9 th ARF Inter Sessional Meeting on Maritime Security (ISM on MS) 8-9 February 2017, "Mita Kaigisho" (Government Conference House), Tokyo

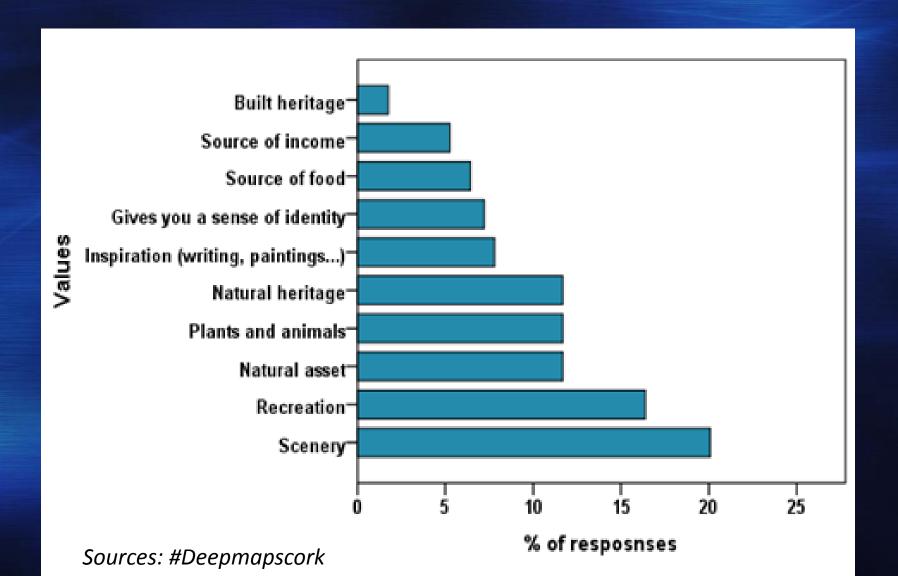
## REVIEW OF REGIONAL COOPERATION FRAMEWORK ON MARINE ENVIRONMENT

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## Main points

- Awareness
- Policy
- Implementation
- Check
- Assessment
- Lessons learned

# Awareness on values and threats to marine environment



## Policy

**Statements** 

**Treaties** 

Ethical principles and customary international law

#### Statements

- Action Plan for the Protection and Sustainable Development of the Marine and Coastal Areas of the East Asian Region (1994) (COBSEA)
- The Sustainable Development Strategy for Seas of East Asia (SDS-SEA) adopted in 2003, updated in 2015 (PEMSEA)
- 2015 ASEAN EAS Statement on Enhancing Regional Maritime Cooperation
- 2015 ASEAN Blueprint

## Treaties

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	UNCLOS	<b>UN Fish Stock</b>	CBD	FAO Compliance	FAO Port State Agreement	MARPOL 73/78 (Annex I/II)	MARPOL 73/78 (Annex III)	MARPOL 73/78 (Annex IV)	MARPOL 73/78 (Annex V)	MARPOL Protocol 97 (Annex	London Convention 72	London Convention Protoco	INTERVENTION Convention	INTERVENTION Protocol 73	CLC Convention 69	CLC Protocol 76	CLC Protocol 92	FUND Convention 71	FUND Protocol 76	<b>FUND Protocol 92</b>	FUND Protocol 2003	NUCLEAR Convention 71	SALVAGE Convention 89	OPRC Convention 90	HNS Convention 96	HNS PROT 2010	OPRC/HNS 2000	<b>BUNKERS CONVENTION 01</b>	ANTI FOULING 01	BALLAS I WATER 2004
Australia	×	×	×	×		×	×	×	×	×	×	×	×	×	d	×	×	d	×	×	×		×	×			×	×	×	
Bangladesh	×	×	×			×	×	×	×	×			×											×						
Brunei	×					×									d	×	×	d		×										
Cambodia			×			×	×	×	×						×	×	×			×										
Canada	×	×	×	×		×	×	×	×	×	×	×			d	×	×	d	×	×	×		×	×				×	×	×
China	×		×			×	×	×	×	×	×	×	×	×	d	d	×	d					×	×			×	×	×	
DPRK			×			×	×	×	×																			×		
India	×	×	×			×	×	×	×	×			×		d	×	×	d	×	×			×	×						
Indonesia	×	×				×	×	×	×	×					×		×											×	×	
Japan	×	×	×	×		×	×	×	×	×	×	×	×		d	×	×	d	×	×	×			×			×		×	×
Laos	×																													
Malaysia	×		×			×	×	×	×	×					d		×	×		×				×			×	×	×	×
Mongolia	×		×			×	×	×	×	×					×		×											×	×	×
Myanmar	×			×	×	×																								
New Zealand	×	×	×	×	×	×	×		×		×	×	×	×	d		×	d		×			×	×				×		
Pakistan	×		×			×	×	×	×		×		×	×			×							×						
PNG	×	×				×	×	×	×		×		×		d		×	d		×										
Philippines	×					×	×	×	×		×	×					×			×				×						
ROK	×	×	×	×		×	×	×	×	×	×	×			d	×	×	d		×	×			×			×	×	×	×
Russia	×	×	×			×	×	×	×	×	×		×	×	d	×	×	d	×	×			×	×	×			×	×	×
Singapore	×		×			×	×	×	×	×					d	×	×			×				×			×	×	×	
Sri Lanka	×	×		×		×	×	×	×				×		d		×	d		×										
Thailand	×					×																		×						
Timor-Leste	×																													
United States		×		×		×	×		×	×	×		×	×									×	×					×	
Viet Nam	×		×			×	×	×	×	×							×											×		
EU	×	×	×		×																									

#### Ethical principles & customary international law

- Duty to Cooperation
- Adopt Precautionary approach
- Obligation to notify
- Obligation to conduct EIA
- Information sharing

Land Reclamation case 2005
The Whaling case 2014
Philippines – China Arbitration 2016

## Implementation



#### **Thematic**

- Fishery: SEAFDEC,
- Coral
- Mangroves
- Coastal management
- Biodiversity
- Scientific Research
- Oil spill

• ...





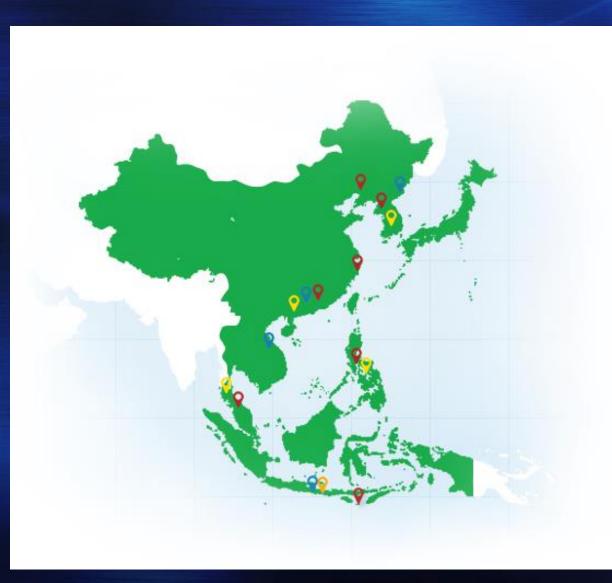
## CORAL TRIANGLE INITIATIVE

ON CORAL REEFS, FISHERIES AND FOOD SECURITY



## Geography

- Southeast Asia
- East Asia
- Sulu Sea
- Western Pacific
- **...**
- National jurisdiction, overlapping jurisdiction



- Bilateral: JOMSRE-SCS, Vietnam-China joint fishery agreement...
- Minilateral: CTI...
- Regional: ASEAN, APEC, ...
- Multilateral: UN led initiatives/ programmes: COBSEA, UNEP/GPA, IUCN...



## Politicization

Disputes



### What has been done?

Awareness

Policy

Various forms of cooperation

Good lessons and practices

### What can be done?

- Make use of the best practices and achievements
- Stocktaking and review the achievements of current cooperation activities
- Promote cooperation at operational level for some urgent areas: fishing, coral, biodiversity
  - Rules for procedures and contingency plans
  - Mechanism for information sharing
  - Joint survey, monitoring and enforcement
  - The role of scientists and experts

# Thank you! Any questions and comments are welcome!