

TREATY

between the

INDEPENDENT STATE OF PAPUA NEW GUINEA

and

SOLOMON ISLANDS

Concerning Sovereignty, Maritime and Seabed
Boundaries between the two countries and Co-operation
on Related Matters.

TREATY

BETWEEN

INDEPENDENT STATE OF PAPUA NEW GUINEA

AND

SOLOMON ISLANDS

~~CONCERNING SOVEREIGNTY, MARITIME AND SEABED BOUNDARIES~~

BETWEEN THE TWO COUNTRIES AND CO-OPERATION ON RELATED MATTERS

PAPUA NEW GUINEA and SOLOMON ISLANDS;

DESIRING to set down their agreed position as to their respective sovereignty, to establish maritime and seabed boundaries and to provide for certain other related matters;

RESOLVING, as good neighbours and in a spirit of co-operation and friendship, to settle permanently the limits of the areas within which Papua New Guinea and Solomon Islands shall respectively exercise sovereign rights with respect to the exploration and exploitation of natural resources therein;

TAKING ACCOUNT of the provisions of the United Nations Convention on the Law of the Sea regarding the regime of the continental shelf and exclusive economic zone;

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HAVE AGREED as follows:-

Article 1 - Definitions

In this Treaty -

- a) "exclusive economic zone" means the area over which each Party has sovereign rights for the purpose of exploring and exploiting, conserving and managing the natural resources, whether living or non-living, of the Seabed and sub-soil and the superjacent waters;
- b) "seabed jurisdiction" means sovereign rights over the continental shelf in accordance with international law.

Article 2 - Maritime and Seabed Jurisdiction

1. The Boundary between the area of the seabed and the subsoil and waters superjacent to and of the seabed that is adjacent to and appertains to Papua New Guinea and the area of seabed and subsoil and waters superjacent to and of the seabed that is adjacent to and appertains to Solomon Islands and over which Papua New Guinea and Solomon Islands shall respectively have jurisdiction shall be the line described in Annex I to this Treaty. The line so described is shown on the map annexed to this Treaty as Annex 2.

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2. The boundary line referred to in paragraph 1 of this Article shall be the Maritime Boundary between the two states including, as the case maybe, the territorial sea, exclusive economic zone and the continental shelf.

Article 3 - Exploitation of Certain Seabed Deposits

If any single accumulation of liquid hydrocarbons or natural gas, or of any other mineral deposit beneath the seabed, extends across any of the lines that are specified or described in Article 2 of this Treaty, and the part of such accumulation or deposit that is situated on the one side of the line is recoverable in fluid form wholly or in part from the other side of the line, the Parties will seek to reach agreement on the manner in which the accumulation or deposit shall be most effectively exploited and on the equitable sharing of the benefits arising from such exploitation.

Article 4 - Co-operation on Living Resources

1. The Parties shall co-operate and adopt measures concerning the management, conservation and optimum utilisation of living resources of their respective exclusive economic zones with particular regard to highly migratory species and the participation by third parties in the exploitation of the living resources of those zones with a view to deriving maximum benefits from such living resources.

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2. The Parties shall consult each other and shall co-ordinate their policies with regard to the utilization and exploitation of the living resources of the their Exclusive Economic Zone particularly in dealing with the participation of third parties in the exploitation of the living resources of their respective economic zones.

Article 5 - Protection of the Marine Environment

The Parties shall consult with each other with a view to co-ordinating their policies in accordance with international law on the protection of the Marine environment and the conduct of marine research in their respective exclusive economic zones or fishing zones.

Article 6 - Co-operation in Search and Rescue

The Parties shall co-operate and take necessary measures to assist each other in search and rescue.

Article 7 - Establishment and Purpose of the Special Areas

1. Special Areas may be designated within the North Solomons Province of Papua New Guinea and the Western and Malaita Provinces of Solomon Islands.

2. The principal purpose of the Parties in establishing Special Areas is to acknowledge and protect the traditional way of life and livelihood of the traditional inhabitants living in the special areas including the rights of free movements, fishing and other lawful traditional activities.
3. The limits of the Special Areas, and the nature and extent of traditional rights shall be determined by Agreement between the Parties.

Article 8 - Settlement of Disputes

Any dispute between the Parties arising out of the interpretation or implementation of this Treaty shall be settled by consultation or negotiation.

Article 9 - Annexes

The Annexes to this Treaty shall have force and effect as integral parts of this Treaty.

Article 10 - Ratification and Entry Into Force

This Treaty is subject to ratification and shall enter into force on the exchange of the instruments of ratification.

IN WITNESS WHEREOF, the undersigned being duly authorised have signed this Treaty

DONE IN DUPLICATE at

this *twenty-fifth* day of *January*
One thousand nine hundred and eighty nine.

Ralph R. Hurns

FOR THE INDEPENDENT STATE OF
PAPUA NEW GUINEA

E. M. J.

FOR SOLOMON ISLANDS

ANNEX I TO THE TREATY BETWEEN
INDEPENDENT STATE OF PAPUA NEW
GUINEA AND SOLOMONS ISLANDS
CONCERNING SOVEREIGNTY, MARITIME
AND SEABED BOUNDARIES BETWEEN THE
TWO COUNTRIES AND CO-OPERATION ON
RELATED MATTERS

TERRITORIAL SEA, MARITIME AND SEABED BOUNDARIES BETWEEN PAPUA NEW
GUINEA AND SOLOMON ISLANDS

The boundary line referred to in paragraph 1 of Article 2 of the Treaty shall be a continuous line -

commencing at the point of Latitude $4^{\circ} 08' 32''$ South,
Longitude $162^{\circ} 48' 07''$ East (Point 9)

running thence south-westerly along the geodesic to the
point of Latitude $4^{\circ} 45' 05''$ South, Longitude $160^{\circ} 28' 49''$ East (Point 10)

thence westerly along the geodesic to the point of
Latitude $4^{\circ} 52' 18''$ South, Longitude $158^{\circ} 14' 07''$ East
(Point 11)

thence south-westerly along the geodesic to the point of
Latitude $6^{\circ} 33' 00''$ South, Longitude $156^{\circ} 02' 09''$ East
(Point 12)

thence southerly along the geodesic to the point of
Latitude $6^{\circ} 39' 30''$ South, Longitude $156^{\circ} 02' 23''$ East
(Point 13)

2
thence south-westerly along the geodesic to the point of
Latitude $6^{\circ} 50' 50''$ South, Longitude $155^{\circ} 55' 23''$ East
(Point 14)

thence south-westerly along the geodesic to the point of
Latitude $6^{\circ} 55' 33''$ South, Longitude $155^{\circ} 41' 37''$ East
(Point 15)

thence westerly along the geodesic to the point of
Latitude $6^{\circ} 55' 33''$ South, Longitude $155^{\circ} 35' 38''$ East
(Point 16)

thence south-westerly along the geodesic to the point of
Longitude $7^{\circ} 14' 48''$ South, Longitude $155^{\circ} 06' 44''$ East
(Point 17)

thence south-westerly along the geodesic to the point of
Latitude $9^{\circ} 08' 06''$ South, Longitude $154^{\circ} 35' 08''$ East
(Point 18)

thence south-easterly along the geodesic to the point of
Latitude $11^{\circ} 22' 26''$ South, Longitude $157^{\circ} 09' 40''$ East
(Point 19)

thence south-easterly along the geodesic to the point of
Latitude $12^{\circ} 26' 11''$ South, Longitude $157^{\circ} 36' 03''$ East
(Point 20)

thence south-westerly along the geodesic to the point of
Latitude $14^{\circ} 04' 04''$ South, Longitude $157^{\circ} 02' 18''$ East
(Point 21).