

Training Workshop Programme 2014

Practical Aspects of Maritime Boundary Delimitation

24-26 September 2014, 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

INTRODUCTION

Clearly defined maritime boundaries are essential for good international relations and effective ocean management, yet few coastal states have agreed upon 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, this 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.

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 35 years. He currently teaches Ocean Law & Policy in Asia and International Regulation of Shipping. 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 publications include: "The UN Convention on the Law of the Sea and the Maritime Disputes in the South China Sea", *American Journal of International Law*, (2013) Beckman & Schofield, "Defining EEZ Claims from Islands: A Potential South China Sea Change", *The International Journal of Marine and Coastal Law*, (2014).



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 is currently working 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 as well as being a member of the UK's delegation for boundary negotiations. 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, was invited to serve as a member of the Greenwich Forum in 2012 and is currently the Vice Chair of the joint IHO/IAG Advisory Board on Law of the Sea (ABL0S).



Mr Rodman Bundy, Partner, Eversheds LLP, is a member of the New York Bar. Rod holds a BA in history from Yale University and a JD from the Georgetown University Law Center, Washington, D.C.. Now based in Eversheds' Singapore office, from 1984 to 2013, Rod was 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.



Mr Gavin McLaren, Partner, Freshfields Bruckhaus Deringer is head of the Asia-Pacific energy and natural resources practice. He acts for multi-national corporations, governments, international organisations and financial institutions across the Asia Pacific. Gavin is particularly sought after for his abilities in structuring and negotiating complex cross border mergers and acquisitions, joint ventures and project developments. Gavin also provides public international law advice to governments and energy companies in connection with overlapping international boundary claims. He has been recognised as a leading lawyer by legal directories (including Chambers Global, APL 500 and Who's Who Legal Guides) and was twice listed in ALB's Hot 100 Lawyers for Asia.



H.E. Arif Havas Oegroseno, Indonesian Ambassador to Belgium, Luxembourg and the European Union, is a career diplomat who has served in the Indonesian diplomatic service for more than 25 years. Prior to assuming his Ambassadorial post he was Indonesia's Director-General for Legal and International Treaty Affairs. During his tenure, he was chief negotiator for numerous bilateral and regional negotiations, including Indonesian maritime boundaries. He was also the Head of the Indonesian Delegation on the Submission of the Outer Limit of Indonesian Continental Shelf, and the Indonesian High Level Legal Expert of the ASEAN Charter assigned to conclude the ASEAN Dispute Settlement Mechanisms. In 2010-11 he served as the President to the State Parties of the 20th Conference of the United Nations Convention on the Law of the Sea. He has written numerous op-ed articles in national and international media, contributed essays in numerous academic publications and spoken in numerous national, regional and international conferences, including speaking before the special commemorative event of International Law Commission of the UN. He also lectures in national, European, and American universities, and is a regular lecturer at the Rhodes Academy of Oceans Law & Policy.



Professor Martin Pratt, Consultancy Director, IBRU, 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 Bangladesh and India, the land and maritime boundary arbitration between Croatia and Slovenia, and maritime boundary negotiation in the southwest Indian Ocean. Martin coordinates IBRU's training workshop programme and consultancy activities; 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.



Captain J. Ashley Roach, JAGC, U.S. Navy (retired) and Senior Visiting Scholar and Global Associate, Centre for International Law, National University of Singapore, was attorney adviser in the Office of the Legal Adviser, U.S. Department of State, from 1988 until he retired at the end of January 2009. He was responsible for law of the sea matters. He has taught, advised and published extensively on national maritime claims and other law of the sea issues, including piracy and armed robbery at sea. He has negotiated, and participated in the negotiation of, numerous international agreements involving law of the sea issues. He received his LL.M. (highest honors in public international law and comparative law) from the George Washington University School of Law in 1971 and his J.D. from the University of Pennsylvania Law School in 1963.



Professor Clive Schofield, Director of Research, Australian Centre for Ocean Resource and Security (ANCORS), University of Wollongong (UOW), Australia. Clive also leads the Sustaining Coastal and Marine Zones research theme of the UOW Global Challenges Program. He 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 Maritime Political Boundaries of the World* (2005).



Professor Philip Steinberg, Professor of Political Geography & Director of IBRU, Durham University, has written extensively on the history of the law of the sea and its development in the context of regional and global uses and perceptions of maritime space. He has published widely on this topic and in related areas of communications law and Polar politics, with research being funded by the U.S. National Science Foundation, the European Commission, and the International Council for Canadian Studies. He has authored six books and over fifty journal publications and book chapters, including most recently "Steering Between Scylla and Charybdis: The Northwest Passage as Territorial Sea" (*Ocean Development and International Law* 45(1)); Contesting the Arctic: Politics and Imaginaries in the Circumpolar North (I.B. Tauris), and "Maintaining Hegemony at a Distance: Ambivalence in U.S. Arctic Policy" (in *Polar Geopolitics*, Edward Elgar). Prior to his position at Durham, Phil obtained a PhD in Geography from Clark University and taught for sixteen years at Florida State University.

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 24 September	0900-0945	Welcome & Introduction <ul style="list-style-type: none">• The significance of maritime boundaries in ocean law and state practice
	0945-1030	Understanding the geographical context <ul style="list-style-type: none">• The importance of geography in maritime boundary delimitation• Relevant area and relevant coasts• Coastline length, coastal fronts and the general direction of the coast
	1100-1230	Baselines and equidistance lines <ul style="list-style-type: none">• Identifying the normal baseline• Can straight/archipelagic baselines be used in boundary delimitation?• The nature and significance of the equidistant line• Selecting basepoints
	1230-1330	Lunch
	1330-1430	Technical issues in maritime delimitation <ul style="list-style-type: none">• Coordinates and datums• Map and chart projections• 'Straight' lines
	1430-1600	Practical exercise 1 Equidistance lines
Thursday 25 September	1630-1730	Challenges in negotiating maritime boundaries <ul style="list-style-type: none">• South China Sea case study
	0900-1000	Tools and resources for maritime boundary delimitation <ul style="list-style-type: none">• Geographic information systems and tools• Reference resources• Sources of technical and legal assistance
	1000-1100	Achieving an equitable solution <ul style="list-style-type: none">• Equitable principles and relevant circumstances• Modifying equidistant lines• Other methods of delimitation
	1130-1300	Practical exercise 2 Working in teams, participants will seek to adjust an equitable and technically robust maritime boundary between two neighbouring states.
	1300-1400	Lunch
	1400-1530	Practicalities of boundary negotiation <ul style="list-style-type: none">• Building and preparing a team• Research• Logistics of negotiation
Friday 26 September	1600-1730	Practical exercise 3 Working in teams, develop a negotiating brief to construct an opening position in a boundary negotiation
	0900-1045	From agreement to implementation <ul style="list-style-type: none">• Drafting a text agreement• Approval/ratification• Deposit and due publicity
	1100-1230	Practical exercise 4 Drafting an agreement or provisional arrangement
	1230-1400	Lunch
	1400-1500	Wrap up

IBRU reserves 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 **£1,650** 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 **10 September 2014**, any provisional places booked will be removed.

Bookings made after 10 September 2014 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 24, 25 and 26 September
- Workshop Dinner on the evenings of Wednesday 24 and Thursday 25 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
- 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.
- 4 Please ensure you have the relevant Visa in place for your travel before paying for your place.

Additional Information

Accommodation

Accommodation is not included in the workshop fee.

IBRU and CIL have negotiated a special rate at the Novotel Singapore Clarke Quay <http://www.novotel.com/gb/hotel-5993-novotel-singapore-clarke-quay/index.shtml>

The bed and breakfast rate of SGD++ 255 per room is only available until 15 August 2014 after which a next available rate will be offered. 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 Novotel Singapore Clarke Quay 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:

Seminar Room 5-2, NUS Bukit Timah Campus, 469 Bukit Timah Road, Block B, Level 5, 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 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 10 September 2014 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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