



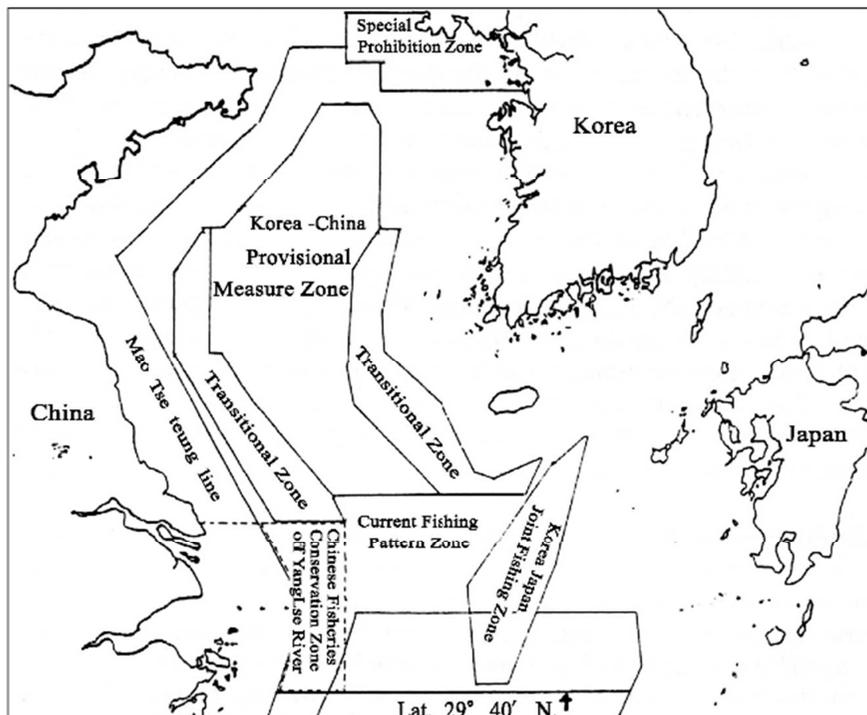
## CAMBODIA & VIETNAM HISTORICAL AGREEMENT

Concluded on 7/7/1982 :

- Brevie is used to divide the sovereignty over islands: islands on the North of the line belong to Cambodia and islands on the South of the line belong to Vietnam.
- The historic water is provided under the common management regime:
  - Joint patrol
  - Joint exploiting the natural resources including fisheries

## LIMITATIONS

- No prospect for maritime delimitation in sight
- The legal ground of “historic water” is questionable



## CHINA & SOUTH KOREA JOINT FISHING AGREEMENT

Three zones for joint fishing regime of EEZ :

- Provisional Measure Zone
- Two Transitional Zones
- Fishing Pattern Zone

Two other zones:

- Special Prohibition Zone
- Fisheries Conservation Zone off the Yangtse River

Initial period of five years and automatically extended

## ACHIEVEMENTS AND LIMITATIONS

- Creative models of cooperation that bridge the gaps in positions of two parties
- Help the parties to build confidence and maritime delimitation negotiation is expected this year
- Well based on international law (EEZ regime)
- Lack of clarity in some areas
- Lack of effectiveness at operational levels: Incidents still occur
- Lack of multilateral regime

## MALAYSIA & VIETNAM JOINT DEVELOPMENT



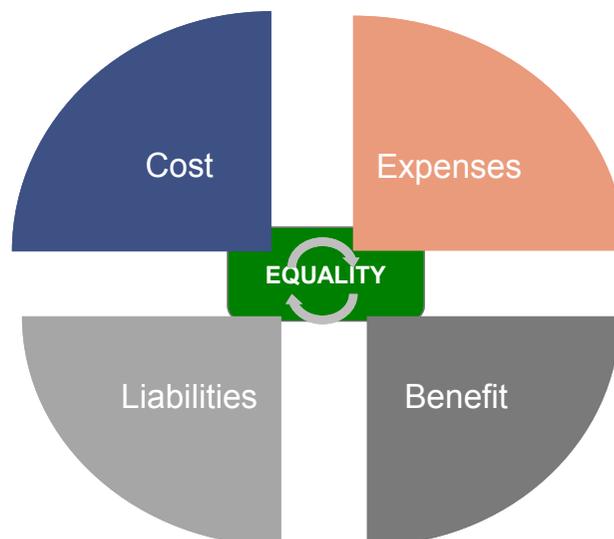
Overlapping area:

- Length: over 100 miles
- Width: less than 10 miles

The announcement of Halminton: 4,400 barrels of oil/ day from Bunga Orkid-1

Precedent of joint development between Malaysia and Thailand

## EQUAL SHARING



## ACHIEVEMENTS AND LIMITATIONS

The simple but work

- Successfully implemented for 19 years
- Economic benefit for both countries
- Based on international law (CS regime)
- Build confidence and foster further cooperation on joint submission of the extended continental shelf

No expressed 'functional' provisions on rights relating to:

- fishing,
- navigation, hydrographic and oceanographic surveys,
- the prevention and control of marine pollution,
- criminal jurisdiction and
- other similar matters in the JDA

## **LESSONS LEARNT**

### **Good will**

- **Conducting self-restrain**
- **Clarity on scope of maritime claims based on international law**
- **Flexibility in the quest for a suitable model of cooperation**
- **“No prejudice” clause**
- **Equitable sharing of benefits and responsibilities**

**THANK YOU!**