

Training Workshop Programme 2013

# Maritime Boundary Delimitation

25 - 27 September 2013, Centre for International Law, National University of Singapore



**CIL**

Centre for International Law  
National University of Singapore

Develop the skills needed to achieve an equitable division of maritime space and clearly defined maritime boundaries through practical exercises and theoretical discussion

**IBRU**  
International Boundaries  
Research Unit

## INTRODUCTION

Clearly defined maritime boundaries are essential for good international relations and effective ocean management, yet few coastal states have agreed all their maritime boundaries with their neighbours. Part of the reason for this is that boundary delimitation requires a range of specialist legal and technical skills which are not always readily available to governments.

Combining lectures, discussions and practical exercises, IBRU's most popular workshop helps participants develop the skills needed to achieve an equitable division of maritime space and clearly defined maritime boundaries.

IBRU is delighted to be partnering with the Centre for International Law at the National University of Singapore once more.

## Tutors



**Professor Robert Beckman, Director, Centre for International Law, National University of Singapore**, heads the ocean law and policy programme as well as being Director of the Centre for International Law, a university-wide research centre at the National University of Singapore (NUS) which was established in 2009. Professor Beckman is also an Associate Professor at the NUS Faculty of Law, where he has taught for more than 30 years. He currently teaches Ocean Law & Policy in Asia and Public International Law. Prof Beckman lectures in the summer programme at the Rhodes Academy of Oceans Law & Policy in Rhodes, Greece. He is an expert on the issues of law of the sea in Southeast Asia, including piracy, maritime security, the South China Sea and the Straits of Malacca and Singapore. His latest publication is "The UN Convention on the Law of the Sea and the Maritime Disputes in the South China Sea", Volume 107, No. 1, American Journal of International Law, pp. 142-163.



**Mr Leonardo Bernard, Research Fellow, Centre for International Law (CIL), National University of Singapore (NUS)**, has research interest in general public international law and law of the sea, especially on South China Sea and maritime boundaries disputes. Leo completed his LLB at the University of Indonesia and his LLM on International and Comparative Law at NUS. He also has diplomas from the Rhodes Academy of Ocean Law and Policy and from the International Foundation of the Law of the Sea Summer Academy. Prior to joining CIL, he worked for one of the largest law firms in Singapore. Since joining CIL, Leo has written various papers on ocean law issues and presented them in various conferences, including a paper on 'The Boundaries Dispute in the North Malacca Strait'. Leo was also among the four panellists who received the 2012 Law of the Sea Institute (LOSI) Research Competition Award for Early Career Researchers and presented his paper on 'The Effect of Fisheries on Maritime Boundary Delimitation' at the 7th Annual International Conference of LOSI 2012, in Seoul, Korea.



**Mr Joshua Brien, Senior Legal Adviser and Head of the Economic and Legal Section, Commonwealth Secretariat, London**, leads the Commonwealth's flagship maritime boundaries program and has advised a range of Commonwealth countries concerning the delimitation of unresolved maritime boundaries and on the preparation and defence of extended continental shelf submissions. Recent highlights include advising two States on the establishment of the world's first joint management zone for an area of extended continental shelf and the conclusion in August 2012 of seven maritime boundary delimitation agreements in the Pacific region. Prior to joining the Commonwealth Secretariat, Josh was a Senior Lawyer with the Office of International Law of the Australian Attorney-General's Department, where he specialised in Law of the Sea matters including the prosecution of the Southern Bluefin Tuna Dispute and the delimitation of maritime boundaries between Australia and Timor-Leste. Josh is listed in the International Who's Who of Public International Law, and is the Commonwealth representative to the International Seabed Authority, the International Maritime Organisation and is a Member of the ILA Committee on Baselines under International Law.



**Mr John Brown, Law of the Sea Consultant, UK Hydrographic Office** began his sea-going career in 1974 and trained as a navigating officer. He joined the UK Hydrographic Office in 1993 after working as a surveyor in the offshore industry for several years. He joined the Law of the Sea Division – a small team of internationally recognised experts within the UKHO - in 2003. John has worked with several foreign governments on delimitation and baseline issues and has taken part in a number of boundary negotiations, both bilateral and third party adjudication. He lectures to senior Royal Navy professional courses, to postgraduate courses at King's College London and Lund University in Sweden and has been a faculty member of the annual IFLOS Summer Academy in Hamburg since 2008. He was elected a Fellow of the Royal Institute of Navigation in 2009, has recently been invited to serve as a member of the Greenwich Forum and is currently the Vice Chair of the joint IHO/IAG Advisory Board on Law of the Sea (ABLOS).



**Mr Rodman Bundy, Partner, Eversheds LLP**, is a member of the Paris and New York Bars. Rod holds a BA in history from Yale University and a JD from the Georgetown University Law Center, Washington, D.C.. Now based in Singapore, since 1984, Rod has been a partner in the Paris office of Eversheds LLP (which merged with Frere Cholmeley in 1998) specializing in public international law, boundary disputes, oil and gas law and international commercial and investment arbitration. Rod has acted as Counsel and Advocate for over thirty years in numerous public international law matters and arbitrations, most recently on behalf of the Government of Colombia in its maritime boundary and sovereignty dispute with Nicaragua, the Government of India in the Kishenganga Arbitration brought by Pakistan, the Government of Cambodia in the case concerning the interpretation of the ICJ's Judgment in the Temple of Preah Vihear case, the Government of Slovenia in its boundary arbitration with Croatia, the Government of Peru in its maritime delimitation case with Chile and the Governments of Singapore and Indonesia in two separate sovereignty cases with Malaysia before the ICJ.



**Professor Stuart Kaye, Professor of Law, Australian National Centre for Ocean Resources and Security, University of Wollongong**, is the Academic Leader of the University's research effort in *Sustaining Oceans and Coastal Communities within the University's Global Challenges* program. Prior to this appointment Stuart was Dean and Winthrop Professor of Law at the University of Western Australia, held a Chair in Law at the University of Melbourne and was Dean of Law at the University of Wollongong. Stuart holds degrees in arts and law from the University of Sydney and a doctorate in law from Dalhousie University. Stuart is admitted as a barrister of the Supreme Courts of New South Wales, Tasmania and Queensland and has written a number of books, including *Australia's Maritime Boundaries*, *The Torres Strait*, as well as co-authoring *International Law – Cases and Material with Australian Perspectives* for Cambridge University Press. Stuart was appointed to the International Hydrographic Organization's Panel of Experts on Maritime Boundary Delimitation in 1995 and in 2000 was appointed to the List of Arbitrators under the Environmental Protocol to the Antarctic Treaty. He was chair of the Australian International Humanitarian Law Committee from 2003 to 2009, for which he was awarded the Australian Red Cross Society Distinguished Service Medal. He was elected a Fellow of the Royal Geographical Society in 2007 and the Australian Academy of Law in 2011. He holds the rank of Commander in the Royal Australian Navy Reserve, principally providing advice in respect of operations and international law.



**Professor Martin Pratt, Director of Research, International Boundaries Research Unit** has two decades' experience advising governments, commercial organisations and NGOs on land and maritime boundary issues around the world. Recent projects in which he has served as a geographical expert include the maritime boundary arbitration between Barbados and Trinidad and Tobago, the Abyei arbitration between northern and southern Sudan, and maritime boundary negotiation in the southwest Indian Ocean. Martin coordinates IBRU's training workshop programme and consultancy activities; he also manages IBRU's website, the Unit's GIS resources and the int-boundaries email list. In 2010 Martin received the Michael Barrett Award of the Royal Institution of Chartered Surveyors for his contribution to boundary studies.



**Professor Clive Schofield, Director of Research, Australian Centre for Ocean Resource and Security (ANCORS), University of Wollongong, Australia**, is a political geographer and international legal scholar whose research interests relate to international boundaries and particularly maritime boundary delimitation. Clive currently holds an Australian Research Council Future Fellowship and a PhD (geography) from Durham University and an LLM from the University of British Columbia, Canada. He has researched and published primarily on issues related to the delimitation of maritime boundaries, geo-technical issues in the law of the sea, maritime security and regarding maritime boundary disputes and their resolution. Clive has been involved in the peaceful settlement of boundary and territory disputes, for example through the provision of technical advice and research support to governments engaged in boundary negotiations and in dispute settlement cases before the International Court of Justice and is co-author (with Professor Victor Prescott, Emeritus Professor of Geography, University of Melbourne) of the book, *The Maritime Political Boundaries of the World* (The Hague: Martinus Nijhoff Publishers, 2005).

# PROGRAMME

## Who should attend?

- Diplomats
- Legal advisors
- Exploration & production managers
- Energy officials
- Researchers & consultants
- Pipeline and cable planners
- EEZ contractors
- Fisheries managers
- Technical experts

Wednesday 25 September	0900-0945	<b>Welcome &amp; Introduction</b> <ul style="list-style-type: none"><li>• The significance and value of maritime boundaries</li><li>• The global state of play</li><li>• Challenges in maritime boundary delimitation</li></ul>
	0945-1100	<b>The legal framework under UNCLOS</b> <ul style="list-style-type: none"><li>• Development of the law of the sea and history of UNCLOS</li><li>• Maritime zones under UNCLOS</li><li>• The importance of offshore geographic features</li><li>• UNCLOS and maritime boundaries</li><li>• Dispute settlement and other options for resolving maritime boundary disputes</li></ul>
	1100-1130	<b>Refreshments</b>
	1130-1300	<b>Defining maritime space: baselines &amp; limits</b> <ul style="list-style-type: none"><li>• The normal baseline</li><li>• Straight and archipelagic baselines</li><li>• The relevance of baselines to maritime delimitation</li></ul>
	1300-1400	<b>Lunch</b>
	1400-1700	<b>Case law on maritime boundary delimitation</b> <ul style="list-style-type: none"><li>• The North Sea continental shelf cases to Nicaragua v Columbia</li></ul>
	(1500-1530)	<b>Refreshments</b>
Thursday 26 September	0900-1030	<b>Technical aspects of maritime delimitation</b> <ul style="list-style-type: none"><li>• The role of the technical expert</li><li>• Understanding charts, coordinates and 'straight' lines</li><li>• Constructing equidistance lines and other potential boundary lines</li><li>• Geographical tools and data resources for maritime boundary delimitation</li></ul>
	1030-1100	<b>Refreshments</b>
	1100-1230	<b>Living resources in maritime boundary delimitation</b> <ul style="list-style-type: none"><li>• The relevance of living resources</li><li>• Knowing what's at stake</li><li>• Rights and responsibilities</li><li>• Case studies</li></ul>
	1230-1330	<b>Lunch</b>
	1330-1700	<b>Practical exercise</b> <p>Working in teams, participants will seek to delimit an equitable and technically robust maritime boundary between two neighbouring states</p>
	(1530-1600)	<b>Refreshments</b>
Friday 27 September	0900-1015	<b>Lessons from facilitated boundary negotiations</b> <ul style="list-style-type: none"><li>• The Commonwealth Secretariat's maritime boundaries programme</li><li>• The negotiation process</li><li>• Case studies of negotiation successes and challenges</li></ul>
	1015-1115	<b>State practice in maritime boundary delimitation</b> <ul style="list-style-type: none"><li>• Innovative approaches to delimitation</li><li>• Maritime delimitation in the context of territorial disputes</li><li>• Connection with the land boundary terminus</li><li>• Tripoints with third states</li></ul>
	1115-1130	<b>Refreshments</b>
	1130-1245	<b>Round-table discussion: Unlocking complex maritime delimitation disputes</b>
	1245-1300	<b>Closing discussion and wrap-up</b>
	1300-1400	<b>Lunch</b>

IBRU reserve the right to change or modify the programme and tutors participating without prior notice to participants

Cover image: A group of participants work on a practical maritime exercise at an IBRU/CIL Maritime Boundaries Delimitation workshop. Source: CIL

### What will it cost?

The cost of the workshop is **£1,450** per participant.

We regret that payment can only be accepted in GBP sterling, however, we are able to accept payment by most major credit and debit cards.

Full payment **MUST** be received prior to the workshop to guarantee the booking. If full payment is not received before the deadline date of **5 September 2013**, any provisional places booked will be removed. Bookings made after 5th September

2013 will only be guaranteed with payment in full and if places are still available.

In addition to tuition and all course materials, the fees cover the following:

- Lunch and refreshment breaks on 25, 26 and 27 September
- Dinner on the evenings of Wednesday 25 and Thursday 26 September

### How to book

Places are limited and early booking is highly recommended:

- 1 Contact the IBRU Events Team or complete the online booking form at [www.durham.ac.uk/ibru/workshops/booking](http://www.durham.ac.uk/ibru/workshops/booking)
- 2 Acknowledgement of the provisional booking will be sent by email with information on how to pay.
- 3 If payment is not received by the deadline specified, the reserved place will be cancelled and your booking removed to a waiting list. Your place will only be confirmed when payment is received and if a place is still available.

### Additional Information

#### Accommodation

**Accommodation is not included in the workshop fee.**

IBRU and CIL have negotiated a special rate at the Grand Copthorne Waterfront Hotel Singapore

<http://www.millenniumhotels.com.sg/grandcopthornewaterfront/index.html>

The bed and breakfast rate of SGD 285 per room is only available until 23 August 2013. This rate includes internet access. If you would like to take advantage of this offer please request a booking form from IBRU or contact the hotel directly. Transport will be available from the Grand Copthorne Waterfront Hotel each morning to take participants to the workshop venue at the Centre for International Law.

#### Location and travel to the National University of Singapore

##### Workshop Venue:

Executive Seminar Room, NUS Bukit Timah Campus, 469 Bukit Timah Road, Block B, Level 3, Singapore 259756



Travel will be organised to and from the recommended hotel (see information above) otherwise you are expected to make your own arrangements to arrive at the workshop venue each day.

The workshop is once more co-hosted by the Centre for International Law (CIL) and Faculty of Law of the National University of Singapore (NUS). For more information about CIL and the NUS Faculty of Law please see <http://cil.nus.edu.sg>

#### Language

Teaching and workshop materials will be in English. We regret that we are unable to provide translation or interpreting services.

#### Cancellations

Cancellations must be received in writing not later than 5 September 2013 and will be subject to a £50 cancellation fee, unless a substitute participant is offered. After this date the full registration fee will be charged for all cancellations.

#### Programme changes

IBRU reserves the right to modify the programme as necessary without notice to participants.

#### Singapore

Singapore is a city-state in Southeast Asia and a member country of the Association of South East Asia Nations (ASEAN). Since the 1960s, Singapore has developed rapidly to become one of the world's most prosperous countries with the world's busiest port, its fourth leading financial centre and the best-rated airport. It is a bustling cosmopolitan city with a rich and diverse multicultural heritage.

For more information on Singapore please see <http://www.yoursingapore.com>



### Contact Information

If you have any questions about the workshop please contact the IBRU Events Team.

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