#### FINAL REPORT OF S-23 WORKING GROUP TO MEMBER STATES

February 2012 – revised June 2012

References:

- a) CL 03/2009/bis1 dated 12 January 2009
- b) CL 22/2009/rev1 dated 08 April 2009
- c) Final minutes, S-23 WG first meeting, Monaco, 1st June 2009
- d) Final minutes, S-23 WG second meeting, Singapore, 5-7 July 2010
- e) S-23 WG Letter No. 06/2010 dated 20 December 2010
- f) S-23 WG Letter No. 01/2011 dated 23 February 2011
- g) S-23 WG Letter No. 02/2011 dated 21 March 2011
- h) S-23 WG Letter No. 03/2011 dated 24 May 2011
- i) S-23 WG Letter No. 04/2011 dated 22 July 2011
- j) S-23 WG Letter No. 05/2011 dated 26 August 2011
- k) S-23 WG Letter No. 06/2011 dated 23 December 2011

#### 1. INTRODUCTION

- 1.1 S-23 is an IHO technical publication referring to "Limits of Oceans and Seas". The  $3_{\rm rd}$  edition dated 1953 remains the current edition but is out of date. The XI International Hydrographic Conference (IHC) in 1977 by decision No. 17 tasked the Bureau to undertake a revision of this publication. Regrettably, after 35 years, this work has yet to be completed. A brief background history of the efforts to revise the S-23 Publication and the problems encountered are contained in Annex E of reference c). It may be noted that the different positions taken by Korea and Japan in naming the sea area between the Korean Peninsula and the Japanese Archipelago, are a significant reason for the lengthy deliberations and delay in the progress of the revision of this publication over the last twenty years.
- 1.2 Before 2009 bilateral discussions took place between Korea and Japan for more than five years without any agreement. Various options proposed in naming this sea area have been rejected by either one or both of the interested States or did not receive the support of the appropriate majority of Member States.
- 1.3 Member States, in 2009, overwhelmingly supported the proposal of the Directing Committee for the establishment of a WG with, in accordance with the approved Terms of Reference (ToR), the following task to "Produce a revised edition of Special Publication S-23, Limits of Oceans and Seas, and submit a report of its work together with a draft 4th edition of the publication to the IHB no later than June 2011, for the subsequent approval of Member States". Rules of Procedures (RoP) indicate that "Decisions of the WG should generally be made by consensus". References a) and b) provide the details for the establishment of the S-23 WG. The final ToR and RoP are included in Annex G of reference c) and the membership of the WG can be found on the S-23 Working Group page of the IHO website (http://www.iho.int/mtg\_docs/com\_wg/S-23WG\_Misc/S-23\_WG\_Members.pdf).

### 2. WORK OF THE S-23 WG

2.1 The S-23 WG, in accordance with its RoP worked mainly by correspondence and had two face-to-face meetings. The first meeting took place in Monaco on the  $1_{\rm st}$  June 2009, organized by the Bureau, prior to the  $4_{\rm th}$  Extraordinary International Hydrographic Conference (EIHC) and was attended by 39 delegates from fourteen Member States. The second meeting was organized in Singapore by the Hydrographic Department of the Maritime and Port Authority (HD/MPA) and was attended by 42 delegates from thirteen Member States.

#### First meeting of the S-23 WG

2.2 Vice Admiral Alexandros Maratos, the President of the Directing Committee, chaired the opening of the first meeting providing the history of attempts to revise publication S-23, the importance of the publication and the establishment and task given to the S-23 WG by Member States. Vice Admiral Maratos asked for nominations for the post of the Chair of the WG. Nobody volunteered to Chair the WG. After discussions and an exchange of views France, supported by others, proposed, due to the significance of the

work of the WG, that Vice Admiral Maratos should chair it. Although the WG should be chaired by a Member State, Vice Admiral Maratos accepted the proposal asking for positive participation and contribution of all members of the S-23 WG. Rear Admiral Christian Andreasen from USA, and past President of the IHB, was elected as Vice-Chair of the S-23 WG.

- 2.3 In order to progress its work on S-23 the following steps were agreed:
  - Step 1, IHB to set up an S-23 WG on the IHO web site;
  - Step 2, France (SHOM) to provide the IHB with standards, definitions and rules of procedures for toponymy. IHB to post these documents on the IHO website;
  - Step 3, IHB to circulate a list of areas of possible concern to WG members by end July 2009;
  - Step 4, WG members to comment on this list by end September 2009;
  - Step 5, IHB to circulate a final list to WG members. Member States in any areas of possible concern then to be asked to provide their comments/positions; and
  - Step 6, Based on the comments received from interested Member States in any areas of concern, IHB to draft a paper on the matter, circulate it to WG members and consider whether a face-to-face meeting is appropriate.
- 2.4 The minutes of the first meeting of the S-23 WG are posted on the IHO web site under http://www.iho-ohi.net/mtg\_docs/com\_wg/S-23WG/S-23WG1\_Minutes\_final.pdf .
- 2.5 In accordance with step 3 of the agreed work plan and the search conducted into the archives of the Bureau, three possible areas of concern were identified:
  - The naming of the sea area between the Korean Peninsula and the Japanese Archipelago;
  - Whether the Malacca and Singapore Straits should be located in the Indian Ocean or the South China Sea and Eastern Archipelagic Seas; and
  - Proposals by China for changes in names and limits in the South China Sea, East China Sea and Yellow Sea.

The details of the "areas of concern" are posted on the IHO web site under http://www.iho-ohi.net/mtg\_docs/com\_wg/S-23WG/S-23WG\_Misc/Areas\_of\_Concern/S-23\_Areas\_of\_concern.pdf .

# Second meeting of the S-23 WG

- 2.6 In accordance with Steps 4 and 5, members of the WG accepted these areas to be examined as "areas of concern". No additional areas were proposed by the members of the WG. Members of the WG agreed that a second face-to-face meeting was needed to examine in detail the "areas of concern" and take appropriate decisions and actions. The second meeting took place in Singapore as indicated in paragraph 2.1.
- 2.7 The meeting considered in detail the three areas of concern. The following should be highlighted as the result of the considerations and decisions taken:
  - There was consensus between the members of the WG that the Malacca and Singapore Straits should be considered as a single, continuous waterway, forming a separate administrative division in S-23. The meeting also agreed to amend the western limit of the Malacca Strait as proposed by India;
  - Concerning the amendments proposed by China the meeting accepted/not accepted some while
    for others further information was needed from China before a final decision could be taken by the
    WG. Details on the decisions taken are indicated in paragraph 11.2 of reference d);
  - Concerning the naming of the sea area between the Korean Peninsula and the Japanese Archipelago an extensive discussion took place and the interested States presented their positions. The meeting agreed that Australia, France, Japan and Korea (Rep. of) would provide the Chair with their proposals in order for them to be circulated to the members of the WG for their consideration. It was further decided that the Chair based on the responses received, should propose to the members of the WG "a way forward" for consideration. The details of this issue are given in paragraph 11.3 of reference d).
- 2.8 The meeting also considered two proposals presented by the members of Oman and Morocco.

After detailed discussion the following were decided, as indicated in paragraphs 11.4 and 12.1 of reference d):

- The proposal from Oman to change the "Gulf of Oman" to "Sea of Oman" did not receive enough support;
- The meeting agreed to Morocco's proposal to change the name "Ras Espartel", which was misspelled in the 1986 and 2002 draft 4th editions of S-23, to the correct spelling "Ras Spartel" as indicated in the current 3rd edition. There was no support to change the name "Punta Almina" shown in the 2002 draft 4th edition of S-23 to "Ras Al-mina", as the location concerned is under Spanish jurisdiction.
- 2.9 The minutes of the second meeting of S-23 WG are posted on the IHO web site under  $http://www.iho-ohi.net/mtg\_docs/com\_wg/S-23WG/S-23WG2/Minutes/S-23WG2\_Minutes.htm \, .$

#### 3. THE DEVELOPMENT OF A PROPOSED WAY FORWARD TO PROGRESS S-23

- 3.1 Members of the S-23 WG were informed on 5th September 2010 of France's decision to:
  - withdraw its proposal, which suggested inserting a reference table containing all the endonyms and exonyms currently in use for the sea area between the Korean Peninsula and the Japanese Archipelago, as it was not supported by the interested States; and
  - cease participating in the S-23 WG activities, due to the diplomatic dimension of the S-23 WG activities and consequently finding it impossible to provide the WG with relevant and neutral technical proposals only.
- - Australia made a proposal with two options: First, when consensus cannot be reached on a name or limit of a sea or ocean, then the alternative position(s) are to be indicated in S-23, with a reservation shown on the first page referring to the sea or ocean and the details of the reservation are to be clearly detailed in an Annex; Second, the alternative positions on a name or limit to be shown in a second page for the same sea or ocean area, immediately following the first;
  - Rep. of Korea, based on the Australia proposal, proposed that all legitimate names and/or limits
    of oceans and seas in use be shown on the same page; and
  - Japan proposed the "Chartlet Method" for the revision of S-23 which would be based on the current 3rd edition of S-23 which is officially still valid. It would also be possible to revise the S-23 using the 2002 draft edition other than for those oceans and seas where divergent views among Member States existed in 2002 and also for those oceans and seas whose names and/or limits were not considered in 2002, but have subsequently been submitted.
- 3.3 Responses to the proposals were provided by Japan, Korea (DPR of), Korea (Rep. of), Italy, Oman, South Africa, Turkey and UK. The responses have been posted on the IHO web site under <a href="http://www.iho-ohi.net/mtg\_docs/com\_wg/S-23WG/S-23WG2/Proposals/S-23\_Proposals.htm">http://www.iho-ohi.net/mtg\_docs/com\_wg/S-23WG/S-23WG2/Proposals/S-23\_Proposals.htm</a> (see "Comments received on the proposals") and are indicated in paragraphs 2.2 and 2.3 of reference e). From the study of the responses provided the following two main points can be highlighted:
  - There was no clear support for either of the proposals made by Japan and the Korea (Rep. of); and
  - The proposal made by Australia was recognized by some responders as one that could form the basis for a possible acceptance in naming the sea area between the Korean Peninsula and the Japanese Archipelago.
- 3.4 Based on the presentation, study and analysis of the proposals and comments made, and acknowledging the aim of this technical publication, the Chair Group, at reference e), proposed to the members of the WG the following as "a way forward" to name this sea area, and sought their views as indicated in paragraph 2.4 of reference e):
  - The name appearing in the current valid 3rd edition to be used,
  - On the same page, the name(s) of the State(s) expressing reservation(s) to appear, with the indication whether the reservation refers to name and/or limit, details of which will be included

in an Annex. It has to be noted that the 2002 draft edition of S-23 has followed a similar procedure for a number of sea areas, and reservations in the Annex have been recorded by Australia, Norway, Russian Federation and USA;

- In the introduction of the publication, a text to be included explaining what reservations are about and how they are presented in the publication; and
- The text that exists in the preface to the S-23 referring to the technical purpose of the publication
  and stressing that S-23 must not be construed as having any legal or political connotation, to be reexamined in order to make it stronger and clearer, if considered appropriate.
- 3.5 Sixteen members of the S-23 WG have provided comments to reference e), which have been posted in the IHO web site under http://www.iho-ohi.net/mtg\_docs/com\_wg/S-23WG/S-23WG2/Proposals/S-23\_Proposals.htm (see "Comments received on the proposed way forward"). Brief presentation of the responses is provided in paragraphs 2 and 3 of reference g). From the responses received the following observations can be drawn:
  - There was no consensus on the "way forward" proposed by the Chair-Group in naming this sea area:
  - Eight members of the WG (Australia, Cyprus, Italy, Japan, Morocco, Nigeria, United Kingdom and USA) agreed with the "way forward" proposed by the Chair-Group. Japan indicated that "The basic position of Japan remains that the name Japan Sea should be maintained unchanged. However, if a consensus can be formed around it, Japan, as a responsible member of the WG, can go along with the 'Way Forward' in a spirit of compromise.";
  - Eight members of the WG (Argentina, Pakistan, Turkey, Ukraine, Oman, South Africa, Korea (Rep of), and Iran) offered the following comments:
    - Four members of the WG (Argentina, Pakistan, Turkey and Ukraine) indicated that they cannot support the proposed "way forward" or make comments, unless consensus on naming the sea area will be obtained by the relevant parties.
    - One member of the WG (Oman) supported the principle of making the reservations with details in an Annex, but suggested that a methodology on naming sea areas and/or limits should first be decided before pointing to any particular sea area;
    - ◆ One member of the WG (South Africa) suggested that the proposal may be changed slightly and proposed that for the sea area in question, the name appearing in the current and still valid 3rd edition, be used with a footnote indicating the Korean name usage for same area;
    - One member of the WG (Rep. of Korea) indicated that the two names "East Sea" and "Japan Sea" must be shown on the same page; and
    - o One member of the WG (Iran) abstained.

#### 4. FURTHER PROPOSALS TO MEMBER STATES.

- 4.1 The Chair-Group, based on the views and positions that were expressed by the members of the WG, proposed to the members of the WG the following to be considered by Member States, as indicated in paragraph 5.2 of reference g):
  - Malacca and Singapore Straits to be considered as an independent sea area, forming a separate administrative division in S-23;
  - Amendments proposed by China in the South China Sea, East China Sea and Yellow Sea as indicated in reference f) and accepted by the members of the WG to be included in S-23;
  - Whether the name "Japan Sea", which appears in the 3<sup>rd</sup> edition, could be used in naming the sea area between the Korean Peninsula and the Japanese Archipelago;
  - Whether Member States agree to insert in S-23, reservations which they may have on different positions for certain names and/or limits appearing on the same page. The different name(s) and/or limit(s), the details and arguments of the reservation to be included in an Annex;
  - An "Important Notice" to be included in the Preface of S-23 in red, which will indicate the technical character of the S-23 publication, its restriction not to be used for political and juridical purposes and not to be accepted as such by any legal or juridical body indicating also the purpose and use of the Annex; and

- The 2002 draft edition of S-23 to be used as a basis to reflect the positions that will be approved by Member States on the above issues. A draft 4th edition of S-23 to be circulated afterwards to Member States for final comments and approval.
- 4.2 Nineteen members of the S-23 WG provided comments on the above proposals presented in paragraph 2.1 of reference h). The responses have been posted on the IHO web site under http://www.iho-ohi.net/mtg\_docs/com\_wg/S-23WG/S-23WG2/Proposals/S-23 Proposals.htm (see "Comments received to S-23WG Letter 02/2011"). From the comments made it can be concluded that there is consensus on all bullets in paragraph 4.1 except bullets three and four, which concern the naming of the sea area between the Korean Peninsula and the Japanese Archipelago, for which the following should be noted:
  - Six members of the WG (Cyprus, Japan, Italy, South Africa, UK and USA) agreed with the above way forward<sup>1</sup>. Japan reiterated its position as stated in the 2<sup>nd</sup> bullet of paragraph 3.5;
  - Three members of the WG did not agree with the way forward (DPR of Korea, Rep. of Korea and Guatemala<sup>2</sup>). Their position is that in naming this sea area both names "East Sea" and Japan Sea" should be used simultaneously on the same page. Rep. of Korea also indicated that it is not appropriate to seek positions from the entire membership of the IHO on matters on which the WG could not establish its consensus. Rep. of Korea also stressed the need to produce the report as a fact-based, accurate record of WG discussions, stating that consensus has not been reached in the
  - One member of the WG (Australia) indicated that an attempt to seek a compromise that may be acceptable to both Japan and Korea through the alternative proposal of including a second page immediately following the first for the sea area between Japan and Korea, was unsuccessful and should not be pursued;
  - Six members of the WG (Argentina, Ecuador, Iran, Pakistan, Nigeria and Denmark) indicated that the naming of the sea area should be a consensus between the relevant parties;
  - One member of the WG (China) indicated that decisions should generally be made by consensus as it is clearly stated in the RoP of the WG established and this should be strictly complied
  - One member of the WG (Ukraine<sup>3</sup>) supported the use of the second name "East Sea" concurrently with the name "Japan Sea", but the way of inclusion of the second name should be decided by agreement and consent of the relevant parties.
  - One member of the WG (Turkey4) supported the Australian proposal of including reservations which they may have on different positions on certain names, or limits or both, to be included in the following page(s) of the relevant page.
- The Chair-Group considering the work of the S-23 WG and the comments provided by its 4.3 members on the various issues under examination, prepared a "draft Report to Member States". This report was presented as Annex C to reference h) to members of the WG for their consideration. Twenty one (21) members of the S-23 WG provided comments on this "draft Report to Member States" (Argentina, Australia, Belgium, China, Denmark, Ecuador, Greece, Guatemala, Iran, Japan, Korea (DPR of), Korea (Rep of), Oman, Pakistan, Peru, Singapore, South Africa, Turkey, UK and USA). They are presented in paragraphs 2 and 3 of reference i) and have been posted on the IHO web site under http://www.iho.ohi.net/mtg\_docs/com\_wg/S-23WG/S-23WG2/Proposals/S-23\_Proposals.htm (see "Comments received to S-23WG Letter 03/2011"). The majority of the responses refer to the issue of naming the sea area between the Korean Peninsula and Japanese Archipelago. Three groups of positions can be recognized from the responses.

 $<sup>^{1}</sup>$  Venezuela subsequently expressed support "to keep all names of the Asian seas the way they are at present and not to change any worldwide historical terms, nor that one sea is called with two different names".

 $<sup>^{2}</sup>$  Guatemala subsequently changed its position, saying "It is wise to maintain the present denomination as it appears on nautical charts and in the IHO publication S-23".

<sup>&</sup>lt;sup>3</sup> Ukraine subsequently withdrew its comments.

<sup>&</sup>lt;sup>4</sup> Turkey subsequently changed its position and expressed support for the proposal in paragraph 5.2, 2<sup>nd</sup> bullet, article d) of reference g).

- Those which support one name with the reservations to be inserted in an Annex;
- Those which support the different names to appear on the relevant page and not in the Annex; and
- Those, being the majority, indicating that the Countries concerned must come to an agreement before moving to an update and that more time be given for that.
- 4.4 Based on the views expressed by the majority of the members of the WG, the Chair-Group proposed the following, for which there was an overwhelming support, presented in paragraphs 4.1 of reference i) and 2. of reference j):
  - Extend the work of the WG till early 2012 in order to give more time for progressing the issues where agreement has not been reached;
  - To ask the Directing Committee to inform Member States that the report of the S-23 WG will be provided in early 2012 (this was done through CL 55/2011 dated 31 August 2011);
  - Korea and Japan considering the comments expressed, to make use of the time available to try and find a way forward in naming the sea area between the Korean peninsula and the Japanese archipelago. The Chair-Group to be available to consider any assistance that would support progressing the issue;
  - The Chair-Group to continue progressing those Chinese proposals for which agreement has not yet been reached; and
  - The Chair-Group to improve/amend the Important Notice, considering the comments that have been provided.
- 4.5 In implementing the previous decisions taken by the WG, the following actions took place as reported in reference k):
  - Naming the sea area between the Korean Peninsula and the Japanese Archipelago: The Chair and Secretary of the S-23 WG held separate meetings with delegations from Japan and Rep. of Korea on 10 and 18 October respectively. The aim of these meetings was to discuss this specific issue, to consider the positions of the two delegations and to explore possible ways forward. The two delegations remained firm on the positions they have expressed in the past and which are known to the members of the S-23 WG. Japan's position is that only the name "Japan Sea" should appear in S-23. However it could go along with the Chair-Group's proposal stated in reference e), i.e. one name on the appropriate page of S-23, with the inclusion of reservation(s) and the details to be provided in an Annex, if a consensus could be formed around that proposal. Rep. of Korea's position is that the name "East Sea" should be used concurrently with the name "Japan Sea". A bilateral meeting that took place between Japan and Rep. of Korea in Tokyo on 4 November 2011 had the same unsuccessful results, without finding a compromise. The reports of these three meetings have been posted on the IHO web site under S-23 WG <a href="https://www.iho-ohi.net/mtg\_docs/com\_wg/S-23WG/S-23WG2/Proposals/S-23 Proposals.htm">https://www.iho-ohi.net/mtg\_docs/com\_wg/S-23WG/S-23WG2/Proposals/S-23 Proposals.htm</a> (see "Meetings involving Japan and Rep. of Korea").
  - **Proposals by China** (see Annex B): Two of the Chinese proposals that had previously been discussed without reaching an agreement, namely to rename "Beibu Gulf the existing Gulf of Tonkin" and to consider "Bo Hai" as a separate body from the "Yellow Sea", needed further action. The Chair-Group communicated with those members of the WG that had expressed comments/reservations on these two issues in order to investigate whether they can accept the views expressed by China. The conclusions of these deliberations resulted in the following:
    - There was consensus for the "Bo Hai" issue;
    - There was no consensus for the "Beibu Gulf/Gulf of Tonkin" issue. China indicated its willingness to accept the names "Beibu Gulf/ Băc Bô Gulf" used by China and Vietnam, respectively, while mentioning that under no circumstances will it accept the name "Gulf of Tonkin". This has not been accepted by USA, UK and Japan. All views expressed have been posted on the IHO website (see http://www.iho.int/mtg\_docs/com\_wg/S-23WG/S-23WG2/Actions/Actions\_from\_S-23WG2\_and\_Status.pdf).
  - An improved text of the Important Notice was prepared by the Chair-Group, considering the comments provided.

4.6 Japan and Rep. of Korea provided comments to reference k) that have been posted on the IHO web site under <a href="http://www.iho.int/mtg\_docs/com\_wg/S-23WG/S-23WG2/Proposals/S-23WG2/Proposals/S-23WG2

### 5. CONCLUSIONS - PROPOSALS

- 5.1 Considering the above, the S-23 WG proposes the following to Member States, for which there is consensus of the members of the S-23 WG:
  - Malacca and Singapore Straits to be accepted as a single, continuous waterway, forming a separate administrative division in S-23; and
  - The Chinese proposals presented in Part A of the attached Annex B to be accepted for inclusion in S-23.
    - Member States are requested to provide comments on the issues of Beibu Gulf/Gulf of Tonkin and Taiwan/Taiwan Dao for which there was no consensus of the S-23 WG members (see Part B of Annex B).
- 5.2 There is no consensus on the inclusion of the "Important Notice" indicated in Annex A, in the preface of S-23.
- 5.3 As there is no consensus between the members of the S-23 WG on the issue of naming the sea area between the Korean peninsula and the Japanese archipelago, Member States are requested to provide their views on possible ways forward for progressing a new edition of S-23.

**Note**: Comments on an earlier version of this report expressed by Australia, China, Japan, Rep. of Korea, Morocco, Oman, Singapore and Venezuela have been taken into consideration in preparing this final report. These comments have been posted on the IHO web site under <a href="http://www.iho.int/mtg\_docs/com\_wg/S-23WG/S-23WG2/Proposals/S-23\_Proposals.htm">http://www.iho.int/mtg\_docs/com\_wg/S-23WG/S-23WG2/Proposals/S-23\_Proposals.htm</a> (see "Comments received following S-23WG Letter 01/2012").

#### IMPORTANT NOTICE

(Preface to S-23 4th Edition)

The 4th edition of IHO publication S-23 has been drawn up and [approved by Member States] taking into account proposals put forward by Member States, established WGs, the IHB and others since 1977, when decision was taken by the XI International Hydrographic Conference to update this publication. Although several attempts have been made to update it, the latest official edition of S-23 is the 3<sup>rd</sup> one published in 1953. Since 1953, areas of certain water bodies as well as their names and names of adjacent land features have changed. Some of these areas and names are clearly recognized; however, other areas and names are controversial. These subjects are politically sensitive in nature and are likely to remain sensitive. The IHO Member States that have voted to approve this new publication of S-23 recognize the overwhelming need to move forward on a new edition of S-23 as a reference for modern, technical hydrographic purposes. The IHO Member States are fully aware that controversies over names and areas remain. They strongly urge users of this publication not to use this document as support for any political claims or disputes, as that is not the purpose for which it was intended. S-23 does not have any legal or political connotation whatsoever and must not be accepted as such by any legal or juridical body. The limits prescribed in this publication are not IHO endorsements of a coastal State's legal position with regard to the Law of the Sea.

This latest revision of S-23 offers a new way of highlighting potential controversial subjects, as follows:

- 1. Some States that are adjacent to certain water bodies have accepted and use names and limits of oceans and seas that are different from the ones appearing in this publication. Where States use different names or limits compared to the ones indicated on specific pages, a reservation footnote has been inserted indicating the name(s) of the State(s) expressing reservation(s) and whether it refers to names, limits or both. A special Annex is appended to this document that provides details and arguments of the reservations.
- 2. The Annex is a useful technical tool through which the various producers of hydrographic products and users are informed of different or alternative names and limits that various States are using. In this way, hydrographic products that are derived from S-23 definitions are technically more representative of names and limits used in the oceans and seas.

## A. CHINA'S PROPOSALS ACCEPTED BY THE S-23 WG

Proposals	Comments
To consider the South China Sea an independent area.	Title of S-23 Chapter 6 will be revised to read "South China Sea and Eastern Archipelagic Seas".
To consider Bo Hai a separate body from Yellow Sea.	The following to be inserted in the introductory pages of S-23 (Important Notice): "The limits prescribed in this publication are not IHO endorsements of a coastal State's legal position with regard to the Law of the Sea".
To amend the line of demarcation between Bo Hai and Yellow Sea, to read "from Laotieshan Xijiao (38° 44′N-121° 08′E), the southwestern extremity of Liadong Bandao, southward to Dazhushan Dao (38° 01′N-120° 57′E); thence to Penglai Tou (37° 50′N-120° 45′E), the northern extremity of Shandong Bandao".	

## B. CHINA'S PROPOSALS NOT ACCEPTED BY S-23 WG

Proposals	Comments
To subsume Natuna Sea into South China Sea.	Information requested from China has not been provided.
To rename Beibu Gulf the existing Gulf of Tonkin.	No consensus on this proposal (see 2 <sup>nd</sup> bullet of para. 4.5).
To amend to Taiwan Dao the name of this island.	No consensus on this proposal.
To amend the southeastern limit of the Yellow Sea.	Information requested from China and Rep. of Korea has not been provided.

Note: The views expressed by WG Members, in connection with the above table, are provided on the IHO website (<a href="http://www.iho.int/mtg\_docs/com\_wg/S-23WG/S-23WG2/Actions/Actions\_from\_S-23WG2\_and\_Status.pdf">http://www.iho.int/mtg\_docs/com\_wg/S-23WG2/Actions/Actions\_from\_S-23WG2\_and\_Status.pdf</a>)