

Enforcement Decree of Territorial Sea and Contiguous Zone Act
Presidential Decree No. 9162, 20 September 1978
Amended by Presidential Decree No. 13463, 7 September 1991, by Presidential Decree No. 15133, 31 July 1996, and by Presidential Decree No. 17803, 18 December 2002

Article 1. Purpose

The purpose of this Decree is to regulate matters entrusted by the Territorial Sea and Contiguous Zone Act (hereinafter referred to as "the Act") and those necessary for its enforcement. <Amended by Presidential Decree No. 15133, 31 July 1996>

Article 2. Basepoint of straight baseline

In measuring the breadth of the territorial sea, each area of the sea where the straight line is employed as the baseline and the basepoint thereof in accordance with the provision of article 2, Paragraph 2, of the Act shall be provided for in table 1 annexed hereto.

Article 3. Breadth of the territorial sea in the Korea Strait

In accordance with the provisions of the proviso of Article 1 of the Act, the territorial sea in the sea forming the Korea Strait used for international navigation shall be the area of the sea on the landward side of the line connecting the lines as provided for in table 2 annexed hereto.

Article 4. Passage of foreign warships or other government ships

If a foreign warship or other government ship operated for non-commercial purposes intends to navigate through the territorial sea, it shall notify the following particulars to the Minister of Foreign Affairs and Trade not later than three days (excluding public holidays) prior to its passage in accordance with the latter part of article 5, paragraph 1, of the Act, except in cases where the area of the sea through which the aforementioned ship navigates forms a strait used for international navigation in which no high sea route exists:

- (1) Name, type and official number of the ship;
- (2) Purpose of the passage; and
- (3) Passage route and schedule.

Article 5. Activities of foreign ships in the territorial sea

1. If a foreign ship intends to conduct any of the activities provided for in subparagraphs (b) to (e), (k) or (m) of article 5, paragraph 2, of the Act, it shall submit an application specifying the following particulars to the Minister of Foreign Affairs and Trade and shall obtain authorization, approval or consent from the authorities concerned:

- (1) Name, type and official number of the ship;
- (2) Purpose of the activity, and

(3) Area of the sea of the activity, passage route and schedule.

2. Any authorization, approval or consent obtained from the authorities concerned with respect to the activities provided for in subparagraphs (b) to (e) or (k) of article 5, paragraph 2, of the Act in accordance with other laws and regulations shall be regarded as authorization, approval or consent obtained under this Decree.

Article 6. Standard for control of discharge of pollutants

"The standards as provided for in the Presidential Decree" in subparagraph (i), of article 5, paragraph 2, of the Act means the standards set by article 23 of the Enforcement Decree of the Marine Pollution Prevention Act. <Amended by Presidential Decree No. 17803, 18 December 2002>

Article 7. Temporary suspension of innocent passage

1. The temporary suspension of the innocent passage of a foreign ship in the specified areas of the territorial sea in accordance with article 5, paragraph 3, of the Act shall be effected by the Minister of National Defence, subject to deliberation in advance by the State Council and approval of the President.

2. Upon approval of the President under the provisions of paragraph 1, the Minister of National Defence shall, without delay, give publicity on the area of the sea in which the innocent passage is suspended temporarily, the duration of suspension and the reasons therefor.

ADDENDA

- 1. Enforcement Date. This Decree shall enter into force on 20 September 1978.
- 2. Omitted.

ADDENDA <Presidential Decree No. 13463, 7 September 1991>

Article 1. Enforcement Date. This Decree shall enter into force on 9 September 1991.
Articles 2 to 5: Omitted.

ADDENDA <Presidential Decree No. 15133, 31 July 1996>

Article 1. Enforcement Date. This Decree shall enter into force on 1 August 1996.
Article 2: Omitted.

ADDENDA <Presidential Decree No. 17803, 18 December 2002>

Article 1. This Decree shall enter into force when it is promulgated. However, the amendment in table 1 shall enter into force on 1 January 2003.

Article 2: Omitted.

Table 1

Areas of the seas where straight lines are employed as baselines and the basepoints thereof

(Geodetic system: World Geodetic System)

Areas	Basepoints	Geographical designation	Coordinates
Yeongil Mana	1	Dalman Gabb	36° 06 ' 20 " North Latitude 129° 26 ' 00 " East Longitude
	2	Homi Gotb	36° 05 ' 29 " North Latitude

Ulsan Man	3	Hwaam Chuc	129° 33 ' 28 " East Longitude 35° 28 ' 17 " North Latitude
	4	Beomweol Gab	129° 24 ' 40" East Longitude 35° 25 ' 56 " North Latitude
South Sea	5	1.5 metre Amd	129° 22 ' 08 " East Longitude 35° 10 ' 09" North Latitude
	6	Saeng Doe	129° 13 ' 03 " East Longitude 35° 02 ' 13 " North Latitude
	7	Hong Do	129° 05 ' 35 " East Longitude 34° 32 ' 05 " North Latitude
	8	Ganyeo Am	128° 43 ' 59 " East Longitude 34° 17 ' 16" North Latitude
	9	Habaek Do	127° 51 ' 18 " East Longitude 34° 01 ' 42 " North Latitude
	10	Geomun Do	127° 36 ' 33" East Longitude 34° 00 ' 17 " North Latitude
	11	Yeoseo Do	127° 19 ' 28" East Longitude 33° 58 ' 06 " North Latitude
	12	Jangsu Do	126° 55 ' 26 " East Longitude 33° 55 ' 04 " North Latitude
	13	Jeolmyeong Seof	126° 38 ' 16" East Longitude 33° 52 ' 01" North Latitude
	West Sea	14	Soheugsan Do
15		Sogugheul Do (north-west of Soheugsan Do)	125° 07 ' 22" East Longitude 34° 07' 07" North Longitude
16		Hong Do	125° 04 ' 35" East Longitude 34° 40 ' 29" North Latitude
17		Go Seo (north-west of Hong Do)	125° 10 ' 22" East Longitude 34° 43 ' 15 " North Latitude
18		Hoeng Do	125° 11 ' 17" East Longitude 35° 20 ' 12 " North Latitude
19		Sangwangdeung Do	125° 59 ' 05 " East Longitude 35° 39 ' 36 " North Latitude
20		Jig Do	126° 06 ' 01 " East Longitude 35° 53 ' 22 " North Latitude
21		Eocheong Do	126° 04 ' 01 " East Longitude 36° 07 ' 16 " North Latitude
22		Seogyegyolbi Do	125° 58 ' 03 " East Longitude 36° 36 ' 47 " North Latitude
23		Soryeong Do	125° 32 ' 29" East Longitude 36° 58 ' 56 " North Latitude 125° 44 ' 58 " East Longitude

a "Man" means bay.

b "Gab" and "Got" mean promontory.

c "Chu" means lagoon.

d "Am" means rock.

e "Do" means island.

f "Seo" means islet.

Table 2
Outer limits of the territorial sea in the Korea Strait

1. The outer line at a distance of 3 nautical miles measured from the straight baselines joining, in order, Basepoint 5 (1.5 metre Am), basepoint 6 (Saeng Do) and basepoint 7 (Hong Do).
2. The line drawn from basepoint 5 (1.5 metre Am) at 127° intersects the above-mentioned line at a point which is 3 nautical miles from basepoint 5. From this intersection point a line drawn at 93° intersects the outer limit line of 12 nautical miles measured from the baseline.
3. The line drawn from basepoint 7 (Hong Do) at 120° intersects the line mentioned in (1) above at a point which is 3 nautical miles from basepoint 7. From this intersection point a line drawn at 172° intersects the outer limit line of 12 nautical miles measured from the baseline.