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Section I

Ministry of the Interior and Public Security

General laws, regulations, decrees and decisions

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General provisions

CVE 2000795

Ministry of Foreign Affairs

Office of the Under-Secretary for Foreign Affairs

Determining the maritime areas under national jurisdiction from Punta Puga to Islas Diego Ramírez

No. 95

Santiago, 23 August 2021

Having regard to:

Supreme decree No. 1.393 of 1997 of the Ministry of Foreign Affairs, promulgating the United Nations Convention on the Law of the Sea and its annexes, and the Agreement relating to the Implementation of Part XI of the said Convention and its annex; articles 593 and 596 of the Civil Code; legislative decree No. 83 of 1979 of the Ministry of Foreign Affairs, establishing the Organic Statute of the National Directorate of State Borders and Boundaries; legislative decree No. 5 of 1968 of the Ministry of Foreign Affairs, regulating the import of maps and geographical charts; supreme decree No. 192 of 1969 of the Ministry of Defence; supreme decrees Nos. 416 of 1997, 300 of 1993 and 87 of 2021 of the Ministry of Foreign Affairs; and exemption decision No. 72 of 2021 of the National Directorate of State Borders and Boundaries.

Considering:

1. That, in accordance with the principles of international law enshrined in many precedents, in particular the United Nations Convention on the Law of the Sea, promulgated by supreme decree No. 1.393 of 28 August 1997 of the Ministry of Foreign Affairs, coastal States have the sovereign right to establish the boundaries of the maritime spaces under their jurisdiction;

2. That articles 593 and 596 of the Civil Code define the maritime areas under national jurisdiction, which are measured from their respective baselines;

3. That article 7 of the 1984 Treaty of Peace and Friendship between the Republic of Chile and the Argentine Republic established the boundary between their respective sovereignties over the sea, seabed and subsoil from the end of the existing boundary in the Beagle Channel, that is, the point defined by the coordinates 55°07.3' South latitude and 66°25.0' West longitude (point A), to the point defined by the coordinates 58°21.1' South latitude and 67°16.0' West longitude (point F);

4. That, in its supreme decree No. 416 of 14 July 1977, the Ministry of Foreign Affairs determined the straight baselines of the Chilean coastline between the parallels of 41° South and 56° South, which were depicted in Hydrographic Institute of the Navy chart No. 5 of 1977;

That, in its supreme decree No. 300 of 1 April 1993, the Ministry of Foreign Affairs determined the maritime areas under national jurisdiction comprising the territorial sea, the contiguous zone and the exclusive economic zone from Punta Puga to Islas Diego Ramírez, which were depicted in Hydrographic and Oceanographic Service of the Navy chart No. 8 of 1993, in which the straight baselines determined under supreme decree No. 416 are set out and the geographical coordinates of the normal baseline of Islas Diego Ramírez were established;

5. That, in its supreme decree No. 87 of 10 August 2021, the Ministry of Foreign Affairs updated the geographical coordinates of the normal baseline corresponding to the low-water line from which the maritime areas of Islas Diego Ramírez are measured, as set out in Hydrographic and Oceanographic Service of the Navy chart No. 8 of 1993, and established the geographical position of those coordinates in the World Geodetic System 84 datum;

6. That the Hydrographic and Oceanographic Service of the Navy, which, pursuant to supreme decree No. 192 of 6 March 1969 of the Ministry of Defence, is the Government's official standing technical body responsible for tasks such as nautical charting and the development and publication of navigation charts for national waters, updated its chart No. 8, entitled "Punta Puga to Islas Diego Ramírez", by incorporating the new geographical position of the coordinates of the normal baseline

of Islas Diego Ramírez established in the World Geodetic System 84 datum pursuant to supreme decree No. 87, and by depicting the 12-nautical-mile territorial sea, the 24-nautical-mile contiguous zone, the 200-nautical-mile outer limit of the exclusive economic zone and the 200-nautical-mile outer limit of the continental shelf;

7. That the circulation of the second edition of Hydrographic and Oceanographic Service of the Navy chart No. 8, as mentioned in the preceding recital, has been authorized by the National Directorate of State Borders and Boundaries under exemption decision No. 72 of 20 August 2021, in accordance with legislative decree No. 83 of 22 January 1979 and legislative decree No. 5 of 21 October 1968 of the Ministry of Foreign Affairs.

It is hereby decreed that:

Article 1. Supreme decree No. 300 of 1 April 1993 of the Ministry of Foreign Affairs, determining the maritime areas under national jurisdiction from Punta Puga to Islas Diego Ramírez, has been amended as described below.

1. Article 1 has been amended as follows:

(a) The word “and” after the phrase “24-nautical-mile contiguous zone” has been replaced by a “,”;

(b) The words “and the 200-nautical-mile outer limit of the continental shelf” have been added after the phrase “exclusive economic zone”;

(c) The words “Hydrographic and Oceanographic Service of the Navy chart No. 8 of 1993” have been replaced by “Hydrographic and Oceanographic Service of the Navy chart No. 8 of 2021”.

To be noted, registered, communicated and published.

Sebastián Piñera Echenique, President of the Republic

Andrés Allamand, Minister for Foreign Affairs

Baldo Prokurica Prokurica, Minister of Defence

I hereby transmit to you the above decree for your information.

José Avaria Garibaldi, Director-General for Administrative Affairs

*Hydrographic and Oceanographic Service of the Navy chart No. 8 of 2021 on page 3.

[Hydrographic and Oceanographic Service of the Navy chart No. 8 of 2021 - see original PDF document]
