

LAW OF THE SEA INSTITUTE
UNIVERSITY OF CALIFORNIA, BERKELEY

AND

INHA UNIVERSITY

**“OCEAN GOVERNANCE:
STRUCTURES, FUNCTIONS,
AND INNOVATION”**

**An International Conference on
Law of the Sea and Ocean Policy
November 4-5, 2008**

Conference venue:

Claremont Resort and Spa, Berkeley, California

Conference organizers:

Harry N. Scheiber
UC Berkeley

Seok-Woo Lee
Inha University

TUESDAY, NOVEMBER 4

Breakfast – 8:00-9:15 am

Napa Rooms 2 and 3, Mezzanine Level, Claremont Resort

Introductory and Welcoming Addresses – 9:15-9:30 am

President Seoung-Yong Hong, Inha University, Korea

Professor Harry N. Scheiber, UC Berkeley

Keynote Address – 9:30-10:00 am

“New Challenges to the 1982 UNCLOS System”

President Seoung-Yong Hong

Introduction by Professor David D. Caron, UC Berkeley

Panel I. Climate Change and Marine Environment (I) – 10:00-11:15 am

Chair: Professor Carlos Espósito, Universidad Autónoma de Madrid, Spain

“Images of the Arctic: Past, Present, and Future”

Professor David D. Caron

“Boundaries, Biodiversity, Resources and Increasing Maritime Activities: Emerging Oceans Governance Challenges in a Changing Arctic”

Professor Clive Schofield, University of Wollongong, Australia

Break – 11:15-11:30 am

Panel II. Climate Change and Marine Environment (II) – 11:30 am-12:15 pm

Chair: Professor Elizabeth Elliot-Meisel, Creighton University

“The Arctic and Climate Change”

Professor Lakshman D. Guruswamy, University of Colorado

“Climate Change and the Oceans: Black Carbon, CO₂ Sequestration and Iron Fertilization”

Professor Jon M. Van Dyke, University of Hawai'i

Comment: Ms. Cymie R. Payne, UC Berkeley

General discussion – 12:15-12:30 pm

Lunch – 12:45-2:00 pm

Mendocino Room, Mezzanine Level, Claremont Resort

Northeast Asia History Foundation Address – 2:00-2:15 pm

President Yong-Deok Kim, Northeast Asian History Foundation, Korea

Introduction by Professor Seok-Woo Lee, Inha University

Panel III. Living Resources of the Sea – 2:15-4:00 pm

Chair: Mr. John Briscoe, Briscoe Ivester & Bazel LLP

“The Re-Birth of Japan as an Ocean State: The New Basic Act and Ocean Policy”

Professor Emeritus Moritaka Hayashi, Waseda University, Japan

Panel III. Living Resources of the Sea (continued)

“RFMOs: A Link, Regarding the Concept of ‘Introduction from the Sea,’ between CITES and the FAO?”
Professor Erik Franckx, Vrije Universiteit Brussel, Belgium

“Ocean Sound Noise and the Marine Environment”
Professor Seok-Woo Lee

Comment: Dr. Kathryn Mengerink, Environmental Law Institute

Break – 4:00-4:15 pm

General Discussion – 4:15-4:45pm

Chair: Professor Jon M. Van Dyke

WEDNESDAY, NOVEMBER 5

Breakfast – 8:00-9:10 am

Napa Rooms 2 and 3, Mezzanine Level, Claremont Resort

Panel IV. The Existing UNCLOS Regime Under New Stresses – 9:10-10:40 am

Chair: Dr. Davor Vidas, Fridtjof Nansen Institute, Norway

“Maritime Security for Whom: Ensuring Maritime Security Without Prejudice to Traditional Rights and Interests under International Law”
Professor Chang-Hoon Shin, Inha University

“The South Atlantic Off the Argentine Coast: Implementing UNCLOS”
Professor Lilian del Castillo-Laborde, University of Buenos Aires, Argentina

“EC Policy, Migration Issues, and Ocean Law”
Professor Carlos Espósito

Break – 10:40-11:00 pm

Panel V. Limitations of the UNCLOS Regime and New Initiatives – 11:00 am-12:50 pm

Chair: Professor Seokwoo Lee

“Joint Exploration of Oil and Gas Resources between China and Japan in the East China Sea: New Developments and Challenges Ahead”
Professor Yann-huei Song, National Chung Hsing University, Taiwan

“Entitlement and Delimitation: Implications of Article 76 of the UNCLOS on the Delimitation of the Continental Shelf”
Professor Jin-Hyun Paik, Seoul National University, Korea

“The Advisory Proceedings Before the International Tribunal for the Law of the Sea as an Alternative Procedure to Supplement Dispute Settlement Mechanism under Part XV of UNCLOS”
Mr. Doo-Young Kim, International Tribunal for the Law of the Sea

“The Future Regime of UNCLOS”
Professor Hyun-Soo Kim, Inha University

Lunch –12:50-2:00 pm

Mendocino Room, Mezzanine Level, Claremont Resort

Panel V. Ratification (or Non-Ratification) and Implications for the UNCLOS Regime – 2:15-4:15 pm

[There will be a break ca. 3:30 pm.]

Chair: Professor Erik Franckx

Presentation on U.S. non-ratification

Mr. John Briscoe

“The United States and the Law of the Sea Convention: U.S. Views Concerning the Settlement of International Law Disputes”

Professor John E. Noyes, California Western School of Law

“Reflections on the Ratification Issue: An Aegean Sea Perspective”

Professor Nilufer Oral, Istanbul Bilgi University, Turkey

Comment: Professor Myron H. Nordquist, University of Virginia

Closing reflections – 4:15-4:45 pm

Dr. Davor Vidas

President Seoung-Yong Hong

Professor Jon M. Van Dyke

Audience

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The organizers and principal sponsors gratefully acknowledge
the contributions of the following institutions and individuals:

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Institute for Legal Research, UC Berkeley

Conference Assistant:

Toni Mendicino

Institute for Legal Research, UC Berkeley

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**SOCIAL PROGRAM
NOVEMBER 3-6, 2008**

MONDAY, NOVEMBER 3

Welcoming Reception – 6:30-8:30 pm

Monterey Room, Mezzanine Level, Claremont Resort

TUESDAY, NOVEMBER 4

Dinner – 6:30-9:00 pm

Monterey Room, Mezzanine Level, Claremont Resort

Speaker: Judge Tullio Treves, University of Milan and International Tribunal for the Law of the Sea
“The Law of the Sea and Human Rights/Human Rights and the Law of the Sea”

WEDNESDAY, NOVEMBER 5

Dinner – 6:30- 9:00 pm

Lanai Room 2, Lobby Level, Claremont Resort

Speaker: Professor Harry N. Scheiber, UC Berkeley
The 2008 Inha University Ocean Law Lecture: “A Transformative Moment in the
Development of Modern Ocean Law”

THURSDAY, NOVEMBER 6

Hospitality Tour

Bus to pick up guests at Claremont Resort – 9:30 am

Sponsored by Briscoe Ivester & Bazel LLP, San Francisco