## BIBBY FACTORS NORTHWEST LTD v HFD LTD AND ANOTHER

Contract – Equitable set-off – Supplier assigning customers' present and future debts to factor – Factor bringing proceedings as supplier's assignee against customers for sums due – Customers seeking to set of cross-claims against supplier – Whether cross-claims sufficiently closely connected with claimant's demand – Whether inequitable for customers to rely on set-off – Whether customers estopped from relying on set-off – Lloyd's Rep. 517

#### ■ GLENCORE INTERNATIONAL AG v PT TERA LOGISTIC INDONESIA AND ANOTHER

Arbitration – Jurisdiction – Commencement of arbitration – Claimant giving notice of arbitration of "claims" and appointing arbitrator – Respondent appointing arbitrator "in relation to all disputes arising under the contract" – Respondent's defence and counterclaim submissions served after expiry of contractual limitation period – Whether counterclaim time-barred – Arbitration Act 1996, section 14(4). [2016] Lloyd's Rep. 527

## MARCHON GERMANY GMBH v KARASZKIEWICZ

Agency – Termination of agency relationship – Measure of indemnity – Commercial Agents Directive, Council Directive 86/653/EEC, article 17(2)(a). [2016] Lloyd's Rep. 531

# ■ THE "CHEM ORCHID"

Practice – Appeal to Court of Appeal – Shipowner seeking to appeal decision of judge refusing to strike out admiralty actions in rem – Whether judge's decision interlocutory or final – Whether Court of Appeal had jurisdiction to entertain appeal – Supreme Court of Judicature Act, section 34(1)(a) and Fourth Schedule, para (e).

[2016] Lloyd's Rep. 537

# ■ W LTD v M SDN BHD

Arbitration – Application to set aside awards – Alleged apparent bias of arbitrator – Arbitration Act 1996, section 68(2) – International Bar Association Guidelines on Conflicts of Interest in International Arbitration 2014.

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# YEMGAS FZCO AND OTHERS v SUPERIOR PESCADORES SA (THE "SUPERIOR PESCADORES")

Carriage of goods by sea – Limitation of liability – Package limitation – Damage to cargo – Clause paramount referring to "Hague Rules . . . 1924 as enacted in the country of shipment" – Hague-Visby Rules compulsorily applicable – Whether Hague or Hague-Visby Rules package limitation applied – Date of conversion of gold value into national currency – Hague-Visby Rules, article IV, rule 5.

[2016] Lloyd's Rep. 561