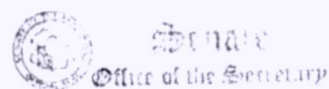


SEVENTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
Third Regular Session)



SENATE

'19 MAY 27 P8:35

COMMITTEE REPORT NO. 725

RECEIVED

Submitted by the Committee on Foreign Relations on MAY 27 2019.

Re : P.S. Res. No. 1048, prepared by the Committee

Recommending its approval without amendment.

Sponsor: Senator Loren Legarda

MR. PRESIDENT:

The Committee on Foreign Relations, to which was referred the Agreement, entitled:

**“AGREEMENT
BETWEEN THE GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES
AND THE GOVERNMENT OF THE REPUBLIC OF INDONESIA CONCERNING THE
DELIMITATION OF THE EXCLUSIVE ECONOMIC ZONE BOUNDARY”**

has considered the same and has the honor to report it back to the Senate with the recommendation that Proposed Senate Resolution No. 1048, prepared by the Committee, entitled:

**RESOLUTION
CONCURRING IN THE RATIFICATION OF THE AGREEMENT
BETWEEN THE GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES
AND THE GOVERNMENT OF THE REPUBLIC OF INDONESIA CONCERNING THE
DELIMITATION OF THE EXCLUSIVE ECONOMIC ZONE BOUNDARY**

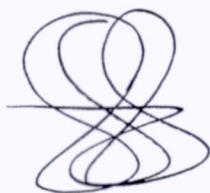
be approved without amendment.

Respectfully submitted:

LOREN LEGARDA

Chair

Committee on Foreign Relations



EMMANUEL "MANNY" D. PACQUIAO

Vice-Chairs:



CYNTHIA A. VILLAR



JOEL VILLANUEVA

Members:



SONNY ANGARA

GREGORIO B. HONASAN



RICHARD J. GORDON



JOSEPH VICTOR G. EJERCITO

FRANCIS "CHIZ" G. ESCUDERO



MARIA LOURDES NANCY S. BINAY

AQUILINO "KOKO" PIMENTEL III

ANTONIO "SONNY" F. TRILLANES IV



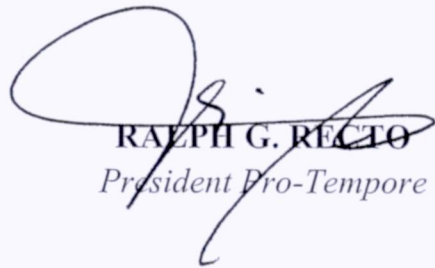
FRANCIS N. PANGILINAN



RISA HONTIVEROS

PAOLO BENIGNO "BAM" AQUINO IV

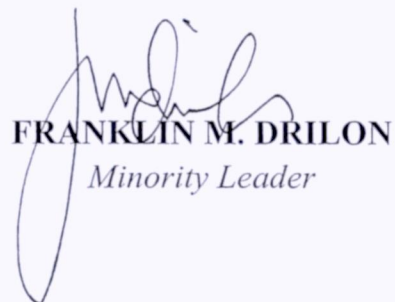
Ex-Officio Members:



RALPH G. RECTO
President Pro-Tempore



JUAN MIGUEL F. ZUBIRI
Majority Leader



FRANKLIN M. DRILON
Minority Leader

VICENTE C. SOTTO III
President
Senate of the Philippines

*19 MAY 27 P8:35

SENATE

P.S. RES. NO. 1048

RECEIVED

Prepared by the Committee on Foreign Relations

RESOLUTION
CONCURRING IN THE RATIFICATION OF THE AGREEMENT
BETWEEN THE GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES
AND THE GOVERNMENT OF THE REPUBLIC OF INDONESIA CONCERNING THE
DELIMITATION OF THE EXCLUSIVE ECONOMIC ZONE BOUNDARY

WHEREAS, the Constitution, Article 7, Section 21 states: "No treaty or international agreement shall be valid and effective unless concurred in by at least two-thirds of all the members of the Senate";

WHEREAS, the *Agreement between the Government of the Republic of the Philippines and the Government of the Republic of Indonesia Concerning the Delimitation of the Exclusive Economic Zone Boundary* was signed on 23 May 2014 in Manila, Philippines;

WHEREAS, the Agreement establishes the boundary line that delimits the overlapping exclusive economic zones of the Philippines and Indonesia;

WHEREAS, the Agreement shall not prejudice any rights or positions of the Contracting Parties with regard to the delimitation of the Continental Shelf Boundary;

WHEREAS, the Agreement shall enter into force on the date of the exchange of the instruments of ratification pursuant to Article IV thereof;

WHEREAS, the President of the Philippines ratified the Convention on 15 February 2017 and has accordingly submitted it to the Senate for concurrence, in accordance with the Constitution; and

WHEREAS, in the hearing conducted by the Senate Committee on Foreign Relations on 6 August 2018, the following government agencies endorsed the concurrence to the ratification of the Agreement:

1. Department of Foreign Affairs
2. Department of Justice
3. Department of Environment and Natural Resources
4. Department of National Defense

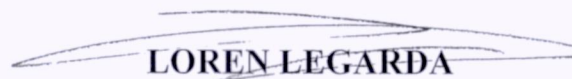
5. Armed Forces of the Philippines
6. Bureau of Fisheries and Aquatic Resources
7. National Mapping and Resource Information Authority

WHEREFORE, BE IT HEREBY RESOLVED, that the Philippine Senate concur, as it hereby concurs, in the Philippine ratification of the *Agreement between the Government of the Republic of the Philippines and the Government of the Republic of Indonesia Concerning the Delimitation of the Exclusive Economic Zone Boundary*;

RESOLVED, FURTHER, That the rights and well-being of Filipino vessels and fishermen arrested, detained, or meted punitive action for conducting fishing operations in Indonesian or another State's EEZ can be adequately protected; and

RESOLVED, FINALLY, That the Senate President urge the President of the Republic of the Philippines to look into the plight of fishermen currently detained in Indonesia, and to direct the concerned Philippine authorities to pursue the immediate resolution of their cases.

Adopted,



LOREN LEGARDA

Chair

Committee on Foreign Relations



MALACAÑAN PALACE
MANILA

15 February 2017

The Honorable Senate President
and Members of the Senate
Senate of the Philippines
Pasay City

Gentlemen and Ladies of the Senate:

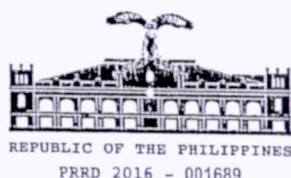
I have the honor to submit, for the Senate's consideration, the Agreement between the *Government of the Republic of the Philippines and the Government of the Republic of Indonesia Concerning the Delimitation of the Exclusive Economic Zone Boundary*, which was signed on 23 May 2014 in Manila, Philippines.

The Agreement establishes the boundary line that delimits the overlapping Exclusive Economic Zone of the Philippines and Indonesia.

The Department of Justice, Department of Agriculture, Bureau of Fisheries and Aquatic Resources, Department of Energy, Armed Forces of the Philippines, Department of Environment and Natural Resources, Department of Transportation and Communications (now the Department of Transportation), and the Department of National Defense have been consulted and have concurred with the proposed ratification.

After examining the text thereof, I find it advisable to ratify the *Agreement between the Government of the Republic of the Philippines and the Government of the Republic of Indonesia Concerning the Delimitation of the Exclusive Economic Zone Boundary* and seek the Senate's concurrence thereto.


RODRIGO ROA DUTERTE



THE PRESIDENT OF THE PHILIPPINES

AGREEMENT
BETWEEN
THE GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES
AND
THE GOVERNMENT OF THE REPUBLIC OF INDONESIA
CONCERNING THE DELIMITATION OF
THE EXCLUSIVE ECONOMIC ZONE BOUNDARY

The Government of the Republic of the Philippines and the Government of the Republic of Indonesia hereinafter referred to as the "Contracting Parties";

DESIRING to strengthen and enhance the friendly relations between the two countries;

DESIRING further to establish the boundary line that delimits the overlapping Exclusive Economic Zone (EEZ) between the Contracting Parties;

TAKING INTO ACCOUNT the provisions relating to the EEZ boundary delimitation in the United Nations Convention on the Law of the Sea signed at Montego Bay on 10 December 1982 (1982 UNCLOS) to which the Republic of the Philippines and the Republic of Indonesia are State Parties, and the principles of international law applied in the negotiations to achieve an equitable solution;


HAVE AGREED as follows:

Article I

- (1) The EEZ boundary between the Contracting Parties is defined by geodetic lines connecting Points 1 to 8 expressed in geographical coordinates based on the World Geodetic System of 1984 (WGS84) Datum, and in the sequence given below:

CERTIFIED TRUE COPY
CENTRAL RECORDS DIVISION
DEPARTMENT OF FOREIGN AFFAIRS

13 AUG 2014


LORRAINE M. ESPINOSA
ACTING DIRECTOR

Point	Latitude	Longitude
1	3° 06' 41" N	119° 55' 34" E
2	3° 26' 36" N	121° 21' 31" E
3	3° 48' 58" N	122° 56' 03" E
4	4° 57' 42" N	124° 51' 17" E
5	5° 02' 48" N	125° 28' 20" E
6	6° 25' 21" N	127° 11' 42" E
7	6° 24' 25" N	128° 39' 02" E
8	6° 24' 20" N	129° 31' 31" E

- (2) The Chart illustrating the EEZ boundary is attached as an Annex to this Agreement.
- (3) This Agreement shall not prejudice any rights or positions of the Contracting Parties with regard to the delimitation of the Continental Shelf boundary.

Article II

- (1) The actual location on the sea of the points and geodetic lines referred to in Paragraph (1) of Article I shall be determined by methods to be mutually agreed upon by the competent authorities of the Contracting Parties.
- (2) For the purpose of the preceding paragraph, the competent authority of the Republic of the Philippines shall be the National Mapping and Resource Information Authority of the Department of Environment and Natural Resources and the competent authorities of the Republic of Indonesia shall be the Geospatial Information Agency and the Hydro-Oceanographic Office of the Indonesian Navy.

CERTIFIED TRUE COPY
CENTRAL RECORDS DIVISION
DEPARTMENT OF FOREIGN AFFAIRS

4 AUG 2014

[Signature]
LORRAINE M. ESPIRITU
ACTING DIRECTOR

Article III

Any differences in the interpretation, application or implementation of this Agreement shall be resolved amicably by consultation or negotiation, through diplomatic channels.

Article IV

- (1) This Agreement shall be ratified in accordance with the domestic requirements of the Contracting Parties.
- (2) This Agreement shall enter into force on the date of the exchange of the instruments of ratification.

IN WITNESS WHEREOF the undersigned, being duly authorized thereto by their respective Governments, have signed this Agreement.

Done at Manila, Philippines on the Twenty Third day of May in the year Two Thousand and Fourteen in duplicate in English and Indonesian Languages, all texts being equally authentic.

FOR THE GOVERNMENT OF THE
REPUBLIC OF THE PHILIPPINES



ALBERT F. DEL ROSARIO
Secretary of Foreign Affairs

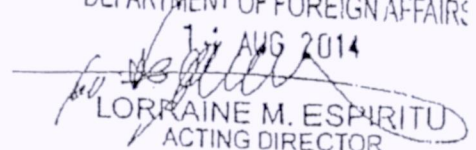
FOR THE GOVERNMENT OF THE
REPUBLIC OF INDONESIA



DR. R. M. MARTY M. NATALEGAWA
Minister for Foreign Affairs

CERTIFIED TRUE COPY
CENTRAL RECORDS DIVISION
DEPARTMENT OF FOREIGN AFFAIRS

11 AUG 2014



LORRAINE M. ESPIRITU
ACTING DIRECTOR

MALACAÑAN
MANILA

INSTRUMENT OF RATIFICATION

TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

KNOW YE, that whereas, the *Agreement between the Government of the Republic of the Philippines and the Government of the Republic of Indonesia Concerning the Delimitation of the Exclusive Economic Zone Boundary* was signed on 23 May 2014 in Manila, Philippines; and

WHEREAS, the Agreement establishes the boundary line that delimits the overlapping Exclusive Economic Zones of the Philippines and Indonesia;

NOW, THEREFORE, be it known that I, RODRIGO ROA DUTERTE, President of the Republic of the Philippines, after having seen and considered the *Agreement between the Government of the Republic of the Philippines and the Government of the Republic of Indonesia Concerning the Delimitation of the Exclusive Economic Zone Boundary*, do hereby ratify and confirm the same and each and every article and clause thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the seal of the Republic of the Philippines to be affixed.

GIVEN under my hand at the City of Manila, this 15th day of February in the year of Our Lord two thousand and seventeen.

By the President:



SALVADOR C. MEDIALDEA
Executive Secretary

