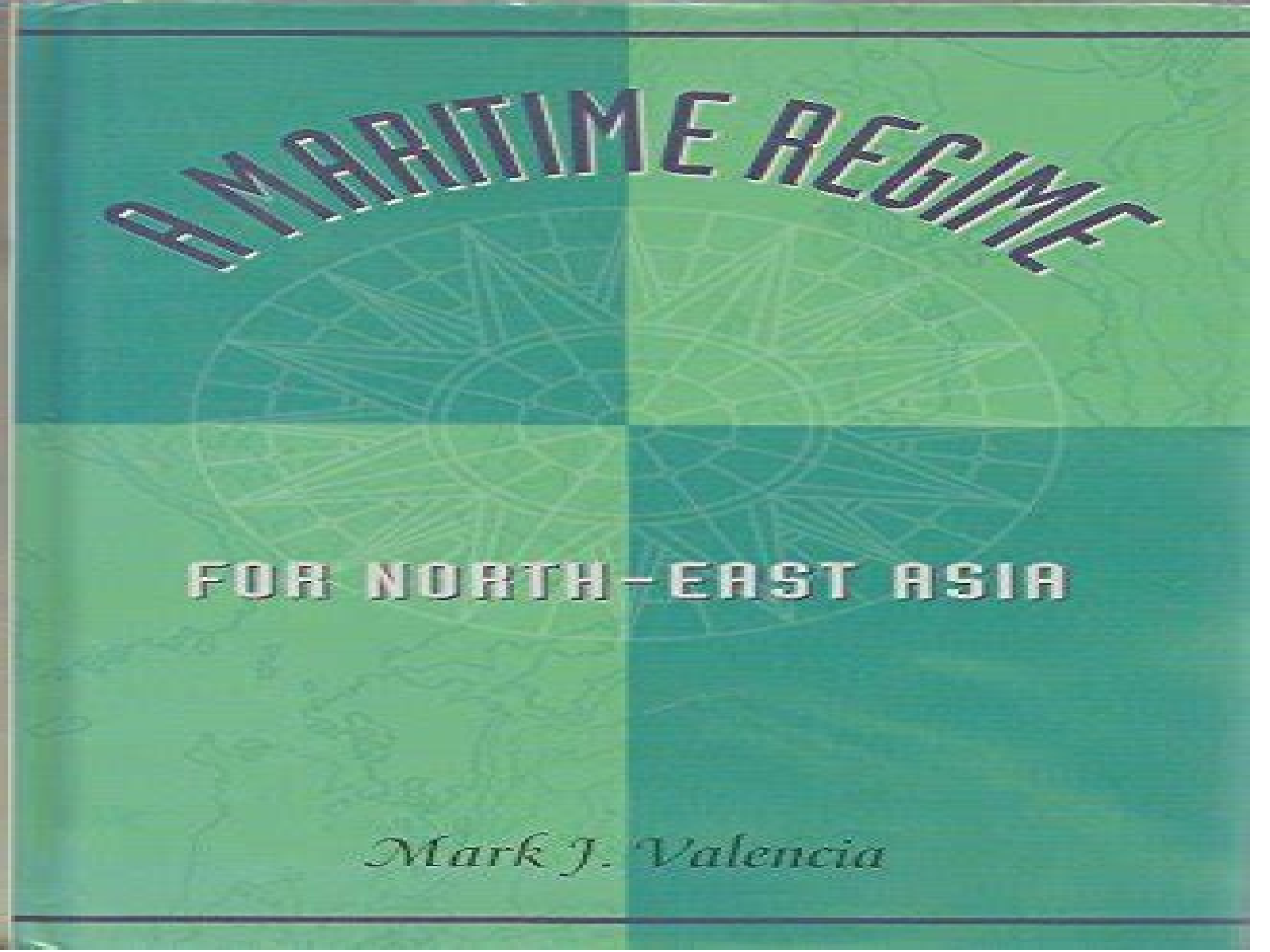


A MARITIME REGIME

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FOR NORTH-EAST ASIA

Mark J. Valencia

Maritime Regime For North East Asia

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Maritime Regime For North East Asia:

A Maritime Regime for North-east Asia Mark J. Valencia, 1996 For the first time in 50 years North East Asia has a chance for lasting peace This work provides a detailed framework for developing a regional maritime policy in the environment and fisheries sectors

Maritime Regime Building Mark J. Valencia, 2001-06-20 The past few decades have witnessed the emergence of a vast array of regional arrangements and institutions dealing with all aspects of ocean management The level of cooperation ranges from minimal dispute avoidance to relatively comprehensive ocean governance at the regional level As concrete examples reasonably successful and comprehensive regional regimes have been created for the Baltic the North and the Mediterranean Seas and the South Pacific And attempts at regional regime building are ongoing in Southeast Asia the South China Sea and the Indian Ocean Although there are broad similarities between the semi enclosed seas of Western Europe and Northeast Asia no regional maritime regime has yet been initiated in Northeast Asia The papers in this volume are authored by leading authorities on not only the maritime affairs of their particular region of focus but on maritime policy in general They describe and explain existing or incipient regional maritime regimes in an unusually broad comparative context and extract lessons learned that may be applicable elsewhere including Northeast Asia The case studies are neatly sandwiched between an introduction to concepts and principles on regional co operation and concluding chapters on lessons learned and their applicability to Northeast Asia Moreover the papers raise and address several questions of relevance to policy For example what factors are conducive to maritime regime initiation expansion and positive evolution and which constrain regime formation and evolution Why has maritime regime building been successful in Europe and largely unsuccessful in Asia And which if any lessons learned in the European context are applicable in Asia Given the growing interest in regime formation and effectiveness in general and maritime regimes in particular this book will be of considerable interest to both analysts and policymakers

The Law of the Sea and Northeast Asia Park Hee Kwon, 2021-10-25 The Law of the Sea is a vast and multi faceted area of international law The 1982 United Nations Convention on the Law of the Sea and the Agreement relating to the implementation of Part XI of the Convention constitute essential instruments of the law of the sea governing a new maritime order for the international community With its entry into force on November 16 1994 the 1982 United Nations Convention on the Law of the Sea has virtually become the Magna Carta of the Oceans or the Constitution for the Oceans Testifying to its success is the number of Parties adhering to it now totaling 132 States including one international organization the European Community The world is entering the era of a New Maritime Order based on near universal adherence to the United Nations Convention on the Law of the Sea In the wake of the Convention s entry into force and its ratification by many States in Northeast Asia a new maritime order is emerging in the region The littoral States have enacted and promulgated new national legislation to incorporate the provisions of the UN Convention into their domestic legal order The three littoral States China Japan and South Korea concluded or initialed bilateral fisheries agreements based

on the new concept of extended jurisdiction set forth by the UN Convention The UN Convention will however present even more challenges than opportunities for the littoral States of Northeast Asia in their quest for a new maritime order The maritime security situation in the region has been and will continue to be extremely volatile due to conflicting claims disputed boundaries unregulated pollution of the marine environment and widespread illegal activities at sea The author has set the both pragmatic and ambitious aim of outlining the emerging maritime order in Northeast Asia As a practitioner of the law of the sea who has participated in bilateral and multilateral negotiations on maritime affairs the author sheds light on the new maritime order in the making at the international and regional levels The author also delineates the main issues and disputes hindering the establishment of a new maritime order in the region and present policy options that could contribute to erecting a solid maritime order in the region by peaceful and cooperative means Finally the author presents a compilation of relevant legal texts most of which were produced after the entry into force of the UN Convention in the hope that this collection will prove useful for desk officers in charge of ocean affairs in promoting peaceful and constructive solutions for maritime issues in Northeast Asia This work serves as a realistic analysis of the current law and State practice as well as of the progressive development of the law of the sea and its codification in the wake of the entry into force of the 1982 UN Convention

The Future of Ocean Regime-Building Aldo E. Chircop, Ted L. McDorman, Susan J. Rolston, 2009 One of the most creative innovations of the international diplomatic community in the 20th century was its invention of the international regime a wrote Douglas M Johnston in his last major work published posthumously The Historical Foundations of World Order The Tower and the Arena Nijhoff 2008 While regimes often provide order and certainty and a consequent reduction in disputes and misunderstandings regimes are driven by specific concerns With diverse disciplinary backgrounds and perspectives the distinguished contributors to this tribute follow a long tradition of scholarly inquiry into the governance creation operation viability and maintenance of international regimes Their contributions on ocean and environmental regimes as diverse as fisheries ocean dumping maritime security seafarers' TM rights or enhancement of marine environmental protection attest to the depth to which modern international law and the underlying international relations have been transformed into an international law of structured cooperation This book includes biographical and bibliographic notes on Douglas M Johnston

Naval Strategy in Northeast Asia Duk-Ki Kim, 2012-10-12 Over the past decade Northeast Asia has been dominated by quite significant strategic change which is ongoing and brings with it many uncertainties naval capabilities in Northwest Asia are instrumental in promoting maritime security interests helping to build a stable security environment through active participation in regional naval co operation This landmark book explores the region's maritime peace and stability and examines in depth the strategic military and apolitical issues that underpin any effort to develop maritime co operation

Geo-Politics in Northeast Asia Akihiro Iwashita, Yong-Chool Ha, Edward Boyle, 2022-08-03 Geo Politics in Northeast Asia focuses on the dynamics of Northeast Asia as a region The chapters in this

book offer a nuanced approach for understanding the geo politics of this strategically critical area of the world Focusing on China Japan Russia and the Koreas as well as the involvement of the United States the contributors to the volume offer a timely and critical analysis of Northeast Asia They collectively emphasize the different scales at which the region holds significance and particularly note how the region is often granted significance by local political forces as well as national interests Borderlands and sub regions are especially important in this perspective and the contributors show both how regionalism influences the people living in these areas and how they in turn shape the political priorities of states At the same time the worsening of relations between Japan and the Koreas and the increasing assertiveness of both China and Russia make it essential to understand the dynamics of the region as well as how they have changed during and following the Trump era Geo Politics in Northeast Asia is essential reading for students and scholars of Political Geography International Relations and Strategic Studies as well as for those with a research focus on Northeast Asia or the wider Asia Pacific and Indo Pacific regions

Peace and Security in Northeast Asia Peter Hayes, Young Whan Kihl, 2016-09-16 This work provides an analysis of North Korea's nuclear controversy from a variety of perspectives including nuclear reactor technology and technology transfer economic sanctions and incentives confidence building measures environmental challenges and the views of Korea and the major powers

Law of the Sea in East Asia Keyuan Zou, 2013-04-03 Law of the Sea in East Asia selects the most prominent maritime legal issues that have emerged since the post LOS Convention era for a detailed discussion and assessment The current marine legal order in East Asia is based on the 1982 United Nations Convention on the Law of the Sea LOS Convention and accordingly coastal states in the region are obliged to cooperate amongst themselves to exercise their rights and perform their duties Keyuan a respected expert in the fields of international and Chinese law explores issues concerning compliance with the law of the sea territorial disputes and maritime boundary delimitation fishery management safety of navigation and maritime security and neglected issues in the law of the sea This is the first book to examine maritime laws in East Asia and as such will appeal to academics of law and Asian studies lawyers and policy makers

Peace and Security in Northeast Asia, Details North Korea's technology infrastructure and institutions and discusses difficulties the country faces in creating alternatives to a nuclear weapons program within the context of maintaining environmentally sound ecologically sustainable energy development in the region Contains sections on nuclear reactors and technology transfer economic sanctions and incentives strategy and confidence building and Korea and the major powers Includes appendices of documents Paper edition unseen 24 95 Annotation copyright by Book News Inc Portland OR

Regional Environmental Politics in Northeast Asia Jeongwon Bourdais Park, 2018-11-12 The share of global CO2 emissions from the core Northeast Asian NEA countries in 2015 was estimated to be as high as 33.63 percent Representing 28.21, 3.67 and 1.75 percent of total global emissions China Japan and South Korea were ranked the first fifth and seventh largest contributors respectively Some parts of China the Republic of Mongolia the Russian Far East and Southeast Asia have

long been on serious alert due to accelerated deforestation With their rapid population growth and economic development the core countries of Northeast Asia are responsible both directly and indirectly for numerous environmental problems Urgent individual and collective action is required from the region s governments Against the backdrop of debate on how to understand Northeast Asia as a region Park focuses on the major regional economies of China Japan and South Korea along with Russia North Korea and the Republic of Mongolia due to both their geopolitical proximity and their significance to the region The author attempts to answer the questions How far has regional environmental cooperation progressed in Northeast Asia and Why are Northeast Asian countries reluctant to cooperate further on urgent transboundary and regional environmental issues

Policing Northeast Asia Se Hyun Ahn,2020-06-02 This book explores the progress in and the obstacles surrounding developing comprehensive security cooperation between Russia and South Korea since diplomatic relations were established in 1991 within the framework of economic security The book focuses on oil and natural gas projects linking the Trans Siberian and Trans Korean Railroads industrial development in the Nakhodka Free Economic Zone fishery cooperation and the arms trade and examines whether these five aspects of cooperation serve to contribute to building Russian South Korean bilateral and regional economic security The author argues that these five aspects of cooperation all have the potential to enhance comprehensive bilateral security and further regional economic security in Northeast Asia However Russian South Korean economic cooperation has been hampered by a number of obstacles including domestic factors as well as external factors and prevented Russia and South Korea from fulfilling their potential for creating a cooperative comprehensive security relationship The author concludes with an assessment on the utility of the concept of multi dimensional security cooperation as a framework for studying and improving the prospects for Russian South Korean bilateral relations

The Law of the Sea in the Asian Pacific Region James Crawford,Donald R. Rothwell,2021-09-27 The volume surveys and discusses the range of current issues arising in the law of the sea from an Asian Pacific perspective There have been major developments in the law of the sea in the region many current controversies e g over archipelagic sealanes passage drift net fishing and environmental management have their origins or important exemplars in the region The contributors include international lawyers political scientists and government officials with expertise in the region Particular aspects of the book which are of interest are a its discussion of the perspectives of particular countries in the region East Asia Australia the Pacific Islands b its focus on issues of the marine environment and fisheries including drift net fishing c discussion of specific developments which are of general interest the Torres Strait Treaty and its implementation maritime confidence building measures dispute resolution and d an overview of issues relating to high seas freedoms including in particular transit through straits and archipelagoes There is a concluding essay by the editors summarizing the various trends

China and International Fisheries Law and Policy Guifang Xue,2005-12-01 This book deals with China s response to international fisheries law and policy as envisaged in the LOSC framework and post LOSC fisheries instruments

A substantial effort was made to examine the major areas of China's national action on legislative harmonisation and policy adjustment to implement these instruments. China's regional fisheries cooperation in the form of bilateral agreements with Japan, South Korea and Vietnam is evaluated to identify the progress already achieved and the problems that remain to be solved in managing the shared fish stocks between these maritime neighbours. As the first monograph of its kind dealing with the complex issue of the global fisheries crisis and China's fisheries management practice over a significant period of time, the book builds a bridge between China and the world for a better understanding of Chinese fisheries management. It will be of great value to academics, professionals and policy makers alike.

Ocean Governance, Regimes, and the South China Sea Issues Peter Kien-hong YU, 2015-05-05. This book uses Chinese version of dialectics to present interpretations of ocean governance, international regimes issues in the South China Sea in general and the Chinese U-shaped line in particular through the one dot theory. It especially serves as a tool for non-Chinese researchers and experts interested in analyzing international relations issues from a Chinese perspective. The dialectical one dot theory, which is a superior model to the dialectical Yin and Yang or the dialectical crab and frog motion model, provides research and findings that more closely mirror reality than do other non-dialectical approaches and research methods. Further, it can be applied to both the natural and social sciences. The book is divided into three parts: Methodology, Case Studies Related to International Regimes and Non International Regimes, and Issues Related to the U-shaped Line in the South China Sea, with each chapter structured in terms of the one dot theory. In addition to researchers and experts involved in marine and maritime affairs, this book will also appeal to all readers interested in Chinese Philosophy, International Relations and Strategic Culture.

Law And Politics in Ocean Governance Tore Henriksen, Geir Hønneland, Are K. Sydnes, 2006. Explores how the commitments based on the 1995 Fish Stocks Agreement are acted upon by States in a selection of regional fisheries management regimes. This book reviews three established regional fisheries management regimes and two regional agreements establishing such regimes negotiated following the 1995 Agreement.

Modern Law of the Sea David Anderson, 2008. These collected essays examine different aspects of the modern law of the sea. They address many key provisions in the United Convention on the Law of the Sea, including its historical development, the substantive rules governing navigation, resources, the regime of the high seas, maritime jurisdiction, the protection of the marine environment and the delimitation of maritime boundaries, as well as the settlement of disputes. The essays also review the Implementation Agreement of 1994 concerning deep seabed mining and the Implementation Agreement of 1995 concerning Straddling and Highly Migratory Fish Stocks. The author presents purely personal views on many negotiations and cases in which he participated. The essays, written between 1988 and 2006, will be of interest to everyone involved in the law of the sea. Davis Anderson is a former legal adviser to the Foreign and Commonwealth Office (1960-1996) and judge of the International Tribunal for the Law of the Sea (1996-2005).

The European Community and Marine Environmental Protection in the International Law of the Sea Veronica

Frank, 2007-09-30 The European Community and its member states have shared competences in marine environmental matters As a consequence they have jointly acceded to the United Nations Convention on the Law of the Sea LOSC and most marine related international agreements which have been concluded in form of mixed agreements This book looks at the manner in which the Community implements its international obligations in the specific fields of the prevention of oil pollution from ships the regulation of ocean dumping and the protection of marine habitats through the establishment of Marine Protected Areas MPAs especially looking at the division of competence with the member states and the conformity of the Community's regulatory action with the jurisdictional framework established by the LOSC By examining the subject from both a law of the sea and EC law perspectives the book offers a comprehensive and interesting picture of the action taken by the Community to preserve the European marine environment

Navigating Straits David D. Caron, Nilufer Oral, 2014-02-20 The importance of straits particularly those used in international navigation has been long recognized in international law One of the important debates during the Third United Nations Law of the Sea Conference concerned the regime of passage through straits used in international navigation The result was the creation of a multi tiered legal framework of passage that included the entirely a new transit passage regime Although over thirty years have passed since the adoption of the 1982 United Nations Convention of the Law of the Sea the vital role played by straits in the global communications network continues to be surrounded by conflicts between the interests of coastal states and shipping Challenges still exist to achieving the simultaneous global goals of secure passage of vessels and protection of the marine environment In *Navigating Straits Challenges for International Law* internationally recognized international law scholars provide in depth analysis of the legal challenges in straits concerning security piracy safety and environmental protection All readers interested in international and law of the sea will find this seminal volume of interest

International Regulatory Co-operation and International Organisations The Cases of the OECD and the IMO OECD, 2014-11-03 This publication presents findings and two case studies from an April 2014 meeting on the roles of the OECD and the IMO in international international regulatory co operation as well as a contribution from K W Abbott on the links between the two

The Economy-security Nexus in Northeast Asia T. J. Pempel, 2013 The dynamics of Northeast Asia have traditionally been considered primarily in military and hard security terms or alternatively along their economic dimensions This book argues that relations among the states of Northeast Asia are far more comprehensible when the mutually shaping interactions between economics and security are considered simultaneously It examines these interactions and some of the key empirical questions they pose the answers to which have important lessons for international relations beyond Northeast Asia Contributors to this volume analyze how the states of the region define their security and how bilateral relations in hard security issues and economic linkages play out among Japan China and the two Koreas Further the chapters interrogate how different patterns of techno nationalist development affect regional security ties and the extent to which closer economic connections enhance or detract from a

nation's self-perceived security. The book concludes by discussing scenarios for the future and the conditions that will shape relations between economics and security in the region. This book will be welcomed by students and scholars of Asian politics, Asian economics, security studies, and political economy.

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