

Exclusive Economic Zone Act No. 5151, Promulgated on 8 August 1996

Article 1

Establishment of exclusive economic zone

The Republic of Korea establishes the exclusive economic zone provided for in the United Nations Convention on the Law of the Sea (hereinafter referred to as "the Convention") by this Act.

Article 2

Breadth of exclusive economic zone

(1) The exclusive economic zone of the Republic of Korea is, in conformity with the provisions of the Convention, the area of the sea which extends up to 200 nautical miles from the baseline provided for in Article 2 of the Territorial Sea and Contiguous Zone Act, excluding the territorial sea of the Republic of Korea.

(2) Notwithstanding the provision of Paragraph 1, the delimitation of the exclusive economic zone of the Republic of Korea in relation to the exclusive economic zone of other States with opposite or adjacent coasts (hereinafter referred to as "the State(s) concerned") shall be effected by agreement with the States concerned on the basis of international law.

Article 3

Rights in exclusive economic zone

In the exclusive economic zone, the Republic of Korea has:

1. Sovereign rights for the purpose of exploring and exploiting, conserving and managing the natural resources, whether living or non-living, of the waters superjacent to the seabed and of the seabed and its subsoil, and with regard to other activities for the economic exploitation and exploration of the zone, such as the production of energy from the water, currents and winds;
2. Jurisdiction as provided for in the Convention with regard to:
 - (a) the establishment and use of artificial islands, installations and structures;
 - (b) marine scientific research;
 - (c) the protection and preservation of the marine environment;
3. Other rights provided for in the Convention.

Article 4

Rights and duties of other States or their nationals

(1) In the exclusive economic zone of the Republic of Korea, other States or their nationals enjoy, subject to the relevant provisions of the Convention, the freedoms of navigation and overflight and of the laying of submarine cables and pipelines, and other internationally lawful uses of the sea related to these freedoms.

(2) In exercising their rights and performing their duties in the exclusive economic zone of the Republic of

Korea, other States or their nationals shall have due regard to the rights and duties of the Republic of Korea and shall comply with the laws and regulations adopted by the Republic of Korea.

Article 5
Exercise of Rights of the Republic of Korea

(1) For the purpose of the exercise or protection of the rights referred to in the provisions of Article 3, the laws and regulations of the Republic of Korea shall be applied in the exclusive economic zone of the Republic of Korea, unless otherwise provided for in agreements with other States. The laws and regulations of the Republic of Korea shall also be applied with regard to legal relations on artificial islands, installations and structures referred to in Paragraph 2 (a) of Article 3.

(2) The rights of the Republic of Korea in the exclusive economic zone referred to in the provisions of Article 3, unless otherwise agreed upon between the Republic of Korea and the State concerned, shall not be exercised in the area of the sea beyond the median line between the Republic of Korea and the State concerned. The above-mentioned median line shall be the line every point of which is equidistant from the nearest point on the baseline of the Republic of Korea and the nearest point on the baseline of the State concerned.

(3) With regard to the person who has infringed upon the rights referred to in the provisions of Article 3, in the exclusive economic zone of the Republic of Korea, or who is under suspicion of having violated the laws and regulations of the Republic of Korea applicable in the exclusive economic zone, the Authorities concerned may take necessary measures including the exercise of hot pursuit as provided for in Article 111 of the Convention, stopping, boarding, inspection, arrest and judicial proceedings.

Addendum

This Act shall enter into force as of such date within one year from the date of its promulgation, as determined by a Presidential Decree.