BNY MELLON CORPORATE TRUSTEE SERVICES LTD v LBG CAPITAL NO 1 PLC AND ANOTHER

Contracts – Banking – Loan notes – Right to redeem – Capital Disqualification Event – Use of factual matrix when securities issued to a variety of creditors at different times – Interpretation of terms and conditions in light of changing regulatory provision.

[2016] Lloyd's Rep. 119

■ HC TRADING MALTA LTD v TRADELAND COMMODITIES SL

Practice – Declaratory relief – Claimant asserting existence of contract containing London arbitration clause – Claimant issuing claim in High Court seeking declaration that binding arbitration agreement existed – Whether claim should be struck out – Senior Courts Act, section 37.

[2016] Lloyd's Rep. 130

■ INTEGRAL PETROLEUM SA v MELARS GROUP LTD

Arbitration – Jurisdiction – Scope of arbitration clause – Permission to appeal refused – Whether Court of Appeal could give permission to appeal – Arbitration Act 1996, section 67.
[2016] Lloyd's Rep. 141

■ NATIONAL IRANIAN OIL CO v CRESCENT PETROLEUM CO INTERNATIONAL LTD AND ANOTHER Arbitration – Jurisdiction – Serious irregularity – Law applicable to separability of arbitration clause and substantive contract – Allegations of corruption – Public policy – Arbitration Act 1996, sections 2, 4, 7, 67 and 68.

[2016] Lloyd's Rep. 146

■ NEON SHIPPING INC v FOREIGN ECONOMIC & TECHNICAL COOPERATION CO OF CHINA AND ANOTHER Contract – Shipbuilding contract – Time-bar – Buyer not giving notice of crane defect within 30 days after end of Guarantee Period – Whether buyer's claim time-barred – Statutory implication of term of fitness for purpose – Whether applicable to shipbuilding contract where vessel built for use in standardised trade – Sa of Goods Act 1979, section 14(3).

[2016] Lloyd's Rep. 158

■ SBT STAR BULK & TANKERS (GERMANY) GMBH & CO KG v COSMOTRADE SA (THE "WEHR TRAVE") Charterparty (Time) – Time charter trip – Vessel loading cargoes at ports in Black Sea and discharging at ports in Red Sea and Persian Gulf – Whether charterers entitled to use vessel for a further carrying voyage – Whether last voyage order legitimate.

[2016] Lloyd's Rep. 170