

# WORKSHOP NON-USE MEASURES IN INTERNATIONAL LAW

## UTRECHT, 8-9 MAY 2023

Day 1 – 8 May 2023 (Janskerkhof 3, room 0.19 and [online](#))

9.00-9.30	Registration and coffee
9.30-10.15	Welcome, introduction to the workshop (15-20 minutes) Theoretical underpinnings and typology ( <a href="#">Solène Guggisberg</a> ), discussion
10.15-11.30	<b>Session I: High Seas</b> 3 presentations (10 min/author and 5 min/commentator) and discussion <ul style="list-style-type: none"><li>• Conservation of Marine Biodiversity Beyond National Jurisdiction: Advancing non-use measures through the new UNCLOS Implementing Agreement (<a href="#">Glen Wright</a>)</li><li>• From broad use to non-use: Changes in Resources Management Regimes in Outer Space and the High Seas (<a href="#">Shani Friedman &amp; Shira Giveon</a>)</li><li>• Ocean in Motion: Addressing Gaps in MPA Governance in Areas Beyond National Jurisdiction (<a href="#">Bastiaan Klerk</a>)</li></ul>
11.30-11.45	Coffee break
11.45-13.15	<b>Session I: High Seas (continued)</b> 4 presentations (10 min/author and 5 min/commentator) and discussion <ul style="list-style-type: none"><li>• RFMOs and non-use measures: typology, practice and considerations for future developments (<a href="#">Osvaldo Urrutia</a>)</li><li>• The Central Arctic Ocean Fisheries Agreement (<a href="#">Erik Molenaar</a>)</li><li>• The International Moratorium on Commercial Whaling: A Model for Future Non-Use Measures or the Benefit of Circumstance? (<a href="#">Cameron Jeffries &amp; Kate Latos, online</a>)</li><li>• Non-use of ocean space for waste disposal – the evolution of the global dumping regime (<a href="#">James Harrison, online</a>)</li></ul>
13.15-14.15	Lunch
14.15-15.30	<b>Session II: Antarctica</b> 4 presentations (10 min/author and 5 min/commentator) and discussion <ul style="list-style-type: none"><li>• CCAMLR Weddell Sea MPA Phase 1 (Antarctica) – Scientific Case Study (<a href="#">Katharina Teschke &amp; Rebecca Konijnenberg, online</a>)</li><li>• The ATS and the mineral moratorium, From border building to bridge building? (<a href="#">Nicholas Kempf</a>)</li><li>• Non-use measures in Antarctic tourism regulation (<a href="#">Ricardo Roura</a>)</li><li>• Governance of ABMTs in the marine Antarctic (<a href="#">Constance Johnson, tbc</a>)</li></ul>
15.30.-16.00	Coffee break
16.00-16.45	<b>Discussion in 2 small groups to identify best practices</b> for non-use measures currently under consideration ((i) closing high seas to fisheries; (ii) Antarctic tourism)

16.45-17.00	Feedback to whole group
19.00	Workshop dinner at the Faculty Club (for contributors)

Day 2 – 9 May 2023 (Janskerkhof 3, room 0.21 and [online](#))

9.00-9.30	Arrival and coffee
9.30-11.00	<p><b>Session III: Deep-sea mining</b></p> <p>4 presentations (10 min/author and 5 min/commentator) and discussion</p> <ul style="list-style-type: none"> <li>• Deep-sea mining – environmental knowledge and implications for use and non-use of the deep-sea (<u>Sabine Gollner, Patricia Esquete &amp; Jesse Van Der Grient</u>)</li> <li>• A pause or moratorium for deep seabed mining in the Area? The legal basis, potential pathways, and possible policy implications (<u>Pradeep Singh, Aline Jaeckel &amp; Jeff Ardron</u>)</li> <li>• The urgency of a moratorium on deep seabed mining from a law enforcement perspective (<u>Laisa Branco</u>)</li> <li>• Non-use Measures for the Protection of the marine environment in the Area: Regional Environmental Management Plans at the International Seabed Authority (<u>Maria Rovere &amp; Elizabetta Menini</u>)</li> </ul>
11.00-11.30	Coffee break
11.30-13.00	<p><b>Session IV: Atmosphere and outer space</b></p> <p>4 presentations (10 min/author and 5 min/commentator) and discussion</p> <ul style="list-style-type: none"> <li>• Solar Geoengineering: Use, Non-Use, and (Research) Governance (<u>Jeroen Oomen</u>)</li> <li>• Non-Use of Space: Reconsidering Article I of the Outer Space Treaty and the Useability of Space Resources (<u>Thomas Cheney</u>)</li> <li>• Lunar Activities and the Establishment of ‘Safety Zones’: the Space Legal Framework under Test (<u>Anne-Sophie Martin</u>)</li> <li>• Climate Change and non-use of the Atmosphere in International Law (<u>Mitchell Lennan</u>)</li> </ul>
13.00-14.00	Lunch
14.00-14.45	<b>Discussion in 2 small groups to identify best practices</b> for non-use measures currently under consideration ((iii) deep-seabed mining moratorium; (iv) carbon emissions)
14.45-15.00	Feedback to whole group
15.00-15.30	Conclusion of the workshop
15.30	Drinks at Hofman (for all participants)