

## 2018 APOLIA-KIOST CONFERENCE

# AREA-BASED MARINE PROTECTION IN THE ASIA-PACIFIC

A SIDE-EVENT FOR  
2018 INTERNATIONAL LAW ASSOCIATION (ILA)  
BIENNIAL CONFERENCE IN SYDNEY

**DATE:** AUGUST 18-19, 2018

**VENUE:** STATE LIBRARY OF NEW SOUTH WALES  
[HTTP://WWW.SL.NSW.GOV.AU/](http://www.sl.nsw.gov.au/)

### CO-HOSTED BY:

KOREA INSTITUTE OF OCEAN SCIENCE AND TECHNOLOGY (KIOST)  
THE DEVELOPMENT OF INTERNATIONAL LAW IN ASIA-KOREA (DILA-KOREA)  
THE AUSTRALIAN NATIONAL CENTRE FOR OCEAN RESOURCES AND  
SECURITY (ANCORS), UNIVERSITY OF WOLLONGONG, AUSTRALIA

### CO-ORGANISED BY:

KOREA MARITIME INSTITUTE (KMI)  
KOREA NATIONAL DIPLOMATIC ACADEMY (KNDA)  
NATIONAL INSTITUTE FOR SOUTH CHINA SEA STUDIES (NISCSS), CHINA  
YONSEI - SSK RESEARCH CENTER FOR CLIMATE CHANGE AND  
INTERNATIONAL LAW, KOREA

# 2018 APOLIA-KIOST CONFERENCE (6<sup>TH</sup>)

## AREA-BASED MARINE PROTECTION IN THE ASIA-PACIFIC

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### *Asia Pacific Ocean Law Institutions Alliance (APOLIA)*

<http://www.brill.com/products/series/maritime-cooperation-east-asia>  
<http://www.brill.com/products/journal/asia-pacific-journal-ocean-law-and-policy>

In 2012, Professor ZOU Keyuan of Lancashire Law School, UK and Professor Seokwoo LEE of Inha University Law School, Korea, began to discuss the creation of a new academic organization that would focus its attention on ocean law and policy issues in the Asia-Pacific. The organization was named the Asia Pacific Ocean Law Institutions Alliance (APOLIA) and would be a hybrid organization that would include both institutional and individual participation and associations. After the first official meeting in Incheon, Korea, in 2013, the organizers invited Professors Clive SCHOFIELD and Warwick GULLETT of Australian National Centre for Ocean Resources and Security (ANCORS) of the University of Wollongong, Australia to join as co-founders.

APOLIA has moved forward to establish a book series with highly respected publisher Brill entitled *Maritime Cooperation in East Asia (MCEA)* with general editors Professor Seokwoo LEE and Professor ZOU Keyuan. Another important fruit of APOLIA's endeavors is an exciting new initiative: *The Asia-Pacific Journal of Ocean Law and Policy (APJOLP)*. The launch of this new, scholarly, peer-reviewed journal recognises the increasing importance of ocean spaces to the Asia-Pacific – the most dynamic region globally. Not only are the maritime spaces of the Asia-Pacific of great and growing significance to the states of the region but they are also increasingly contested and under threat. This is gives rise to escalating oceans governance challenges and the core objective of the journal is to provide a scholarly forum where these issues can be discussed and analysed. The journal is published two issues for year by Brill from 2016. Each issue of the journal includes 3-4 scholarly articles together with state practice and current legal developments sections. Professor Seokwoo LEE and Professor Clive SCHOFIELD will serve as Co-Editors-in-Chief, the state practice section of the journal is edited by Professor Anastasia TELESITSKY of the University of Idaho, USA, and the current legal developments section is the responsibility of Professor Warwick GULLETT of the University of Wollongong, Australia.

### *2018 APOLIA CONFERENCE (6<sup>th</sup>) AREA-BASED MARINE PROTECTION IN THE ASIA-PACIFIC*

By 2020 at least ten percent of the global oceans should be subject to area-based protection according to the target agreed by the parties to the 1992 Convention on Biological Diversity in 2010 (Aichi Biodiversity Targets) and reiterated in Sustainable Development Goal 14.5 (agreed in 2015). As of 2017, 6.35 percent of the oceans (23,036,078 km<sup>2</sup>) are covered by 15,271 MPAs. MPAs cover approximately 15.9 percent of waters under national jurisdiction compared to 0.25 percent of the high seas. The proposed meeting comprises a critical and comparative survey of state and regional practice of area-based protection within and beyond the maritime zones in the Asia Pacific region. Area-based protection is broadly defined to include – at one end of the spectrum – tightly controlled no-take marine reserves, and at the other end, multifunctional marine spatial planning tools. The objective of the meeting is to deliver a survey of regional and national practice and to identify trends, gaps and examples of best environmental practice

#### **2017 APOLIA CONFERENCE (5<sup>th</sup>)**

“Maritime Law Enforcement: Asia-Pacific State Practice”, Diplomatic Academy of Vietnam (DAV) [Da Nang, Vietnam; June 16]

#### **2016 APOLIA CONFERENCE (4<sup>th</sup>)**

“Regulation on Navigation of Foreign Vessels: Asia-Pacific State Practice”, Zhejiang University, Guanghua Law School [Zhoushan, China; June 22-23]

#### **2015 APOLIA CONFERENCE (3<sup>rd</sup>)**

“National Ocean Environmental Contingency Plan in Asian Pacific States”, Korea Maritime Institute (KMI) [Busan, Korea; April 27]

#### **2014 APOLIA CONFERENCE (2<sup>nd</sup>)**

“After 20 Years of Implementation of UNCLOS by Asian Pacific States (Part 2)”, Zhejiang University, Guanghua Law School [Hangzhou, China; June 21]

#### **2013 APOLIA CONFERENCE (1<sup>st</sup>)**

“After 20 Years of Implementation of UNCLOS by Asian Pacific States (Part 1)”, Inha University Law School [Incheon, Korea; September 10]

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## AREA-BASED MARINE PROTECTION IN THE ASIA-PACIFIC

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AUGUST 18, SATURDAY

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### 08:30 – 09:00 REGISTRATION

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### 09:00 – 09:30 WELCOME ADDRESSES by HOSTS and INTRODUCTION of SPONSORS/HONOR of GUESTS

- 09:00 – 09:30 - **Seokwoo LEE** (Co-Founder, Asia-Pacific Ocean Law Institutions Alliance (APOLIA); Professor of International Law, Inha University Law School, KOREA; Co-Editor-in-Chief, *Asia-Pacific Journal of Ocean Law and Policy* (APJOLP))  
[leeseokwoo@inha.ac.kr](mailto:leeseokwoo@inha.ac.kr)
- **Clive SCHOFIELD** (Co-Founder, Asia-Pacific Ocean Law Institutions Alliance (APOLIA); Head of Research, Global Ocean Institute, World Maritime University (WMU), SWEDEN; Professor and Director of Research, Australian National Centre for Ocean Resources and Security (ANCORS), University of Wollongong, AUSTRALIA; Co-Editor-in-Chief, *Asia-Pacific Journal of Ocean Law and Policy* (APJOLP))  
[clives@uow.edu.au](mailto:clives@uow.edu.au)
- **Karen N. SCOTT** (Co-Convenor, 2018 APOLIA Conference; Professor and Head of the School of Law, University of Canterbury, NEW ZEALAND)  
[karen.scott@canterbury.ac.nz](mailto:karen.scott@canterbury.ac.nz)
- **Hee Cheol YANG** (Co-Convenor, 2018 APOLIA Conference; Director, Ocean Policy Institute, Korea Institute of Ocean Science and Technology (KIOST), KOREA)  
[ceaser@kiost.ac.kr](mailto:ceaser@kiost.ac.kr)
- **Stuart KAYE** (Professor and Director, Australian National Centre for Ocean Resources and Security (ANCORS), University of Wollongong, AUSTRALIA)  
[skaye@uow.edu.au](mailto:skaye@uow.edu.au)

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### 09:30 – 10:00 KEYNOTE SPEECH

- 09:30 – 10:00 - **David FREESTONE** (Executive Secretary, Sargasso Sea Commission; Professorial Lecturer, George Washington University Law School, USA; Founder and Editor in Chief, *International Journal of Marine and Coastal Law* (IJMCL))  
[davidacfreestone@gmail.com](mailto:davidacfreestone@gmail.com)

: “Sustainable Development, Ocean Governance and Marine Protected Areas”

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### 10:00 – 10:30 COFFEE BREAK AND GROUP PHOTO

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**10:30 – 11:40 SESSION 1: AREA-BASED MARINE PROTECTION**

10:30 – 11:10 ►CHAIRPERSON:

- **Stuart KAYE** (Professor and Director, Australian National Centre for Ocean Resources and Security (ANCORS), University of Wollongong, AUSTRALIA)  
[skaye@uow.edu.au](mailto:skaye@uow.edu.au)

►PRESENTATIONS:

- **Robin WARNER** (Professor, Australian National Centre for Ocean Resources and Security (ANCORS), University of Wollongong, AUSTRALIA)  
[rwarner@uow.edu.au](mailto:rwarner@uow.edu.au)  
: “Area-based Marine Management Tools (what they are/science/environmental focus)”
- **Karen N. SCOTT** (Professor and Head of the School of Law, University of Canterbury, NEW ZEALAND)  
[karen.scott@canterbury.ac.nz](mailto:karen.scott@canterbury.ac.nz)  
: “Areas Protection Beyond National Jurisdiction: The High Seas and the Area (including the BBNJ negotiations)”

11:10 – 11:40 **DISCUSSION**

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**11:40 – 12:30 LUNCH**

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**12:30 – 14:00 SESSION 2: REGIONAL INITIATIVES IN THE ASIA PACIFIC REGION**

12:30 – 13:30 ►CHAIRPERSON:

- **Shicun WU** (President, National Institute for South China Sea Studies, CHINA)  
[wsc9961@hotmail.com](mailto:wsc9961@hotmail.com)

►PRESENTATIONS:

- **Joon-Koo YOO** (Research Professor of International Law, Korea National Diplomatic Academy (KNDA), KOREA)  
[yjki4@naver.com](mailto:yjki4@naver.com)  
: “Area-based Management and Regional Seas Regimes in the Asia Pacific Region”
- **Stuart KAYE** (Professor and Director, Australian National Centre for Ocean Resources and Security (ANCORS), University of Wollongong, AUSTRALIA)  
[skaye@uow.edu.au](mailto:skaye@uow.edu.au)  
: “Area-based Management and Regional Fisheries Management Organisations/ Arrangements in the Asia Pacific Region”
- **DanLing TANG** Professor, South China Sea Institute of Oceanology, Chinese Academy of Sciences, CHINA)  
[lingzistdl@126.com](mailto:lingzistdl@126.com)  
: “GEO Regional Cooperation in the Asia Pacific Region”

13:30 – 14:00 **DISCUSSION**

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**14:00 – 14:20 COFFEE BREAK**

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**14:20 – 15:50**    **SESSION 3: REGIONAL INITIATIVES IN THE SOUTH CHINA SEA**

14:20 – 15:20    ►CHAIRPERSON:

**Daesong HYUN** (Director of Maritime Territory Research Center, Korea Maritime Institute (KMI), KOREA)  
[dshyun@gmail.com](mailto:dshyun@gmail.com)

►PRESENTATIONS:

- **Robert C. BECKMAN** (Professor, Faculty of Law; Head of Ocean Law and Policy, Centre for International Law (CIL), National University of Singapore, SINGAPORE) \*TBC  
[cilbeckman@nus.edu.sg](mailto:cilbeckman@nus.edu.sg)

: “Future Area-based Management Initiatives: The South China Sea”

- **Nong HONG** (Executive Director, Institute for China-America Studies, USA)  
[hongnong@nanhai.org.cn](mailto:hongnong@nanhai.org.cn)

: “Area-based Management Approach in the South China Sea Area: Identifying the Practicability”

- **Lowell BAUTISTA** (Senior Lecturer, School of Law, University of Wollongong, AUSTRALIA)  
[lowell@uow.edu.au](mailto:lowell@uow.edu.au)

: “Fisheries and Marine Environmental Protection Cooperation within ASEAN”

15:20 – 15:50    **DISCUSSION**

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**15:50 – 16:00**    **COFFEE BREAK**

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**16:00 – 17:00**    **SESSION 4: CURRENT DEVELOPMENTS AND SALIENT ISSUES**

16:00 – 16:40    ►CHAIRPERSON:

- **Joanna MOSSOP** (Associate Professor, Faculty of Law, Victoria University of Wellington, NEW ZEALAND)  
[Joanna.Mossop@vuw.ac.nz](mailto:Joanna.Mossop@vuw.ac.nz)

►PRESENTATIONS:

- **Deok-Young PARK** (Professor, Yonsei Law School, Korea)  
[lawpd@hanmail.net](mailto:lawpd@hanmail.net), [lawpd@yonsei.ac.kr](mailto:lawpd@yonsei.ac.kr)

: “Current Developments of the WTO Fisheries Subsidies Negotiations”

- **Jae-Gon LEE** (Professor of Law, Chungnam National University, Korea)  
[jglee@cnu.ac.kr](mailto:jglee@cnu.ac.kr)

: “Mitigation of Greenhouse Gas Emissions by Vessels and Shipping Industries”

16:40 – 17:00    **DISCUSSION**

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**18:00 – 21:00**    **WELCOME RECEPTION AND DINNER**

## AUGUST 19, SUNDAY

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### 08:30 – 09:00 REGISTRATION

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### 09:00 – 10:50 SESSION 5: STATE PRACTICE – EAST ASIA

#### 09:00 – 10:20 ►CHAIRPERSON:

- **Rosemary RAYFUSE** (Professor of Law, The University of New South Wales (UNSW), AUSTRALIA)

[r.rayfuse@unsw.edu.au](mailto:r.rayfuse@unsw.edu.au)

#### ►PRESENTATIONS:

- **Guifang Julia XUE** (Chair Professor, KoGuan Law School; Director, Center for the Rule of Ocean Law Studies, Center for Polar and Deep Ocean Development, Shanghai Jiao Tong University, CHINA)

[julixue@sjtu.edu.cn](mailto:julixue@sjtu.edu.cn)

: “China”

- **Chie KOJIMA** (Professor, Faculty of Law, Musashino University, JAPAN)

[chie.kojima@me.com](mailto:chie.kojima@me.com)

: “Japan”

- **Hee Cheol YANG** (Director, Ocean Policy Institute, Korea Institute of Ocean Science and Technology (KIOST), KOREA) and **Seokwoo LEE** (Co-Founder, Asia-Pacific Ocean Law Institutions Alliance (APOLIA); Professor of International Law, Inha University Law School, KOREA; Co-Editor-in-Chief, *Asia-Pacific Journal of Ocean Law and Policy* (APJOLP))

[ceaser@kiost.ac.kr](mailto:ceaser@kiost.ac.kr), [leeseokwoo@inha.ac.kr](mailto:leeseokwoo@inha.ac.kr)

: “Korea”

- **Dustin Kuan-Hsiung WANG** (Professor, Graduate Institute of Political Science, National Taiwan Normal University, TAIWAN) and **Chi-Ting TSAI** (Professor, Department of Political Science, National Taiwan University, TAIWAN)

[khwang.ac@gmail.com](mailto:khwang.ac@gmail.com), [chiting@ntu.edu.tw](mailto:chiting@ntu.edu.tw)

: “Taiwan”

### 10:20 – 10:50 DISCUSSION

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### 10:50 – 11:10 COFFEE BREAK

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### 11:10 – 12:40 SESSION 6: STATE PRACTICE – SOUTH EAST ASIA

#### 11:10 – 12:10 ►CHAIRPERSON:

- **Robert C. BECKMAN** (Professor, Faculty of Law; Head of Ocean Law and Policy, Centre for International Law (CIL), National University of Singapore, SINGAPORE)

[cilbeckman@nus.edu.sg](mailto:cilbeckman@nus.edu.sg)

►PRESENTATIONS:

- **Diep Ngoc VO** (Research Fellow, Diplomatic Academy of Vietnam, VIETNAM)  
[vongocdiep283@gmail.com](mailto:vongocdiep283@gmail.com)

: “Vietnam”

- **Jacqueline Joyce F. ESPENILLA** (Law Reform Specialist, U.P. Institute for Maritime Affairs and Law of the Sea, University of the Philippines, THE PHILIPPINES)  
[jackie.espenilla@gmail.com](mailto:jackie.espenilla@gmail.com)

: “The Philippines”

- **Melda Kamil ARIADNO** (Dean and Professor of Law, Chairperson of Center for Sustainable Ocean Policy, Faculty of Law, Universitas Indonesia, INDONESIA)  
[mkamil@ui.ac.id](mailto:mkamil@ui.ac.id), [meldakamil@gmail.com](mailto:meldakamil@gmail.com)

: “Indonesia”

12:10 – 12:40 **DISCUSSION**

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12:40 – 13:40 **LUNCH**

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13:40 – 14:40 **SESSION 7: STATE PRACTICE – AMERICA**

13:40 – 14:20 ►CHAIRPERSON:

- **Guifang Julia XUE** (Chair Professor, KoGuan Law School; Director, Center for the Rule of Ocean Law Studies, Center for Polar and Deep Ocean Development, Shanghai Jiao Tong University, CHINA)  
[julixue@sjtu.edu.cn](mailto:julixue@sjtu.edu.cn)

►PRESENTATIONS:

- **Anastasia TELESETSKY** (Professor, School of Law, University of Idaho, USA; Faculty of Law, University of Auckland, NEW ZEALAND)  
[atelesetsky@uidaho.edu](mailto:atelesetsky@uidaho.edu); [a.telesetsky@auckland.ac.nz](mailto:a.telesetsky@auckland.ac.nz)

: “The United States”

- **Anna-Maria HUBERT** (Professor, Faculty of Law, University of Calgary, CANADA)  
[annamaria.hubert@ucalgary.ca](mailto:annamaria.hubert@ucalgary.ca)

: “Canada”

14:20 – 14:40 **DISCUSSION**

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14:40 – 15:00 **COFFEE BREAK**

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15:00 – 16:00 **SESSION 8: STATE PRACTICE – AUSTRALASIA**

15:00 – 15:40 ►CHAIRPERSON:

- **Karen N. SCOTT** (Professor and Head of the School of Law, University of Canterbury, NEW ZEALAND)  
[karen.scott@canterbury.ac.nz](mailto:karen.scott@canterbury.ac.nz)

► PRESENTATIONS:

- **Clive SCHOFIELD** (Co-Founder, Asia-Pacific Ocean Law Institutions Alliance (APOLIA); Head of Research, Global Ocean Institute, World Maritime University (WMU), SWEDEN; Professor and Director of Research, Australian National Centre for Ocean Resources and Security (ANCORS), University of Wollongong, AUSTRALIA; Co-Editor-in-Chief, *Asia-Pacific Journal of Ocean Law and Policy* (APJOLP))

[clives@uow.edu.au](mailto:clives@uow.edu.au)

: “Australia”

- **Joanna MOSSOP** (Associate Professor, Faculty of Law, Victoria University of Wellington, NEW ZEALAND)

[Joanna.Mossop@vuw.ac.nz](mailto:Joanna.Mossop@vuw.ac.nz)

: “New Zealand”

15:40 – 16:00 **DISCUSSION**

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16:00 – 16:20 **WRAP UP**

16:00 – 16:20 ► CHAIRPERSON:

- **Seokwoo LEE** (Co-Founder, Asia-Pacific Ocean Law Institutions Alliance (APOLIA); Professor of International Law, Inha University Law School, KOREA; Co-Editor-in-Chief, *Asia-Pacific Journal of Ocean Law and Policy* (APJOLP))

[leeseokwoo@inha.ac.kr](mailto:leeseokwoo@inha.ac.kr)

- **Clive SCHOFIELD** (Co-Founder, Asia-Pacific Ocean Law Institutions Alliance (APOLIA); Head of Research, Global Ocean Institute, World Maritime University (WMU), SWEDEN; Professor and Director of Research, Australian National Centre for Ocean Resources and Security (ANCORS), University of Wollongong, AUSTRALIA; Co-Editor-in-Chief, *Asia-Pacific Journal of Ocean Law and Policy* (APJOLP))

[clives@uow.edu.au](mailto:clives@uow.edu.au)

- **Karen N. SCOTT** (Co-Convenor, 2018 APOLIA Conference; Professor and Head of the School of Law, University of Canterbury, NEW ZEALAND)

[karen.scott@canterbury.ac.nz](mailto:karen.scott@canterbury.ac.nz)