



THE FAILURE OF THE CIVIL LIABILITY AND THE COMPENSATION OF POLLUTION CAUSED BY SHIPS : THE PRECAUTIONARY PRINCIPLE, A SOLUTION TO CONSIDER

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ABSTRACT

Damage to sea environment are caused by marine accidents, the numbers of which have not dropped off but actually are on crease, for the sea lovers'harm. The concern for sea conservation has grown from the following observation: the impending danger of pollution brought about by hazardous fright sea-carriers. There are precedents, we have known several shipwrecks such as the "Torrey Canyon" in 1967, the "Braer" in 1972 and many others. Recently, the "Erika" and "Ievoli" incidents relaunched the controversy over the polluters' liability as well as over the unimportant of compensation when oil spills occur. Two reports are imperative, the failure of the civil liability and the compensation of pollution caused by ships and the one of liability principle, the precautionary principle to emerge. The precautionary principle comes relaunch the civil wrong liability.

