LAW OF THE SEA BULLETIN

No. 5





INTRODUCTION

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CONTENTS

			Page
	INTRODUC	TION	ii
	ı.	TEXTS OF DECLARATIONS	
	1.	Algeria	2
	2.	Angola	2
	3.	Argentina	2
	4.	Belgium	3
	5.	Bolivia	6
	6	Dppmil	6
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10

DECLARATIONS CLASSIFIED ACCORDING TO SUBJECT MATTER

II.

Page

	1.	Compatibility	
		·	
		(Brazil, Cape Verde, Nicaragua, Philippines,	20
•		Sao Tome and Principe, Uruguay)	30
,			
		• .	
LES A			
-		incompatible with the Convention	
		(France)	31
	2.	Non-prejudice of position (Angola, Belgium, Brazil, German Democratic Republic,	
		Guinea. Lyxembourg. Mali. Philippines,	
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	11.	Protection and preservation of the marine environment	
		(Part XII) (a) Protection against threat of or from existing	
		pollution (Belgium)	55
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		(France)	55
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		Application of article 301 (Brazil)	55
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DECLARATIONS MADE AT THE TIME OF SIGNATURE OF THE UNITED NATIONS CONVENTION ON THE LAW OF THE SEA

I. TEXTS OF DECLARATIONS

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	(Translation) (Original: French)	
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	In this connection, and bearing in m	mind that the Malvinas and the South
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	Sandwich and South Georgia Islands form	lares that it helther recognizes the
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	It is common knowledge that the Belgian Government cannot declare itself	
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· ,	challenging, seems not to have chosen the most suitable way of achieving the	
	desired result as quickly and surely as possible, at the risk of jeopardizing	
	the success of a generous undertaking which Belgium consistently encourages	
	and supports. Indeed. certain provisions of Part VI and of Annexes TII and TV	
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BOLIVIA

(Translation) (Original: Spanish)

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CAPE VERDE

(Original: English)

The Government of the Republic of Cape Verde signs the United Nations Convention on the Law of the Sea with the following understandings:

I. This Convention recognizes the right of coastal States to adopt measures to safeguard their security interests, including the

	VI. This Convention does not entitle any State to construct, operate	
	VI. This Convention does not entitle any state exclusive economic	
		
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COSTA RICA

(Translation) (Original: Spanish)

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GERMAN DEMOCRATIC REPUBLIC

(Original: English)



GREECE

(Original: English)



It is ... the understanding of the Islamic Republic of Iran that:

1) Notwithstanding the intended character of the Convention being one of general application and of law making nature, certain of its provisions are merely product of quid-pro-quo which do not necessarily purport to codify the existing customs or established usage (practice) regarded as having an obligatory character. Therefore, it seems natural and in harmony with article 34 of the 1969 Vienna Convention on the Law of Treaties, that only States parties to the Law of the Sea Convention shall he entitled to hearfit from the continue of the second

The above considerations pertain specifically (but not exclusively) to the following:

- The right of transit passage through straits used for international navigation (Part III, Section 2, article 38).

	 The notion of "Exclusive Economic Zone" (Part V).
	 All matters regarding the International Seabed Area and the Concept of "Common Heritage of mankind" (Part XI).
	2) In the light of quetomary international law the apprinter of autica 21
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Furthermore, with regard to "Compulsory Procedures Entailing Binding Decisions" the Government of the Islamic Republic of Iran, while fully endorsing the Concept of settlement of all international disputes by peaceful s and the of cottling in an

·	Moreover, the rights of the coastal State to build and to authorize the onstruction, operation and the use of installations and structures in the	
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OMAN

(Original: English)

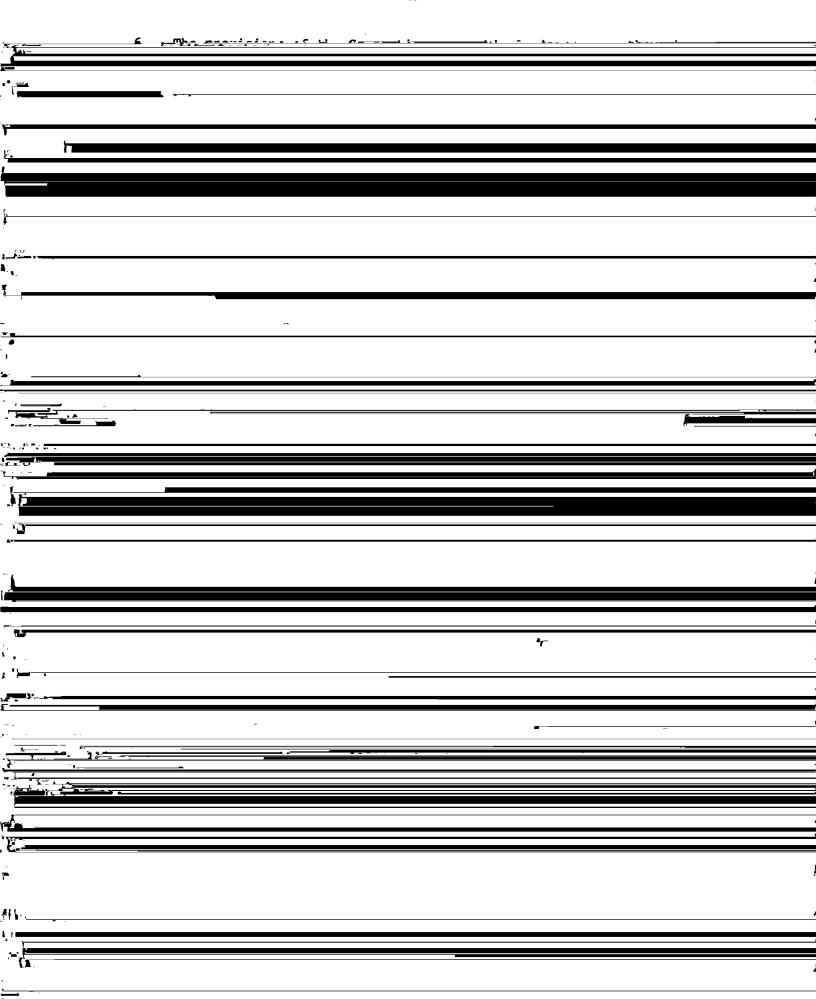
It is the understanding of the Government of the Sultanate of Oman that the application of the provisions of articles 19. 25. 34. 38 and 45 of the Convention does not preclude a coastal State from taking such appropriate

PHILIPPINES 1/

(Original: English)

Understandings:

1. The signing of the Convention by the Government of the Republic of the Philippines shall not in any manner impair or projection



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	(Translation) (Original: French)
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SPAIN

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SUDAN

(Translation) (Original: Arabic)	
[1] In accordance with article 310 of the Convention, the Sudanese Covernment	
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will make such declarations as it deems necessary in order to clarify ite	
nogition regarding the contest of	
position regarding the content of certain provisions of this instrument.	
[2] [The Sudan] wishes to reiterate [the statement by the President of the	
Conference in plenary meeting during the Third United Nations Conference on	
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	(Translation) (Original: Russian)
	1. The Ukrainian Soviet Socialist Republic declares that, in accordance with
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URUGUAY

(Translation) (Original: Spanish)

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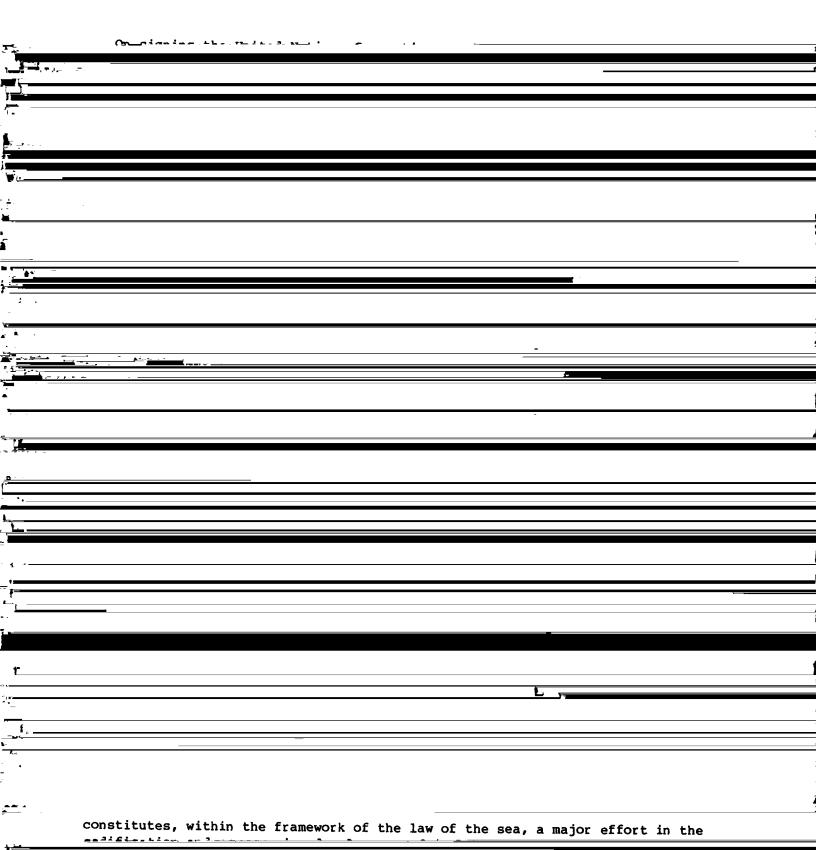
(A) The provisions of the Convention concerning the territorial sea and the exclusive economic zone are compatible with the main purposes and

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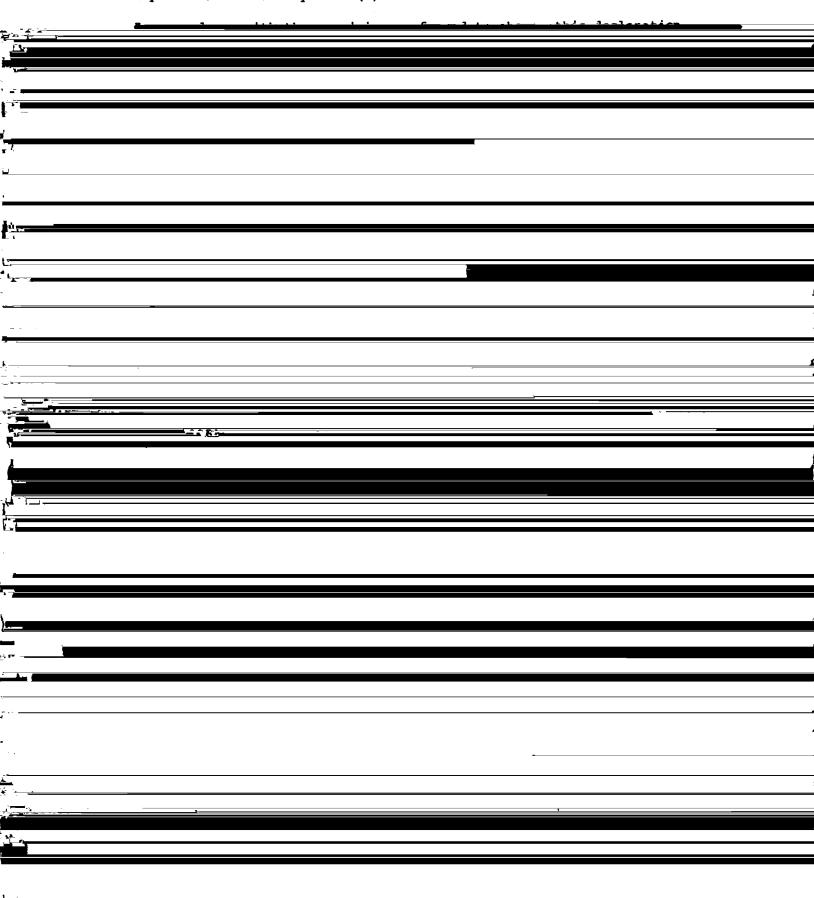
	(H) Pursuant to the provisions of article 287, Uruguay declares that it
	(Art. 1) -
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	of such disputed relation to the intermedation on -malication of the.
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	Convention as are not subject to other procedures, without prejudice to its
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	recognition of the jurisdiction of the International Court of Justice and of
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EUROPEAN ECONOMIC COMMUNITY

(Original: English and French)



The European Communities were established by the Treaties of Paris and of Rome, signed on 18 April 1951 and 25 March 1957 respectively. After being ratified by the Signatory States the Treaties entered into force on 25 July 1952 and 1 January 1958 (1).



"Annex

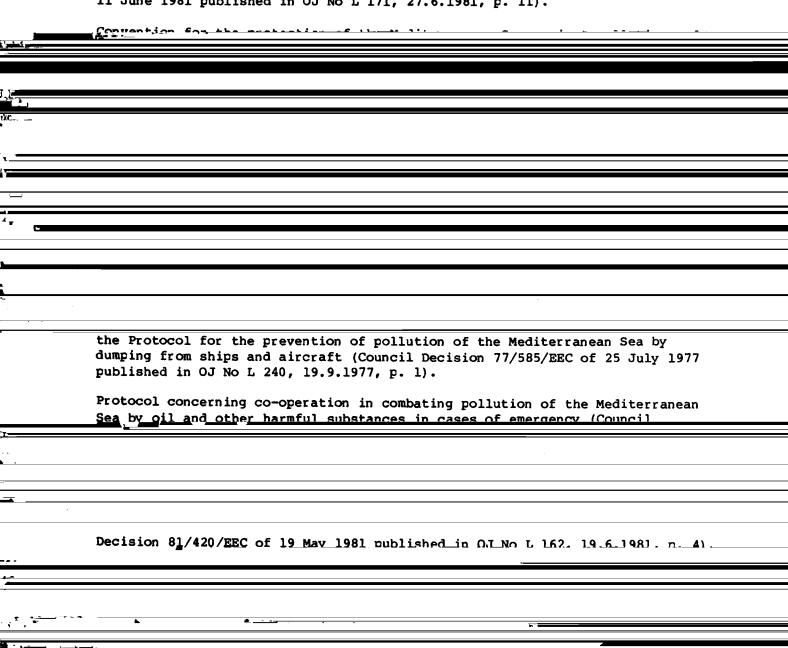
COMMUNITY TEXTS APPLICABLE IN THE SECTOR OF THE PROTECTION AND PRESERVATION OF THE MARINE ENVIRONMENT AND RELATING DIRECTLY TO SUBJECTS COVERED BY THE CONVENTION

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"The Community has also concluded the following Conventions:

Convention for the prevention of marine pollution from land-based sources (Council Decision 75/437/EEC of 3 March 1975 published in OJ No L 194, 25.7.1975, p. 5).

Convention on long-range transboundary air pollution (Council Decision of 11 June 1981 published in OJ No L 171, 27.6.1981, p. 11).



II. DECLARATIONS CLASSIFIED ACCORDING TO SUBJECT MATTER

A. GENERAL DECLARATIONS

	Compatibilitae -
	(a) Of national law with the Convention:
	Brazil "(II) The Brazilian Government understands that the régime which is
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	Principe considers that the provisions of the Convention relating to
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Brazil

"(I) Signature by Brazil is ad referendum, subject to ratification of the Convention in conformity with Brazilian constitutional procedures, which include approval by the National Congress."

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	of the Philippines shall not in any manner impair or prejudice the sovereign rights of the Republic of the Philippines under and arising from the Constitution of the Philippines;
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	of the Republic of the Philippines as successor of the United States of America, under and arising out of the Treaty of Paris between

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		Islamic Republic of Iran	
		"1) Notwithstanding the intended character of the Convention being	
		one of general application and of law making nature, certain of its	
		provisions are merely product of quid-pro-quo which do not	
		necessarily purport to codify the existing customs or established	
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	Argentina (continued)
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	"1. The Spanish Government. upon signing this Convention dealers

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	"On signing the United Nations Convention on the Law of the Sea. the
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	Republic of Mali remains convinced of the interdependence of the
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	interests of all neoples and of the need to have international
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	Cape Verde
	"I. This Convention recognizes the right of coastal States to adopt
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	Romania **2. The Socialist Republic of Romania reaffirms the right of coastal States to adopt measures to safeguard their security interests, including the right to adopt national laws and measures to safe the right to adopt national laws and measurests.	
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2. Rights of the coastal States in the contiguous zone
(Part II, section 4):

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	Article 33 paragraph 1(a) and Article 22 paragraph - achie
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	Convention, the Government of the Kingdom of Belgium intends to
	Convention, the Government of the Kingdom of Belgium intends to reserve the right, in emergencies and especially in cases of blatant
	reserve the right, in emergencies and especially in cases of blatant
	Convention, the Government of the Kingdom of Belgium intends to reserve the right, in emergencies and especially in cases of blatant violation, to exercise the powers accorded to the riparian State by
	reserve the right, in emergencies and especially in cases of blatant violation, to exercise the powers accorded to the rivarian State by
	reserve the right, in emergencies and especially in cases of blatant violation, to exercise the powers accorded to the riparian State by the latter text, without notifying beforehand a diplomatic agent or
	the latter text, without notifying beforehand a diplomatic agent or consular officer of the flag State, on the understanding that such
	reserve the right, in emergencies and especially in cases of blatant violation, to exercise the powers accorded to the riparian State by the latter text, without notifying beforehand a diplomatic agent or
	the latter text, without notifying beforehand a diplomatic agent or consular officer of the flag State, on the understanding that such
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Li-va	the latter text, without notifying beforehand a diplomatic agent or consular officer of the flag State, on the understanding that such notification shall be given as soon as it is physically possible "
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	Islamic Republic of Iran "1) Notwithstanding the intended character of the Convention being one of general application and of law making nature, certain of its
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4. With regard to Article 42, it considers that the provisions of

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(c) Non-military use by other States:

	international communication. in conformity with its definition and
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	Cape Verde *V. In the exclusive economic zone, the enjoyment of the freedoms of
· -	the consent of the coastal State."
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	exclusive economic zone military exercises or manoeuvres, in
	the Convention do not authorize other States to carry out in the
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with other relevant provisions of the Convention, excludes any non-peaceful use without the consent of the coastal State, such as exercises with weapons or other activities which may affect the

	Uruguay
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	expressly in the Convention (residual rights and obligations)
	relating to the rights of sovereignty and to the jurisdiction of the
	coastal State in its exclusive economic zone falls within the
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	Spain "5. The Spanish Government interprets articles 69 and 70 of the Convention as meaning that access to fishing in the economic zones of third States by the fleets of developed land-locked and
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	of Other States who have behitvally fished in the account game.
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	concerned. "

Sudan

"[3] The Sudan also wishes to state that, according to its interpretation, the definition of the term "geographically disadvantaged States" given in article 70, paragraph 2, applies to all the parts of the Convention in which this term appears."

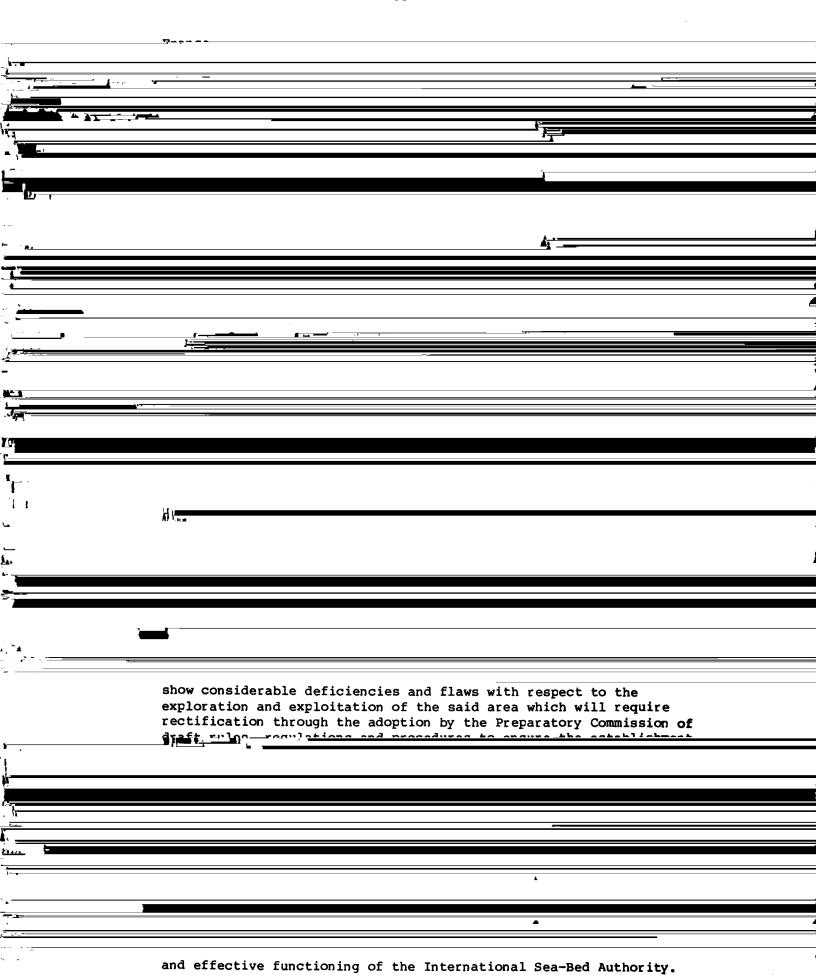
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	Uruguay "(I) Reaffirms that as stated in article 76 the continental shale
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	is the natural prolongation of the territory of the coastal State to
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(b)	Application of article 80:
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7. Régime of islands (Part VIII):

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"The Community, however, considers that significant provisions of Part XI of the Convention are not conducive to the development of the activities to which that Part refers in view of the fact that several member States of the Community have already expressed their position that this Part contains considerable deficiencies and flaws which require rectification. The Community recognises the importance of

	the rectification.	The Community re	cognises the important	e of
				
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		Bolivia
		"2. Bolivia is confident that the Convention will ensure, in the near future, the joint development of the resources of the sea-bed,
		with equal opportunities and rights for all nations, especially
		developing countries."
		developing countries.
	11 Prot	ection and preservation of the marine environment (Part XII):
	II. FLOC	ection and preservation of the marine environment (late all).
	(2)	Protection against threat of or from existing pollution:
	(4)	Flotection against threat of or from throating pollutions
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		Kingdom of Belgium chooses to emphasize those provisions of the
		Convention which entitle it to protect itself, beyond the limit of
		the territorial sea, against any threat of pollution and, a fortiori,
		against any existing pollution resulting from an accident at sea, as
		against any existing politicion resultant library and another and

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C. DECLARATIONS WITH REGARD TO SETTLEMENT OF DISPUTES

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	Byelorussian Soviet Socialist Republic
	"1 The Byelorussian Soviet Socialist Republic recognizes the
	competence of the International Tribunal for the Law of the Sea in
	relation to questions of the proper notice of the pea in
	relation to questions of the prompt release of detained vessels or
ber	their crews. as envisaged in article 202 #
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German Democratic Republic "[1] The German Democratic Republic declares that it accepts an arbitral tribunal as provided for in article 287, paragraph 1(c), which is to be constituted in accordance with Annex VII. as competent 6-4 pt containment of discutes sensemine the intermediation or

	"The German Democratic Papublic further declared that it
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	VIII, as competent for the settlement of disputes concerning the
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	Ukrainian Soviet Socialist Republic
	"2_ The Ukrainian Soviet Socialist Republic declares, in accordance
	
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	compulsory procedures, involving binding decisions, for the
	consideration of disputor relating to goe houndary delimitations.
	consideration of disputes relating to sea boundary delimitations,
	disputes concerning military activities and disputes in respect of
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ANNEX

DECLARATIONS MADE UPON RATIFICATION OF THE CONVENTION BY CUBA AND THE PHILIPPINES

I. Cuba

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	With regard to article 287 on the choice of	f procedure for the settlement
	of disputes concerning the interpretation or a	pulication of the Convention
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	the Government of the Republic of Cuba declare	s that it does not accept the
	jurisdiction of the International Court of Jue	tice and concentently will not
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