

International Workshop on Further Consideration of the Implementation of Article 82 of the United Nations Convention on the Law of the Sea

26-30 November 2012
Tangla Hotel, Beijing, China

Provisional Programme

Sunday, 25 November 2012

Arrival and Registration at Tangla Hotel, Beijing

Day 1: Monday, 26 November 2012

8:30-9:00 Registration for participants arriving on 26 November 2012 (Peridot Room, Third Floor, Tangla Hotel)

9:00-9:30 **Opening Session**

Co-Chairs

- *Mr. Michael Lodge, Deputy to the Secretary-General and Legal Counsel, International Seabed Authority (ISA)*
- *Prof. Haiwen Zhang, Deputy Director, China Institute for Marine Affairs (CIMA)*

9:00-9:30 Welcoming Remarks

- *H.E. Mr. Nii A. Odunton, Secretary-General of the ISA;*
- *Mr. Jia Guide, Deputy Director-General, Department of Treaty and Law, Ministry of Foreign Affairs, the People's Republic of China*
- *Prof. Haiwen Zhang, Deputy Director, CIMA*

9:30-10:30 **Session 1: Setting the Scene**

Chair

- *Mr. Michael Lodge, Deputy to the Secretary-General and Legal Counsel, ISA*

9:30-9:50 Introduction of participants

- 9:50-10:10 Workshop programme and outline, expected results and outcomes
 - *Mr. Michael Lodge, Deputy to the Secretary-General and Legal Counsel, ISA*
- 10:10-10:30 Review of outcomes of 2009 Chatham House seminar
 - *Dr. Kening Zhang, Senior Legal Officer, ISA*
- 10:30-10:35 Group photo
- 10:35-11:00 Morning tea

11:00-13:00 **Session 2: Status of Resources of the Outer Continental Shelf**

Chair

- *Dr. Kaiser de Souza, Chief, Division of Marine Geology, Geological Survey of Brazil (CPRM), Ministry of Mines and Energy; Member of the Legal and Technical Commission (LTC), ISA*

- 11:00-11:30 Status of non-living resources of the OCS
 - *Dr. Harald Brekke, Senior Geological and Project Coordinator, Norwegian Petroleum Directorates (NPD), Member of the LTC, ISA and former member, Vice-Chairman and Acting Chairman of the Commission on the Limits of the Continental Shelf (CLCS)*
- 11:30-12:00 Status of submissions to the CLCS and impacts of the submissions on the extent of the Area
 - *Dr. Galo Carrera Hurtado, Honorary Consul of Mexico in Nova Scotia and New Brunswick, Canada and Member of the CLCS*
- 12:00-12:30 Exploring the Extended Continental Shelf
 - *Prof. Clive Schofield, Director of Research and ARC Future Fellow, Australian National Centre for Ocean Resources and Security (ANCORS), University of Wollongong, Australia*
- 13:00-14:00 Lunch

14:00-15:00 **Session 3: Guidelines for the Implementation of Article 82**

Chair

- *Mr. Michael Lodge, Deputy to the Secretary-General and Legal Counsel, ISA*

- 14:00-14:30 Introduction to working paper on guidelines for the implementation of Article 82 and draft model agreement between ISA and OCS State
 - *Prof. Aldo Chircop, Marine and Environmental Law Institute, Schulich School of Law, Dalhousie University, Canada*

- 14:30-15:00 Canadian experience with regard to royalties from offshore oil and gas industry
- *Mr. Wylie Spicer, Q.C., Counsel, Norton Rose Canada LLP, Alberta, Canada*
- 15:30-16:00 Afternoon tea
- 16:00-17:30 **Session 4: Possible Options for Equitable Distribution of Payments and Contributions and Settlement of Disputes**
- Chair**
- *H.E. Ambassador Eden Charles, Deputy Permanent Representative of the Republic of Trinidad and Tobago to the United Nations, New York*
- 16:00-16:30 Presentation on possible options for equitable distribution of payments and contributions
- *Prof. Frida M. Armas-Pfirter, Austral University, Argentina*
- 16:30-17:00 Settlement of disputes arising from interpretation of the agreement between the ISA and an OCS State
- *Mr. Aleksander Čičerov, Minister Plenipotentiary, Ministry of Foreign Affairs, Slovenia; Member of the LTC, ISA*
- 17:00-17:30 General discussion of presentations – ‘first reactions’
- Moderator**
- *Mr. Michael Lodge, Deputy to the Secretary-General and Legal Counsel, ISA*
- Evening Welcoming hot-pot dinner by CIMA

Day 2: Tuesday, 27 November 2012

- 9:00-10:30 **Session 5: Case Studies I**
- Chair**
- *Mr. Isaac Owusu Oduro, Chief Programme Officer, PPME, Accra, Ghana (Member CLCS)*
- 9:00-9:20 Brazil’s practice and experience in its domestic licensing regimes and views on the implementation of article 82 with regard to its OCS oil and gas activities
- *Dr. Kaiser de Souza, Chief, Division of Marine Geology, Geological Survey of Brazil (CPRM), Ministry of Mines and Energy; Member of the LTC, ISA*
- *Dr. Carlos Alberto Xavier Sanches, Deputy Manager of Government Participation, National Agency of Petroleum, Natural Gas and Biofuels - ANP –Brazil*

9:20-9:40	<p>The Brazilian oil and gas industry royalties</p> <ul style="list-style-type: none"> - <i>Dr. Carlos Alberto Xavier Sanches, Deputy Manager of Government Participation, National Agency of Petroleum, Natural Gas and Biofuels - ANP –Brazil</i>
9:40-10:00	<p>United Kingdom’s practice and experience in its domestic licensing regimes and views on the implementation of article 82 with regard to its OCS oil and gas activities</p> <ul style="list-style-type: none"> - <i>Mr. Christopher Whomersley, Deputy Legal Adviser, Foreign & Commonwealth Office, The United Kingdom</i>
10:00-10:30	<p>Canada’s continental shelf related practices and issues</p> <ul style="list-style-type: none"> - <i>Prof. Ted McDorman, Legal Bureau, Department of Foreign Affairs and International Trade, Canada /University of Victoria</i>
10:30-11:00	Morning tea
11:00-13:00	<p>Working Groups</p> <p>Working Group A- Implementation guidelines and model Article 82 Agreement</p> <p>Facilitator</p> <ul style="list-style-type: none"> - <i>Prof. Aldo Chircop, Marine and Environmental Law Institute, Schulich School of Law, Dalhousie University, Canada</i> <p>Rapporteur (To be decided)</p> <p>Working Group B- Recommendations for equitable distribution of payments and contributions</p> <p>Facilitator</p> <ul style="list-style-type: none"> - <i>H.E. Ambassador Eden Charles, Deputy Permanent Representative, Permanent Mission of the Republic of Trinidad and Tobago to the United Nations, New York</i> <p>Rapporteur (To be decided)</p>
13:00-14:00	Lunch
14:00-15:30	<p>Working Groups (continued)</p> <p>Working groups A and B</p> <ul style="list-style-type: none"> - Implementation guidelines and model Article 82 Agreement - Recommendations for equitable distribution of payments and contributions
15:30-16:00	Afternoon tea

16:00-17:30 **Session 6: Case Studies II**

Chair

- *Mr. Christopher Whomersley, Deputy Legal Adviser, Foreign & Commonwealth Office, The United Kingdom*

16:00-16:30 Norway's practice and experience in its domestic licensing regimes and views on the implementation of article 82 with regard to its outer continental shelf oil and gas activities.

- *Dr. Harald Brekke, Senior Geological and Project Coordinator, Exploration Department, Norwegian Petroleum Directorates (NPD); Member of the LTC, ISA and former member, Vice-Chairman and Acting Chairman of the CLCS*

16:30-17:00 Portugal's practice and experience in its domestic licensing regimes and views on the implementation of article 82 with regard to its outer continental shelf oil and gas activities.

- *Dr. Pedro Cardoso Madureira, Department of Geosciences, University of Evora, Portugal; Member of the LTC, ISA*

17:00-17:30 Nigeria's practice and experience in its domestic licensing regimes and views on the implementation of article 82 with regard to its offshore oil and gas activities.

- *Dr. Adesina Thompson Adegbe, Assistant Director, Nigerian Institute for Oceanography and Marine Research (NIOMR), Nigeria; Member of the LTC, ISA*

Evening Free

Day 3: Wednesday, 28 November 2012

FIELD TRIP TO TIANJIN CITY

(Information on the trip will be provided to participants upon their arrival in Beijing)

Day 4: Thursday, 29 November 2012

9:00-10:30 **Session 7: Case Studies III**

Chair

- *Mr. Satya N. Nandan, Former Secretary-General of the ISA*

9:00-9:30 Japan's practice and experience in its domestic licensing regimes with regard to its CS oil and gas activities and views on implementation of Article 82

- *Mr. Tohru Furugohri, Principle Deputy Director of Ocean Division, International Legal Affairs Bureau, Ministry of Foreign Affairs, Japan*

9:30-10:00	Status of Argentina’s submission of OCS claim to the CLCS - <i>Prof. Frida Armas Pfirter, Austral University, Argentina</i>
10:00-10:30	Ireland’s practice and experience in its domestic licensing regimes and views on the implementation of Article 82 with regard to its OCS oil and gas activities - <i>Mr. Declan Smyth, Deputy Legal Adviser, Department of Foreign Affairs & Trade, Ireland</i>
10:30-11:00	Morning tea
11:00-13:00	Working Groups Working groups A- Implementation guidelines and model Article 82 Agreement Facilitator - <i>Prof. Aldo Chircop, Marine and Environmental Law Institute, Schulich School of Law, Dalhousie University, Canada</i> Working Group B- Recommendations for equitable distribution of payments and contributions Facilitator - <i>H.E. Ambassador Eden Charles, Deputy Permanent Representative, Permanent Mission of the Republic of Trinidad and Tobago to the United Nations, New York</i> Working Group C- Procedures for the settlement of disputes Facilitator (To be decided)
13:00-14:00	Lunch
14:00-15:30	Working Groups (continued) Working groups A, B and C - Implementation guidelines and model Article 82 Agreement - Recommendations for equitable distribution of payments and contributions - Procedures for the settlement of disputes
15:30-16:00	Afternoon tea

16:00-17:30 **Session 8: Workshop Outcomes**

Chair

- *Mr. Michael Lodge, Deputy to the Secretary-General and Legal Counsel, ISA*

Presentation and consideration of working group outcomes

- Facilitator/Rapporteur WG A
- Facilitator/Rapporteur WG B
- Facilitator/Rapporteur WG C

Evening Free

Day 5: Friday, 30 November 2012

9:00-10:30 **Session 8: Workshop Outcomes (continued)**

Chair

- *Mr. Michael Lodge, Deputy to the Secretary-General and Legal Counsel, ISA*

9:00 -10:30 Discussion of draft recommendations

10:30-11:00 Morning tea

11:00-13:00 **Session 9: Review and Closing**

Co-Chairs

- *Mr. Michael Lodge, Deputy to the Secretary-General and Legal Counsel, International Seabed Authority (ISA)*
- *Prof. Haiwen Zhang, Deputy Director, China Institute for Marine Affairs (CIMA)*

11:00-12:30 Future work programme, Summary and closing

12:30-12:45 Closing remarks by ISA

- *H.E. Mr. Nii Allotey Odunton, Secretary-General, ISA*

12:45-13:00 Closing remarks by CIMA

- *Prof. Haiwen Zhang, Deputy Director, CIMA*

13:00 Closing lunch hosted by Dr. Huang Huikang, Director General, the Department of Treaty and Law, Ministry of Foreign Affairs, the People's Republic of China, at Tangla Hotel