

 UNIVERSITAS GADJAH MADA

## Settling International Maritime Boundaries: An Indonesian Perspective

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Maritime Boundaries and the Law of the Sea  
Dili, Timor Leste, 19 May 2016

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The beginning 

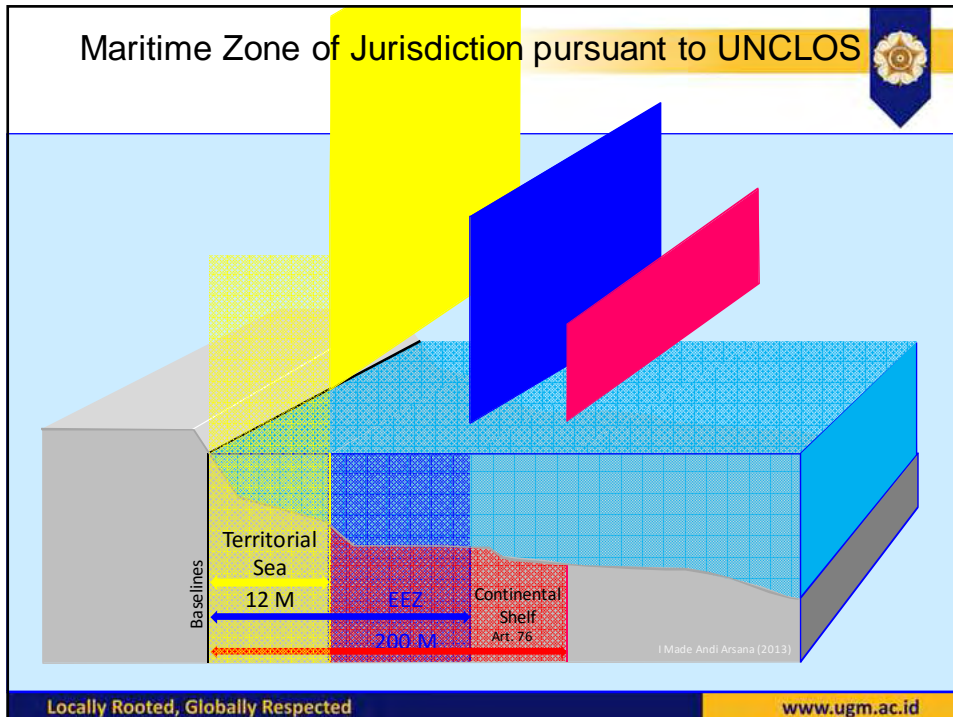


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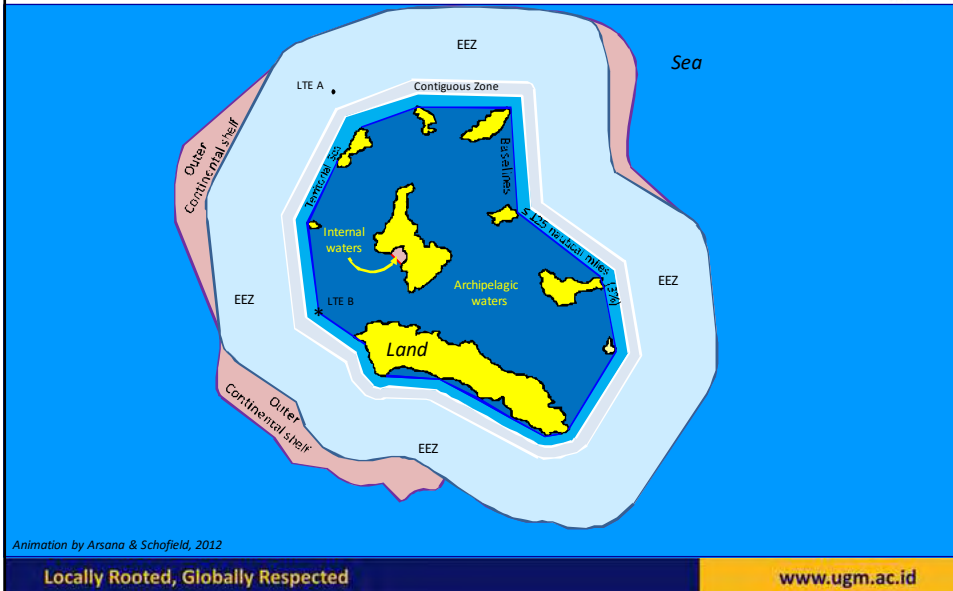
## Outline

- Maritime zone of jurisdiction and delimitation
- Indonesia and its ten neighbours
- Settled and pending maritime boundaries
- Indonesia-Australia-Timor Leste  
Maritime boundaries
- Concluding Remarks

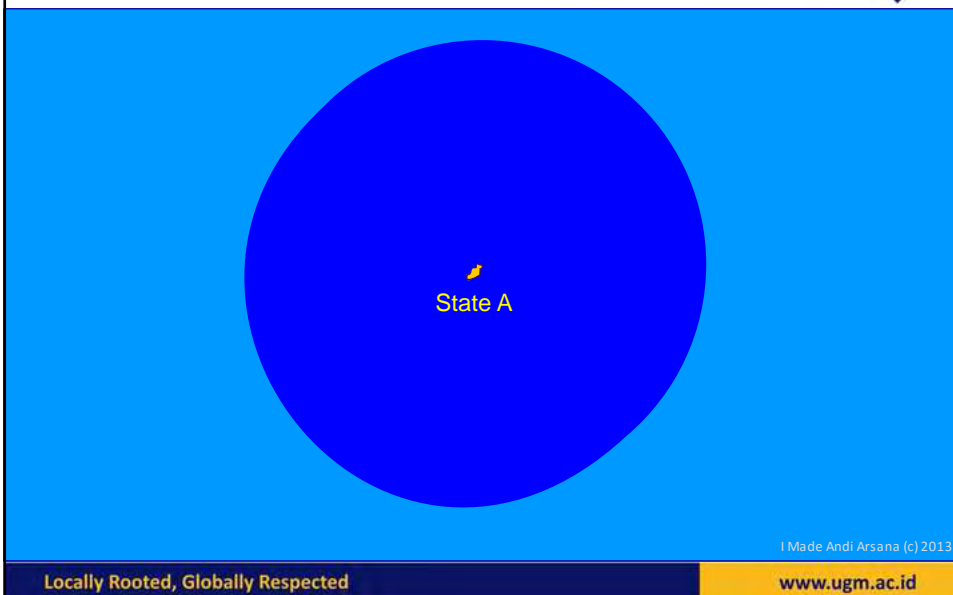
## Maritime Zone of Jurisdiction pursuant to UNCLOS



# An Archipelagic State's maritime zones pursuant to UNCLOS

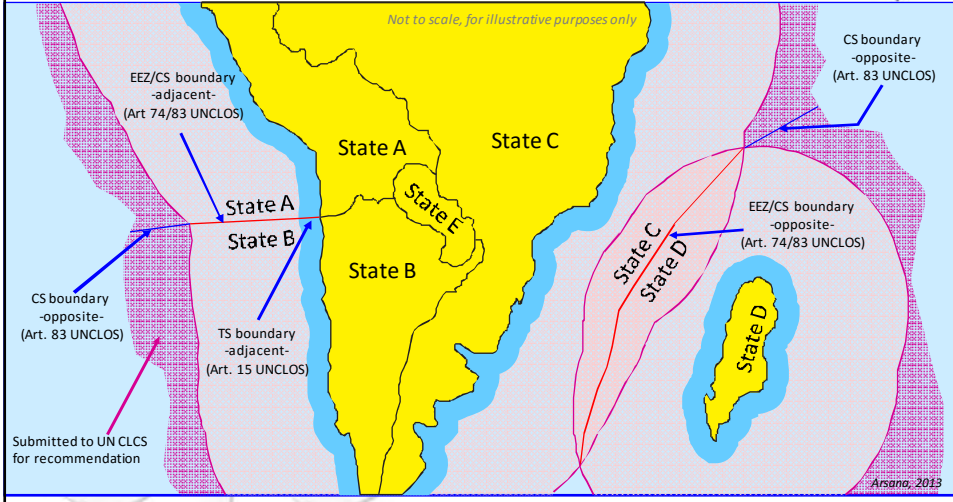


# Imagine, a small State in the middle of the ocean. Alone





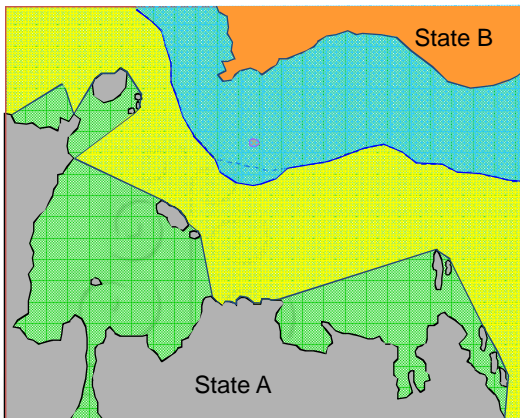
### Principles & Methods of Maritime Boundary Delimitation



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### The Three-stage Approach



Provisional line: equidistance

Adjusting provisional line → relevant circumstances

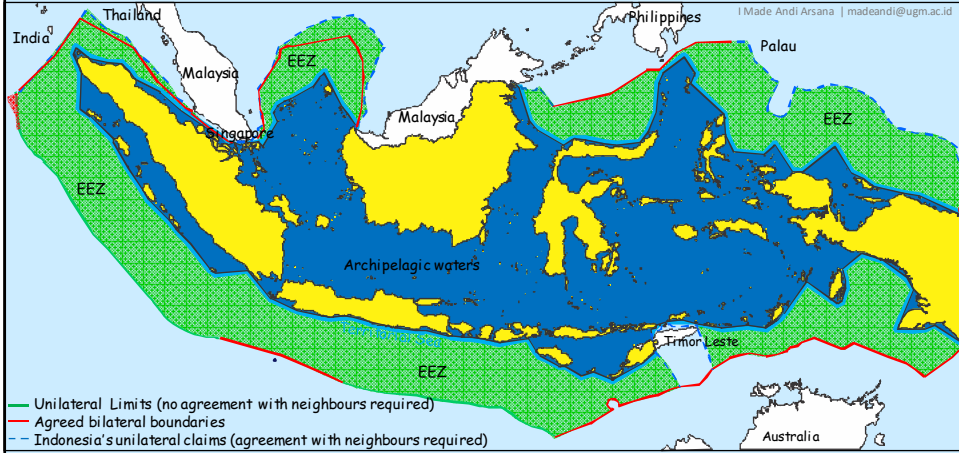
Test of disproportionality

The Black Sea Case (Romania v Ukraine), 3 Februari 2009 → ICJ  
Bay of Bengal (Bangladesh v Myanmar), 14 March 2012 → ITLOS

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# Indonesia and ten neighbours

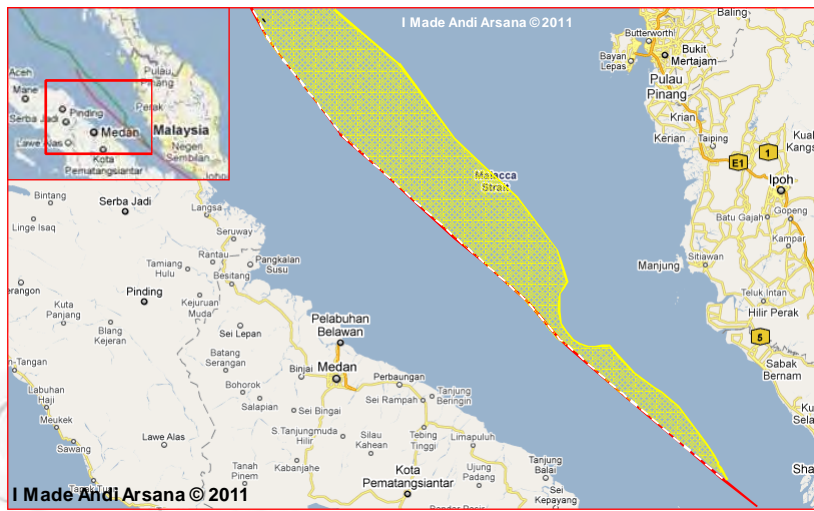


## 19 agreements, 8 neighbours

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# Pending EEZ boundaries where Continental Shelf boundaries exists



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### Pending EEZ boundaries where Continental Shelf boundaries exists

You are the one who enter our water!

You are entering our water!

Overlapping area

Seabed boundary (signed in 1969)

*For illustrative purposes only  
The visualisation does not reflect the real geospatial setting of Indonesia and Malaysia*

I Made Andi Arsana (c) 2013

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### Non coincident lines for EEZ and CS: Not unprecedented!

You are the one who enter our water!

You are entering our water!

Overlapping area

EEZ Boundary (water) (signed in 1997)

Seabed boundary (signed in 1988)

*For illustrative purposes only. The visualisation does not reflect the real geospatial setting of Indonesia and Australia*

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# Indonesia-Timor Leste Maritime Boundaries

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## Issues in Indonesia-Timor Leste Maritime Boundaries

1. Land boundaries have yet to be finished (98%, according to the Indonesian Ministry of Foreign Affairs, 2015)
2. How urgent?  
(resources, sovereignty or sovereign rights, non-traditional issues)
3. Is it as urgent as Australia-Timor Leste? (“life or death”)

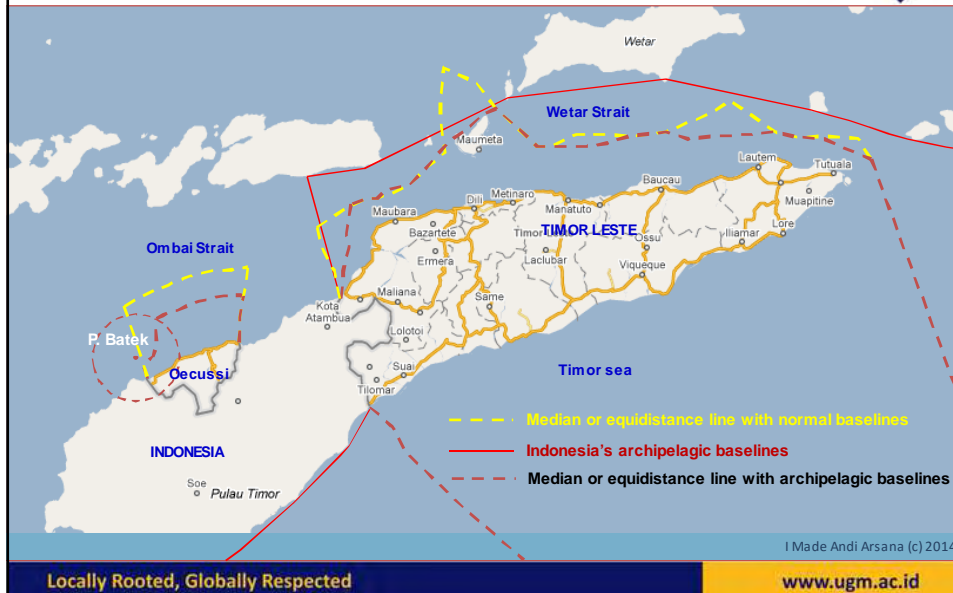
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## Delimitation option: Indonesia v Timor Leste



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## Concluding Remarks

- Indonesia has ten neighbours to deal with for maritime boundary delimitation
- Settled, partially or fully, with eight neighbours
- 19 agreements, 1 yet to ratify
- All agreements by negotiation
- With Australia, all settled. Boundary administration/management follows
- With Timor Leste, no agreement yet. Negotiation is on progress.

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**THANK YOU**  
Terima kasih



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