


FOURTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)

7 AUG 14 1931

RECEIVED BY: 

SENATE
S. NO. 1467

Introduced by Senator Antonio F. Trillanes

EXPLANATORY NOTE

Article I of the 1987 Constitution declares that the Philippines is an archipelagic state and defines our national territory as comprising "the Philippine archipelago, with all the islands and waters embraced therein, and all other territories over which the Philippines has sovereignty or jurisdiction..." However, the said Constitution failed to delineate the boundaries of the Philippine archipelago.

The Kalayaan Island Group (KIG) consisting of about seventy-five islands, cave, shoals, and bank reefs with a total area of 68,807.85 nautical square miles, is considered as an integral part of the Philippines by historic right and legal title. Thus, the late President Marcos declared in 1978 through Presidential Decree No. 1596 that the Kalayaan Island Group (KIG) is part of the continental margin of the Philippine archipelago. The said declaration together with an accompanying technical description of the area was registered with the United Nations Secretariat on June 18, 1980. Likewise, the Kalayaan Island Group is considered an integral part of the Philippine archipelago by occupation and exercises of jurisdiction because Filipino citizens have peacefully established their domicile on the islands and is part of the political subdivision of the province of Palawan.

The United Nations Convention on the Law of the Sea (UNCLOS), which entered into force on November 14, 1994, recognized in Article 46 thereof that "an archipelagic state is a group of islands including parts of islands, interconnecting waters and other natural features which are so closely interrelated that such islands, waters and other natural features form an intrinsic geographical, economic and political entity, or which historically have been regarded as such". Likewise, under the UNCLOS, an archipelagic state is allowed to draw straight baselines joining the outermost points of the outer islands and drying reefs.

In 1961, Republic Act 3046, as amended by Republic Act No. 5446 in 1968, was enacted to establish the Philippine Baselines Law. Since it was enacted long before the effectivity of the UNCLOS and the recognition of the archipelagic doctrine, the Kalayaan Island group was necessarily not yet

included. P. D. No. 1596 likewise failed to include and integrate the boundaries of the Kalayaan Island Group with those provided in R. A. No. 3046 as amended by R. A. No. 5446.

This representation believes that to avert any future unnecessary dispute with foreign states, an adaptation in toto of House Bill No. 1202 filed by Rep. Antonio Cuenco is essential. It seeks to amend R. A. No. 3046 as amended by R. A. No. 5446 by drawing straight baselines on the outermost points of Scarborough Shoal and joining them with the baselines defined under R. A. No. 3046, as amended, as well as to include the KIG as regime of islands, with some amendments to conform with the criteria set under Article 47 of the Convention on the Law of the Sea.

The establishment of new baseline laws of the Philippines is necessary as it shall serve as basis from which to draw the 12 mile territorial sea, the 24 mile contiguous zone and the 200 mile Exclusive Economic Zone (EEZ) as provided under the UNCLOS. Likewise, the same shall also serve as the official notification to all States on the extent of the limits of the maritime zone of the Philippine archipelago and thus avert any unnecessary dispute with vessels of foreign states entering Philippine maritime territory without our permission.


In view of the foregoing reasons, the immediate enactment of this bill is urgently sought.


ANTONIO F. TRILLANES IV

SECRETARY

7 AUG 14 P3:21

FOURTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)

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SENATE

S. NO. 1467

Introduced by Senator Antonio F. Trillanes

AN ACT
DEFINING THE ARCHIPELAGIC BASELINES OF THE PHILIPPINE
ARCHIPELAGO, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 3046,
AS AMENDED BY REPUBLIC ACT NO. 5446.

Be it enacted by the House of Representatives and the Senate of the Philippines in Congress assembled.

- 1 Section 1. **Short Title.** This act shall be known as the "Archipelagic
- 2 Baselines Law of the Philippines".
- 3
- 4 Sec. 2. **Declaration of Policy.** The Philippines is an archipelagic state
- 5 and its national territory comprises the Philippine archipelago, with all the islands
- 6 and waters embraced therein, and all other territories over which the Philippines
- 7 has sovereignty or jurisdiction, consisting of its terrestrial, fluvial, and aerial
- 8 domains, including its territorial sea, the seabed, the subsoil, the insular shelves,
- 9 and other submarine areas. The waters around, between, and connecting the
- 10 islands of the archipelago, regardless of their breadth and dimensions, form part
- 11 of the internal waters of the Philippines.
- 12
- 13 Sec. 3. **Archipelagic Baselines.** The geographical coordinates of the
- 14 location basepoints of the archipelagic baselines of the Philippines are hereby
- 15 defined and prescribed as follows:
- 16

PROPOSED PHILIPPINE ARCHIPELAGIC BASELINES

(Enclosing Main Archipelago and Scarborough Shoal)

Basepoint No.	Station Name	Location	WGS 84 Coordinates		Distance (nm)
			Latitude (N)	Longitude (E)	
1	PAB-01	Amianan Is.	21° 6' 57.73"	121° 57' 27.71"	69.99
2	PAB-02	Balintang Is.	19° 57' 41.14	122° 9' 49.79	99.21
3	PAB-04	Iligan Pt.	18° 18' 35.31	122° 20' 19.67"	71.83
4	PAB-05A	Ditolong Pt.	17° 7' 16.30"	122° 31' 28.34"	1.05
5	PAB-05B	Ditolong Pt.	17° 6' 14.79"	122° 31' 43.84	0.39
6	PAB-05	Ditolong Pt.	17° 5' 51.31"	122° 31' 42.66"	3.29
7	PAB-06	Spires Is.	17° 2' 36.91"	122° 31' 3.28"	7.18
8	PAB-06A	Digollorin Pt.	16° 55' 48.01	122° 28' 35.62	2.57
9	PAB-06B	Digollorin Pt.	16° 53' 18.03	122° 27' 56.61"	3.51
10	PAB-06C	Digollorin Pt.	16° 49' 56.11	122° 26' 50.78	2.40
11	PAB-07	Divuisa Pt.	16° 47' 38.86"	122° 26' 4.40"	31.13
12	PAB-08	Dijohan Pt.	16° 18' 36.82"	122° 14' 3.48"	116.54*
13	PAB-10A	Tinaga Is.	14° 29' 31.22"	122° 57' 43.86"	0.04
14	PAB-10	Tinaga Is.	14° 29' 30.34"	122° 57' 41.51"	80.33
15	PAB-11	Horodaba Rk.	14° 6' 29.91"	124° 16' 59.21"	0.54
16	PAB-12	Matulin Rk.	14° 6' 10.40	124° 17' 26.28"	3.52
17	PAB-12A	Agutayan Is.	13° 54' 5.63"	124° 23' 48.08	1.07
18	PAB-12B	Linampanan Is.	13° 53' 12.76	124° 24' 26.24"	1.36
19	PAB-12C	Conloy Pt.	13° 51' 55.71	124° 24' 54.75	0.40
20	PAB-12D	Minabat Pt.	13° 51' 33.22"	124° 25' 3.78"	79.71
21	PAB-13	Atalaya Pt.	12° 41' 6.37"	125° 3' 53.71"	6.79
22	PAB-13A	Bacan Is.	12° 36' 18.41"	125° 8' 50.19"	5.52
23	PAB-14	Finch Rk.	12° 32' 33.62"	125° 12' 59.70"	0.80
24	PAB-14A	Cube Rk.	12° 31' 57.45"	125° 13' 32.37"	3.51
25	PAB-14C	Mapanas pt.	12° 29' 27.81"	125° 16' 4.73"	1.39
26	PAB-14D	NW Manjud Pt.	12° 28' 36.42"	125° 17' 12.32"	1.30
27	PAB-15	SE Manjud Pt.	12° 27' 37.51"	125° 18' 5.23"	3.87
28	PAB-15A	Sila Pt.	12° 24' 28.69"	125° 20' 24.86"	3.84
29	PAB-16A	Sora Cay (East)	12° 21' 41.64"	125° 23' 7.41"	5.68
30	PAB-16B	Panablijon	12° 17' 27.17"	125° 27' 0.12"	5.21
31	PAB-16C	Alugon	12° 13' 21.95"	125° 30' 19.47"	1.94
32	PAB-16D	N. Bunga Pt.	12° 11' 48.16"	125° 31' 30.88"	0.54
33	PAB-17A	E. Bunga Pt.	12° 11' 20.67"	125° 31' 48.29"	5.40
34	PAB-18A	Tubabao Is. (SE)	12° 6' 23.38"	125° 34' 2.29"	83.46
35	PAB-19B	Suluan Is.	10° 45' 55.69"	125° 57' 53.96"	0.50
36	PAB-19C	Suluan Is.	10° 45' 27.37"	125° 58' 4.69"	56.32
37	PAB-19D	N. Tuason Pt.	9° 50' 6.44"	126° 9' 55.25"	1.46
38	PAB-20	Tuason Pt.	9° 48' 38.95"	126° 10' 6.46"	56.34
39	PAB-20A	Arangasa Is.	8° 53' 2.78"	126° 20' 47.52"	40.30
40	PAB-21B	Sanco Pt.	8° 13' 23.18"	126° 28' 58.88"	30.85
41	PAB-22	Bagoso Is.	7° 42' 50.97"	126° 34' 20.22"	0.90
42	PAB-22A	Quinablaagan Is.	7° 41' 56.92"	126° 34' 12.38"	11.09

1	43	PAB-22B	Languyan	7° 30' 55.12"	126° 35' 47.35"	1.11
2	44	PAB-22C	Languyan	7° 29' 49.47"	126° 35' 59.24"	0.54
3	45	PAB-23	Languyan	7° 29' 16.85"	126° 35' 56.20"	0.04
4	46	PAB-23A	Languyan	7° 29' 14.63"	126° 35' 56.53"	0.72
5	47	PAB-23B	Languyan	7° 28' 30.95"	126° 35' 53.76"	1.02
6	48	PAB-23C	N. Baculin Pt.	7° 27' 29.42"	126° 35' 51.71"	10.12
7	49	PAB-24	Pusan Pt.	7° 17' 19.80"	126° 36' 18.16"	0.03
8	50	PAB-24A	Pusan Pt.	7° 17' 17.90"	126° 36' 17.88"	64.38
9	51	PAB-25B	Cape San Agustin	6° 17' 14.73"	126° 12' 14.40"	1.26
10	52	PAB-25A	Cape San Agustin	6° 16' 9.91"	126° 11' 34.95"	0.03
11	53	PAB-25	Cape San Agustin	6° 16' 8.35"	126° 11' 35.06"	67.39
12	54	PAB-26	SE Tip Sarangani Is.	5° 23' 42.48"	125° 28' 47.45"	0.60
13	55	PAB-27	Panguil Bato Pt.	5° 23' 21.86"	125° 28' 17.45"	3.41
14	56	PAB-28	Tapundo Pt.	5° 21' 55.66"	125° 25' 11.21"	3.35
15	57	PAB-29	W. Calia Pt.	5° 21' 59.21"	125° 21' 49.93"	0.85
16	58	PAB-30	Manamit Is.	5° 22' 6.15"	125° 20' 59.07"	1.78
17	59	PAB-31	Marampog Pt.	5° 23' 21.92"	125° 19' 43.41"	78.60
18	60	PAB-32	NW Pola Pt.	6° 9' 18.41"	124° 15' 34.93"	122.73*
19	61	PAB-33A	Kauluan Is.	6° 26' 4.22"	122° 13' 34.50"	29.34
20	62	PAB-34	Tongquil Is.	6° 2' 39.19"	121° 56' 39.35"	0.26
21	63	PAB-34A	Tongquil Is.	6° 2' 28.09"	121° 56' 28.35"	2.25
22	64	PAB-35	Tongquil Is.	6° 1' 7.36"	121° 54' 39.26"	1.48
23	65	PAB-35A	Tongquil Is.	6° 0' 24.86"	121° 53' 20.84"	0.77
24	66	PAB-36	Tongquil Is.	6° 0' 4.66"	121° 52' 39.05"	85.02
25	67	PAB-38	Kinapusan Is.	5° 12' 30.14"	120° 41' 49.63"	0.40
26	68	PAB-38A	Kinapusan Is.	5° 12' 8.70"	120° 41' 38.14"	55.13
27	69	PAB-39	Manuk Manka Is	4° 47' 44.76"	119° 52' 2.46"	43.55
28	70	PAB-40	Frances Reef	4° 24' 53.84"	119° 14' 50.71"	15.78
29	71	PAB-41A	Bajapa Reef	4° 36' 1.24"	119° 3' 35.47"	6.85
30	72	PAB-42A	Paguan Is.	4° 42' 40.45"	119° 1' 49.71"	4.03
31	73	PAB-43	Alice Reef	4° 46' 12.43"	119° 3' 48.12"	1.66
32	74	PAB-44	Alice Reef	4° 47' 5.36"	119° 5' 12.94"	18.60
33	75	PAB-45	Omapoy Rk.	4° 55' 10.45"	119° 22' 1.30"	23.37
34	76	PAB-46	Bukut Lapis Pi.	5° 2' 23.73"	119° 44' 18.14"	44.20
35	77	PAB-47	Pearl Bank	5° 46' 35.15"	119° 39' 51.77"	75.18
36	78	PAB-48	Baguan Is	6° 6' 1.19"	118° 26' 57.49"	8.56
37	79	PAB-48A	Taganak Is.	6° 4' 14.08"	118° 18' 33.33"	13.48
38	80	PAB-49	Great Bakkungaan Is.	6° 11' 6.07"	118° 6' 53.13"	3.94
39	81	PAB-50	Lihiman Is.	6° 13' 39.90"	118° 3' 52.09"	5.53
40	82	PAB-51	Sibaung Is.	6° 17' 43.99"	118° 0' 5.44"	41.68
41	83	PAB-52	Muligi Is.	6° 52' 22.98"	118° 23' 37.43"	74.83
42	84	PAB-53	South Mangsee Is.	7° 30' 25.13"	117° 18' 40.82"	25.95

1	85	PAB-54	Balabac Is.	7° 48' 36.82"	116° 59' 57.30"	2.34
2	86	PAB-54A	Gnat Reef	7° 49' 45.88"	116° 57' 53.58"	5.07
3	87	PAB-54B	Balabac Great Reef	7° 52' 19.86"	116° 53' 28.73"	2.27
4	88	PAB-55	Balabac Great Reef	7° 54' 36.35"	116° 53' 16.64"	7.42
5	89	PAB-60	Ada Reef	8° 2' 0.26"	116° 54' 10.04"	11.28
6	90	PAB-61	Secam Is.	8° 11' 6.45"	117° 0' 56.16"	30.52
7	91	PAB-62	Latud Pt.	8° 37' 56.37"	117° 15' 51.23"	8.86
8	92	PAB-63	Tatub Pt.	8° 44' 46.92"	117° 21' 34.89"	10.94
9	93	PAB-63A	W. Sicud Pt.	8° 53' 32.20"	117° 28' 15.78"	13.20
10	94	PAB-64	Tarumpitao Pt.	9° 2' 57.47"	117° 37' 38.88"	81.12
11	95	PAB-54B	Dry Is	9° 59' 22.54"	118° 36' 53.61"	13.31
12	96	PAB-64C	Camungyan Is.	10° 9' 20.76"	118° 45' 53.07"	3.30
13	97	PAB-65	Piedras Pt.	10° 11' 33.79"	118° 48' 22.10"	0.21
14	98	PAB-65D	Piedras Pt.	10° 11' 41.93"	118° 48' 31.78"	60.34
15	99	PAB-65A	Destacado Rk.	11° 7' 5.05"	119° 13' 26.37"	1.54
16	100	PAB-65B	Gunlao Is.	11° 8' 30.45"	119° 14' 3.55"	4.95
17	101	PAB-65C	Binangcolan Pt.	11° 13' 19.82"	119° 15' 17.74"	0.58
18	102	PAB-66	Binangcolan Pt.	11° 13' 36.81"	119° 15' 48.94"	74.16
19	103	PAB-67	Pinnacle Rk.	12° 19' 35.22"	119° 50' 56.00"	93.88
20	104	PAB-68	Cabra Is.	13° 53' 21.45"	120° 1' 5.86"	61.24
21	105	PAB-69	Capones Is.	14° 54' 51.48"	120° 0' 22.79"	31.65
22	106	PAB-70	Palauig Reef	15° 25' 32.86"	119° 51' 52.07"	120.23*
23	107	PAB-70A	Scarborough Shoal	15° 6' 13.15"	117° 49' 5.49"	0.97
24	108	PAB-70B	Scarborough Shoal	15° 6' 16.02"	117° 48' 5.18"	1.31
25	109	PAB-70C	Scarborough Shoal	15° 6' 32.87"	117° 46' 45.72"	6.9
26	110	PAB-70D	Scarborough Shoal	15° 12' 17.57"	117° 42' 46.88"	1.77
27	111	PAB-70E	Scarborough Shoal	15° 13' 18.97"	117° 44' 17.03"	8.22
28	112	PAB-70F	Scarborough Shoal	15° 8' 1.92"	117° 50' 48.63"	119.24*
29	113	PAB-71	Hermana Mayor Is.	15° 48' 43.61"	119° 46' 56.09"	7.29
30	114	PAB-72A	Tambobong	15° 55' 57.10"	119° 45' 43.71"	205.00
31	115	PAB-72	Tambobo Pt.	15° 57' 51.67"	119° 44' 55.32"	12.06
32	116	PAB-73B	Rena Pt.	16° 9' 57.90"	119° 45' 15.76"	0.25
33	117	PAB-73	Rena Pt.	16° 10' 12.42"	119° 45' 11.95"	6.43
34	118	PAB-74	Rocky Ledge	16° 16' 34.46"	119° 46' 19.50"	0.65
35	119	PAB-74A	Piedra Pt.	16° 17' 12.70"	119° 46' 28.52"	1.30
36	120	PAB-75	Piedra Pt.	16° 18' 29.49"	119° 46' 44.94"	0.73
37	121	PAB-75B	Piedra Pt.	16° 19' 11.04"	119° 46' 59.55"	0.31
38	122	PAB-75C	Piedra Pt.	16° 19' 28.20"	119° 47' 7.69"	71.00
39	123	PAB-75D	Piedra Pt.	16° 20' 10.91"	119° 47' 10.76"	80.56
40	124	PAB-76	Dile Pt.	17° 34' 24.94"	120° 20' 33.36"	6.86

1	125	PAB-77	Pinget Is.	17° 41' 17.56"	120° 21' 2.02"	14.15
2	126	PAB-78	Badoc Is.	17° 55' 4.13"	120° 24' 40.56"	35.4
3	127	PAB-79	Cape Bojeador	18° 29' 32.42'	120° 33' 42.41"	1.77
4	128	PAB-79B	Bobon	18° 30' 52.88"	120° 34' 55.35"	53.23
5	129	PAB-80	Calagangan Pt.	19° 10' 14.78"	121° 12' 52.64"	13.62
6	130	PAB-81	Calayan	19° 21' 40.67"	121° 20' 47.18"	0.05
7	131	PAB-81 B	Calayan	19° 21' 41.17"	121° 20' 50.20"	84.91
8	132	PAB-82	Itbayat, Batanes	20° 43' 15.74"	121° 46' 57.80"	25.58
9	133	PAB-83	Amianan Is.	21° 7' 14.51"	121° 56' 44.22"	0.04
10	134	PAB-84	Amianan Is.	21° 7' 16.29"	121° 56' 46.17"	0.36
11	135	PAB-85	Amianan Is.	21° 7' 7.66"	121° 57' 7.58"	0.35

2
3
4

* - Long baseline (100 to 125 nm). Total is 4 which is less than 3% of the total number of basepoints/ baselines

1 **Sec. 4. Other Territories Beyond the Archipelagic Baselines.** The
2 Kalayaan Island Group (KIG), as defined under Presidential Decree 1596, shall
3 have a territorial sea and contiguous exclusive economic zone measured from
4 the normal baseline.

5
6 **Sec. 5. Without Prejudice Clause.** The delineation of baselines as
7 provided in this Act shall be without prejudice to any claims to any contested
8 portions of the national territory or maritime zones and jurisdictions of the
9 Philippines, in accordance with international law and under appropriate
10 international dispute resolution mechanisms.

11
12 **Sec. 6. Vested Rights.** The delineation of baselines as provided in this
13 Act shall be without prejudice to vested rights existing or being claimed by virtue
14 of Republic Act No. 7160 (otherwise known as the Local Government Code of
15 1991, as Amended) and other laws which give rise to local government
16 allotments and shares in the income generated from natural resources within the
17 national territory as delineated prior to this Act.

18
19 **Sec. 7. Registration with the United Nations.** This Act, together with the
20 geographic coordinates and the charts and maps indicating the aforesaid
21 baselines, shall be deposited and registered with the Secretary General of the
22 United Nations.

23
24 **Sec. 8. Issuance of Appropriate Charts and Maps.** The National
25 Mapping and Resource Information Authority (NAMRIA) shall forthwith produce
26 and publish charts and maps of the appropriate scale clearly representing the
27 delineation of basepoints and baselines as set forth in this Act.

28
29 **Sec. 9. Appropriations.** The amount necessary to carry out the
30 provisions of this Act shall be provided in a supplemental budget or included in
31 the General Appropriations Act of the Year of its enactment into law.

32
33 **Sec. 10. Repealing Clause.** Republic Act No. 3046 as amended by
34 Republic Act No. 5446 and all other laws, decrees, executive orders, rules and

1 issuances inconsistent with this Act are hereby repealed, amended or modified
2 accordingly.

3

4 **Sec. 11. Separability Clause.** If any portion or provision of this Act is
5 declared unconstitutional or invalid, the other portions or provisions hereof which
6 are not affected thereby shall continue to be in full force and effect.

7

8 **Sec. 12. Effectivity Clause.** This Act shall take effect fifteen days
9 following its publication in the Official Gazette or in any two newspapers of
10 general circulation in the Philippines.

Approved,