

Implication of International and Regional Laws & Regulations applicable in CCOP & ASCOPE Countries

PART 1

Presented
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Challenges

- **Legal Requirements**
- Technical Feasibility
- Health, Risk and Safety
- Environmental Impact
- Cost and Economics, who is to pay ?
- Other Users of the Sea
- Politics, Public Concern and Reputation.



Implication of legal framework



The International Legal Framework

- Onshore
 - National Laws
 - Host Government Contracts
 - JOA / Decommissioning Agreements
- Offshore
 - International Conventions
 - Regional Conventions
 - National Laws and Regulations
 - Host Government Contracts
 - JOA / Decommissioning Agreements



The International Legal Framework

- The Geneva Convention, 1958
- The United Nations Convention on the Law of the Sea, 1982
- The International Maritime Organization, IMO, 1989

- London Dumping Convention, 1972
- Regional Conventions.



Pipelines and Flowlines

- **Geneva Convention, 1958**
 - Pipelines and flowlines not addressed as part of infrastructure.
- **Law of the Sea Convention, 1982**
 - No requirement to remove pipelines or flowlines.
 - Decommissioned pipelines is not considered as dumping
- **IMO Guidelines, 1989**
 - Do not address pipelines or flowlines
- **National law**
 - Most domestic laws do not address the issue



Regional Conventions

- **Conventions in Asia**

- COBSEA - Coordinating Body on the Seas of East Asia
- Nouméa Convention
Convention for the Protection of the Natural Resources and Environment of the South Pacific Region, Nouméa, 1986.
- NOWPAP - Action Plan for the Protection, Management and Development of the Marine and Coastal Environment of the Northwest Pacific Region

- **Conventions outside Asia**

- OSPAR Convention (West Europe)
- Kuwait Convention (Gulf Region)
- Jeddah Convention (Red Sea)
- Barcelona Convention (Mediterranean)
- Black Sea Convention (Black Sea)
- Abidjan Convention (West Africa)



Current ASCOPE member Countries Regional & International Obligations.

Source. ASCOPE Guidelines ,Draft 2012

Summary of ASCOPE Members International Obligations						
ASCOPE Member Country	Geneva Convention 1958	UNCLOS 1982	London Dumping Convention 1972	London Convention 1996 Protocol	Basel Convention 1992	COBSEA Regional Seas
Brunei Darussalam		X			X	X
Cambodia	X				X	X
Indonesia		X			X	X
Lao People's Dem. Rep.		X			X	
Malaysia	X	X			X	X
Myanmar		X				
Philippines		X	X		X	X
Singapore		X			X	X
Thailand	X	X			X	X
Viet Nam		X			X	X

Note: X= Ratification or signatory etc.

