

UNIVERSITY OF OXFORD
PUBLIC INTERNATIONAL LAW
LAW OF THE SEA

A. Outline:

- I. Introduction
- II. Importance, Terminology and Sources
- III. Development of the Law of the Sea
 - 1. The First Conference on the Law of the Sea and the Geneva Conventions of 1958
 - 2. The Failure of the Second Conference on the Law of the Sea 1960
 - 3. The Developments Towards the Third Conference on the Law of the Sea
 - 4. The Third United Nations Conference on the Law of the Sea, 1973-1982
 - 5. The Need for an Implementation Agreement
 - 6. The United Nations Convention on the Law of the Sea 1982
 - 7. Recent Developments in the Law of the Sea
- IV. The Regimes of Marine Zones under the Convention on the Law of the Sea
 - 1. The “Zoning of the Sea”
 - 2. The Importance of Baselines for the Delimitation of the Maritime Zones
 - 3. The Maritime Zones
 - 4. The Zones of the Seabed and Its Subsoil
 - 5. The Delimitation of the Marine Zones of Coastal State Jurisdiction
- V. The Right of Navigation and Overflight in the Maritime Zones under Coastal State Jurisdiction
 - 1. Innocent Passage
 - 2. Transit Passage
 - 3. Archipelagic Sea Lane Passage
 - 4. Freedom of Navigation and Overflight
- VI. The Protection of the Marine Environment
 - 1. Sources of Marine Pollution
 - 2. Jurisdictional Constraints on Marine Environmental Protection
 - 3. Enforcement of Applicable International Rules and Standards
- VII. The Institutions Created by the Convention on the Law of the Sea
 - 1. The International Seabed Authority
 - 2. The Commission on the Limits of the Continental Shelf
 - 3. The International Tribunal for the Law of the Sea
- VIII. Settlement of Disputes under the Law of the Sea Convention
 - 1. The General Obligation to Settle Disputes by Peaceful Means
 - 2. The Compulsory Dispute Settlement Obligation
 - 2. The Procedures Available for the Compulsory Settlement of Disputes
 - 3. The International Tribunal for the Law of the Sea as the Prescribed Procedure

B. Basic Reading:

(a) Treaties and Documents [available in Blackstone's International Law Documents]

Geneva Convention on the Continental Shelf, 1958

United Nations Convention on the Law of the Sea, 1982

Convention for the Suppression of Unlawful Acts Against the Safety of Maritime Navigation, 1988

Agreement Relating to the Implementation of Part XI of the United Nations Convention of the Law of the Sea, 1994

Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea Relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks, 1995

(b) Literature

(i) General Textbooks

The following general textbooks contain suitable chapters on the Law of the Sea:

Brownlie, Ian, *Principles of Public International Law* (6th edn., Oxford: Oxford University Press, 2003), 173-245

Evans, Malcolm (ed.), *International Law* (Oxford: Oxford University Press, 2003), 623-656

Shaw, Malcolm N., *International Law* (Cambridge: Cambridge University Press, 2003), 490-571

(ii) Cases and Materials

Dixon, M./McCorquodale, R., *Cases and Materials on International Law* (4th edn., Oxford: Oxford University Press, 2003), 348-402

Harris, D.J., *Cases and Materials on International Law* (5th edn., London: Sweet & Maxwell, 1998), 368-483

C. Textbooks on the Law of the Sea

Brown, E.D., *The International Law of the Sea*, Vol. I: *Introductory Manual* (Aldershot: Dartmouth, 1994)

Churchill, Robin R./Lowe, Vaughan, *The Law of the Sea* (3rd edn., Manchester: MUP, 1999)

D. Specialist Articles of General Interest

Anderson, D.H., Legal Implications of the Entry into Force of the UN Convention on the Law of the Sea, *International and Comparative Law Quarterly* 44 (1995), 313-326

Bardin, Anne, Coastal State's Jurisdiction over Foreign Vessels, *Pace International Law Review* 14 (2002), 27-76

- Churchill, Robin R., United Kingdom Accession to the UN Convention on the Law of the Sea, *International Journal of Marine and Coastal Law* 13 (1998), 263-273
- Evans, Malcolm, Maritime Delimitation after Denmark v. Norway: Back to the Future, in: Guy Goodwin-Gill/Stefan Talmon (eds.), *The Reality of International Law* (Oxford: OUP, 1999), 153-176
- Jagota, S.P., Developments in the Law of the Sea between 1970 and 1998: A Historical Perspective, *Journal of the History of International Law* 2 (2000), 91-119
- Lowe, Vaughan, The United Kingdom and the Law of the Sea, in: Tullio Treves (ed.), *The Law of the Sea. The European Union and Its Member States* (The Hague: Kluwer, 1998), 521-553

E. Useful Internet Sites:

Courts and Tribunals:

- International Court of Justice (ICJ): <http://www.icj-cij.org/>
- International Tribunal for the Law of the Sea (ITLOS): <http://www.itlos.org/>
- Permanent Court of Arbitration (PCA): <http://www.pca-cpa.org>

Bodies Established by the UN Convention on the Law of the Sea (other than ITLOS):

- International Seabed Authority: <http://www.isa.org.jm/>
- Commission on the Limits of the Continental Shelf:
http://www.un.org/Depts/los/clcs_new/clcs_home.htm

United Nations:

- United Nations, International Law: <http://www.un.org/law/>
- Oceans and the Law of the Sea: <http://www.un.org/Depts/los/index.htm>
- Illustrative maps of maritime boundaries: http://www.un.org/Depts/los/LEGISLATIONANDTREATIES/cartographic_material.htm
- Maritime Spaces: Legislation and Treaties:
<http://www.un.org/Depts/los/LEGISLATIONANDTREATIES/index.htm>