field. Adv Mills advised that the approach of those participating in this initiative is to involve the advocates as if they were their pupils. The initiative has been running successfully for some time, and we thank those advocates that have volunteered their time to assist with this initiative.

6 Report back from the MLA Conference 2022

The conference was held at Arabella in Hermanus and was well attended given that for Durban members, it would have involved the additional cost of a flight, and that those members involved in the Tarik III Appeal were unable to attend. We were delighted that a large portion of the attendees were junior professionals. The Chapter provided feedback on the exceptional quality of the speakers at the conference.

A successful silent auction and an even more successful surprise auction with Lerato Maboea, our outgoing National President, as the auctioneer was very well received and generated a tidy sum for the Steven Wallace Maritime Trust.

7 Revamping of the MLA website

Tamryn Simpson addressed the Chapter on the revamping of the MLA website, which has been completed. The Chapter was invited to send any unreported judgments to Tamryn in order to re-establish the database. Website updates are ongoing and a full report to members will be provided in due course.

8 Arbitration Initiative

The arbitration initiative is well-underway and our sub-committee has been working on the a set of Arbitration rules. A thank you was extended to Adv Lisa Mills, LLI, Cox Yeats, the Webber Wentzel team and Diana de Rauville for their efforts in this regard.

9 Ideas and Topics for presentations to be held in 2022 and request for volunteers

The University of KwaZulu-Natal School of Law will be hosting the 50th Ellie Newman moot court competition on the evening of 3 November, and this year will have a maritime theme. Anisa will send a link to the live stream so that the Chapter is able to join.

A discussion took place on the importance of hosting educational evenings for young members of the Chapter. Roy Martin has graciously offered to host lectures on the technical aspects of shipping, and has requested that members send topics that they would like to be

discussed at the lectures to Angelique Barroso-Cordier. It was agreed that we would host the lecture as a hybrid event with the Cape Town Chapter.

Peter Lamb has created a working group to compile comments on the Marine Pollution (Prevention of Pollution from Ships) Amendment Act. Sub-committees will be formed and members are encouraged to join these sub-committees.

10 Fundraising

Fundraising ideas for the Steven Wallace Maritime Trust were discussed, and it was agreed that we would explore the option of hosting a dinner in November with the donation to the Trust built into the ticket price. More information in this regard will be relayed to members in due course.

Calls were made to the membership for ideas on functions and workshops to be hosted at branch level.

11 Durban Chapters Constitution

It was resolved that the branch secretary will circulate the proposed amendments to the Durban Chapter's Constitution to align it with the National Constitution and an AGM or special meeting will be held in order to vote on whether to accept the amendments.

12 Durban Chapter Membership

The Chapter was informed that there are currently 90 members, of which 19 are advocates. The membership numbers will be refined in due course to remove any non-active members.

13 MLA Conference 2023

A mention was made that ideas for the conference are being considered and more information in this regard will be circulated closer to the time of the conference.

14 To elect a President, Vice-President, Secretary, and at least 2 executive members

14.1 Nominations received

Nominee	Party Nominating	Capacity
Anisa Govender	Tamryn Simpson and Angelique Barroso-Cordier	President

Aideen Ross	Tamryn Simpson	Vice Chairman
Angelique Barroso-Cordier	Anisa Govender, Kate Pitman and Tony Norton	Branch Secretary
Ndumiso Colvelle	Peter Lamb	Executive Member
Slindokhule Ngwenya	Tamryn Simpson	Executive Member
Wesley Rajbansi	Tamryn Simpson	Executive Member

14.2 Results

Capacity	Member	Firm
President	Anisa Govender	Livingston Leandy Inc
Vice Chairman	Aideen Ross	Cox Yeats
Branch Secretary	Angelique Barroso-Cordier	ENSAfrica
Executive Member	Ndumiso Colvelle	Norton Rose Fulbright SA Inc
Executive Member	Slindokhule Ngwenya	Cox Yeats
Executive Member	Wesley Rajbansi	Shepstone & Wylie



DATE: 26 October 2022

MLA DURBAN CHAPTER CHAIRPERSON



DATE: 26 October 2022

DURBAN CHAPTER SECRETARY