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Sea-level rise in relation to international law

Additional paper to the first issues paper (2020), by Bogdan Aurescu and Nilüfer Oral, Co-Chairs of the Study Group on sea-level rise in relation to international law

Addendum

Selected bibliography related to the law of the sea aspects of sea-level rise*

The subject of sea-level rise is an emerging area of international law on which much continues to be written. The bibliography contained in the annex to the present document (see annex)** does not seek to be exhaustive.

* This selected bibliography expands upon the bibliography annexed to the syllabus on the topic “Sea-level rise in relation to international law” (see Report of the International Law Commission on the work of its seventieth session (2018), *Official Records of the General Assembly, Seventy-third Session, Supplement No. 10* (A/73/10), annex B, pp. 331–334), as well as the selected bibliography related to the law of the sea aspects of sea-level rise issued as an addendum to the first issues paper on the topic (A/CN.4/740/Add.1). It does not include all materials listed in the additional paper to the first issues paper prepared by the Co-Chairs of the Study Group (A/CN.4/761), only those directly addressing sea-level rise in relation to the law of the sea.

** Circulated in the language of submission only.



Annex

Books and articles

Anggadi, Frances. Establishment, Notification, and Maintenance: The Package of State Practice at the Heart of the Pacific Islands Forum Declaration on Preserving Maritime Zones. *Ocean Development & International Law*, vol. 53, no. 1 (2022): pp. 19–36.

———. The Meaning and Legal Significance of ‘Fringing Reefs’ in the LOSC, and Importance for Contemporary Challenges in the Law of the Sea. *ASCOMARE Yearbook on the Law of the Sea*, vol. 1 (2021): pp. 277–316.

———. Reconceptualising the ‘Ambulatory Character’ of Baselines: The International Law Commission’s Work on Sea-Level Rise and International Law. *Melbourne Journal of International Law*, vol. 22, no. 2 (2021): pp. 163–186.

———. What States Say and Do about Legal Stability and Maritime Zones, and Why It Matters. *International & Comparative Law Quarterly*, vol. 71, no. 4 (2022): pp. 767–798.

Armstrong, Chris, and Jack Corbett. Climate Change, Sea Level Rise, and Maritime Baselines: Responding to the Plight of Low-Lying Atoll States. *Global Environmental Politics*, vol. 21, no. 1 (2021): pp. 89–107.

Árnadóttir, Snjólaug. *Climate Change and Maritime Boundaries: Legal Consequences of Sea Level Rise*. Cambridge: Cambridge University Press, 2021.

———. Effects of Sea Level Rise on Agreements and Judgments Delimiting Maritime Boundaries. In *New Knowledge and Changing Circumstances in the Law of the Sea*, Brill, 2020: pp. 382–406.

———. The Impact of Sea Level Rise on Maritime Limits: A Grotian Moment in the Law of the Sea? *Grotiana*, vol. 42, no. 2 (2021): pp. 277–303.

Bache, Sali Jayne. Recognising the Climate-Ocean Nexus: A Global Imperative and Regional Imperative. In *Maritime Cooperation and Security in the Indo-Pacific Region: Essays in Honour of Sam Bateman*. Leiden: Brill Nijhoff, 2022: pp. 86–106.

Barnes, Richard. An Advisory Opinion on Climate Change Obligations Under International Law: A Realistic Prospect? *Ocean Development & International Law*, vol. 53, no. 2–3 (2022): pp. 180–213.

Barnes, Richard Alan. The Continuing Vitality of UNCLOS. In *Law of the Sea: UNCLOS as a Living Treaty*. British Institute of International and Comparative Law, 2016: pp. 459–489.

Barrionuevo, Alejandro José Velásquez. La congelación de las líneas de base y de los límites marítimos de los Estados insulares en riesgo de perder la totalidad de sus respectivos territorios debido al aumento en el nivel del mar ocasionado por el cambio climático. *Agenda Internacional*, vol. 28, no. 39 (2021): pp. 227–258.

Bernard, Leonardo, Michael Petterson, Clive Schofield, and Stuart Kaye. Securing the Limits of Large Ocean States in the Pacific: Defining Baselines Limits and Boundaries amidst Changing Coastlines and Sea Level Rise. *Geosciences*, vol. 11, no. 9 (2021): p. 394.

Blanchard, Catherine. Evolution or Revolution? Evaluating the Territorial State-Based Regime of International Law in the Context of the Physical Disappearance of Territory Due to Climate Change and Sea-Level Rise. *Canadian Yearbook of International Law/Annuaire Canadien de Droit International*, vol. 53 (2016): pp. 66–118.

Blanchette-Séguin, Virginie. Élévation du niveau de la mer et frontières maritimes: les États possèdent-ils des droits acquis sur leur territoire submergé? *Revue québécoise de droit international (RQDI)*, vol. 26, no. 2 (2013): pp. 1–21.

Boré Eveno, Valérie. *Elévation du niveau de la mer et droit international: de l'adaptation à l'action*. Pedone, 2022.

———. Les impacts de l'évolution du niveau de la mer sur les limites maritimes: du flou juridique aux éclairages de la pratique. *Annuaire du droit de la mer*, vol. XXIV (2019): pp. 59–77.

Bourgeois-Gironde, Sacha, and Émilie Flamme. Les futurs réfugiés des îles Kiribati englouties pourront-ils conserver des droits sur leurs zones territoriales actuelles? *Revue internationale de droit économique*, vol. XXXVI, no. 2 (2022): pp. 95–109.

Burkett, Maxine. A Justice Paradox: Climate Change, Small Island Developing States, and the Absence of International Legal Remedy. In *International Environmental Law and the Global South*, edited by Carmen G. Gonzalez, Jona Razzaque, Shawkat Alam, and Sumudu Atapattu. Cambridge: Cambridge University Press, 2015: pp. 435–450.

Busch, Signe Veierud. Law of the Sea Responses to Sea-Level Rise and Threatened Maritime Entitlements: Applying an Exception Rule to Manage an Exceptional Situation. In *The Law of the Sea and Climate Change: Solutions and Constraints*, edited by Elise Johansen, Ingvild Ulrikke Jakobsen, and Signe Veierud Busch. Cambridge: Cambridge University Press, 2020: pp. 309–335.

———. Sea Level Rise and Shifting Maritime Limits: Stable Baselines as a Response to Unstable Coastlines. *Arctic Review on Law and Politics*, vol. 9 (2018): pp. 174–194.

Cafilisch, Lucius. Les îles englouties: essai de prospection. In *Îles et droit international*, edited by Société française pour le droit international. Paris: Éditions A. Pedone, 2020: pp. 29–45.

Carleton, Chris, and Clive H. Schofield. *Developments in the Technical Determination of Maritime Space: Charts, Datums, Baselines and Maritime Zones*. IBRU, 2001.

Caron, David D. When Law Makes Climate Change Worse: Rethinking the Law of Baselines in Light of a Rising Sea Level. *Ecology Law Quarterly*, vol. 17, no. 4 (1990): pp. 621–653.

Chen, Jen-Ru 陳貞如. 海平面上升對於海洋法公約基線制度之挑戰及對南海島嶼主權爭端可能之影響 = The Challenges of the Sea Level Rise to the Baselines under Law of the Sea Convention and Its Potential Impacts on the Disputes over the Islands' Sovereignities in the South China Sea. *中華國際法與超國界法評論 = Review of Chinese International Law and Supranational Law*, vol. 11, no. 2 (2015): pp. 247–276.

Chen, Xidi 陈曦笛. 海平面上升对海上地物国际法地位的影响: 规则演进与中国因应 = Possible Effects of Sea Level Rise on the Legal Status of Maritime Features: The Development of Rules and China's Response. *交大法学*, no. 3 (2022): pp. 117–132.

Chen, Xidi, and Qi Xu. Mitigating Effects of Sea-Level Rise on Maritime Features through the International Law-Making Process in the Law of the Sea. *Frontiers in Marine Science*, vol. 9 (2022).

Choi, Sung-Kyoo. 해수면 상승에 따른 ‘수몰된 섬 영토상 인공섬’의 법적 지위 = Legal Status of ‘Artificial Islands on Territory Submerged’ by Sea Level Rise. 법학논총, vol. 37, no. 4 (2020): pp. 161–187.

Churchill, Robin Rolf, Amy Sander, and Alan Vaughan Lowe. *The Law of the Sea*. 4th ed. Melland Schill Studies in International Law. Manchester: Manchester University Press, 2022.

Cogliati-Bantz, Vincent. Montée des Eaux, Montée des Maux : Le Droit de La Mer et Les Effets de La Montée Du Niveau des Océans Sur Les Espaces Maritimes de l’Etat Côtier. In *Les Enjeux Territoriaux du Pacifique*. Presses universitaires de la Nouvelle-Calédonie, 2021 : pp. 105–136.

Costi, Alberto, and Nathan Jon Ross. The Ongoing Legal Status of Low-Lying States in the Climate-Changed Future. In *Small States in a Legal World*. Rochester, NY: Springer International Publishing, 2017: pp. 101–138.

Croce, Lorenzo. L’impact de la montée des océans sur la délimitation des zones maritimes. *Croce & Associés SA* (blog), January 23, 2013. Available at <https://croce-associés.ch/limpact-de-la-montee-des-oceans-sur-la-delimitation-des-zones-maritimes>.

Élévation du niveau de la mer et droit international : de l’adaptation à l’action, actes du colloque du 15 juin 2021. Paris: Pedone, 2022.

Eveno, Valérie Boré. Les impacts de l’élévation du niveau de la mer sur les limites maritimes : du flou juridique aux éclairages de la pratique. *Annuaire du droit de la mer* vol. XXIV, 2019 (2020): pp. 59.

Feng, Shoubo 冯寿波. 领土丧失与国家地位:海平面上升对小岛国的挑战 = Territorial Loss and Statehood: The Challenge of Sea Level Rise for SIDS. 西部法学评论, no. 3 (2019): pp. 103–114.

———. 消失的国家:海平面上升对国际法的挑战及应对 = Vanishing States: The Challenges of Sea Level Rise for International Law and Responses. 现代法学, vol. 41, no. 2 (2019): pp. 177–95.

Fellowes, Thomas E, Frances Anggadi, Maria Byrne, Ana Vila-Concejo, Eleanor Bruce, and Elaine Baker. Stability of Coral Reef Islands and Associated Legal Maritime Zones in a Changing Ocean. *Environmental Research Letters*, vol. 17, no. 9 (2022): 093003.

Fernández Sánchez, Pablo Antonio. *New Approaches to the Law of the Sea: (In Honor of Ambassador José Antonio de Yturriaga-Barberán)*. New York: Nova Science Publishers, 2017.

Freestone, David, and Duygu Cicek. *Legal Dimensions of Sea Level Rise: Pacific Perspectives*. Washington, DC: World Bank, 2021. Available at openknowledge.worldbank.org/handle/10986/35881.

Freestone, David, Richard Barnes, and Payam Akhavan. Agreement for the Establishment of the Commission of Small Island States on Climate Change and International Law (COSIS). *The International Journal of Marine and Coastal Law*, vol. 37, no. 1 (2022): pp. 166–178.

Freestone, David, Davor Vidas, and Alejandra Torres Camprubí. Sea Level Rise and Impacts on Maritime Zones and Limits: The Work of the ILA Committee on International Law and Sea Level Rise. In *The Korean Journal of International and Comparative Law*, vol. 5, no. 1 (2017): pp. 5–35.

Fujisawa, Iwao. 海面上昇による気候変動避難民と国際法の対応 = Sea Level Rise-related Climate Change Refugees and International Law Responses. *国際問題=International Affairs*, no. 693 (2020): pp. 38-46.

Gagain, Michael. Climate Change, Sea Level Rise, and Artificial Islands: Saving the Maldives' Statehood and Maritime Claims Through the 'Constitution of the Oceans.' *Colorado Journal of International Environmental Law and Policy*, vol. 23 (2012): pp. 77-120.

Girardeau, Géraldine. *Les Enjeux Territoriaux Du Pacifique: Actes Du Colloque Des 3 et 4 Juillet 2018, UNC*. Collection LARJE, vol. 10. Nouméa Cedex: Presses universitaires de la Nouvelle-Calédonie, 2021.

———. Pacific Islands in the Face of Sea Level Rise: Some Reflections from an International Law Perspective. *Anuario Español de Derecho Internacional*, vol. 38 (2022): pp. 452-54.

Grima, Antoine. *Sea Level Change and Maritime Boundaries*. IMLI Studies in International Maritime Law. Abingdon, Oxon ; New York, NY: Routledge, 2023.

Guillaume, Gilbert. Îles, rochers et hauts-fonds découvrants en droit de la mer. *Annuaire Français de Droit International*, vol. 65, no. 1 (2019): pp. 513-26.

Hassouna, Hussein. اليومي الأهرام. الدولي القانون إطار في المناخ تغير. October 10, 2022. Available at <https://gate.ahram.org.eg/daily/News/204268/4/873132/تغير-اواراء-قضايا/الدول-القانون-إطار-في-المناخ.aspx>.

Hayashi, Moritaka. 島の海域と海面上昇 = Maritime Zones of Islands and Sea Level Rise. *島嶼研究ジャーナル=Journal of Islands Studies*, vol. 2, no. 1 (2012): pp. 74-87.

———. Sea level rise and the law of the sea: legal and policy options. In *Proceedings of International Symposium on Islands and Oceans*. Tokyo Ocean Policy and Research Foundation, 2009: pp. 78-90.

Heidar, Tomas H. *New Knowledge and Changing Circumstances in the Law of the Sea*. Publications on Ocean Development; Volume 92. Leiden, The Netherlands; Boston: Brill Nijhoff, 2020.

Hioureas, Christina, and Alejandra Torres Camprubí. Legal and Political Considerations on the Disappearance of States Due to Sea Level Rise. In *New Knowledge and Changing Circumstances in the Law of the Sea*, Leiden; Boston: Brill Nijhoff, 2020: pp. 407-426.

Higuchi, Kae, and Mai Fujii. 国連海洋法条約と海面水位上昇 = UNCLOS and Sea Level Rise. *海洋政策研究=Ocean Policy Studies*, no. 16 (2022): pp. 85-103.

Horna, Angel. *Law of the Sea and Maritime Delimitation: State Practice and Case Law in Latin America and the Caribbean*. London: Routledge, 2022.

Iwatsuki, Naoki. *Regime Interaction between the Law of the Sea and Climate Change Law*. Leiden: Brill Nijhoff, 2022.

Jia, Bing Bing. The Principle of the Domination of the Land over the Sea: A Historical Perspective on the Adaptability of the Law of the Sea to New Challenges. *German Yearbook of International Law = Jahrbuch Für Internationales Recht*, vol. 57 (2014): pp. 63-94.

Johansen, Elise. The Legal Interactions between the Climate Change and Law of the Sea Regimes. In *The Law of the Sea*. London: Routledge, 2022: pp. 68-92.

Johansen, Elise, Ingvild Ulrikke Jakobsen, and Signe Veierud Busch. *The Law of the Sea and Climate Change: Solutions and Constraints*. Cambridge: Cambridge University Press, 2021.

Kastrisios, Christos, and Lysandros Tsoulos. Maritime Zones Delimitation – Problems and Solutions. *Proceedings of the International Cartographic Association*, vol. 1 (2018): pp. 1–7.

Kerbrat, Yann. Les conséquences de l'élévation du niveau de la mer sur les frontières terrestres et maritimes. *QIL - Zoom-out*, no. 91 (July 4, 2022): pp. 83–97.

Kim, Min-Soo. 기후변화로 인한 해수면 상승과 국제법 쟁점 연구 -소도서국가와 해양경계획정을 중심으로- = A Study on the Issues of International Law on Sea Level Rise Caused by Climate Change – Focusing on the Issues of Small Island States and Maritime Delimitation. *국제법평론*, vol. 47 (2017): pp. 219–240.

Kim, Min-su. *해수면 상승 과 국제법* = *Sea level rise and international law*. Ch'op'an. Kukchepöp iron ch'ongsö, no. 10. Kyönggi-do Koyang-si: Samusa, 2018.

Kim, Sunggyu, and Pae Keun Park. 해수면 상승의 국제해양법적 쟁점 유엔 내 최근 논의의 현황과 과제 = The Issues of the International Law of the Sea Given Rise to by Sea-level Rise: Recent Discussions in the United Nations and Further Challenges. *Kyung Hee Law Journal*, vol. 56, no. 4 (2021): pp. 621–654.

Kim, Won-hee. 해수면 상승이 가져온 유엔해양법협약 체제의 과제와 해양법정책에 대한 함의 = Challenges to the UNCLOS Regime by Sea-Level Rise and Its Implications for the Ocean Law and Policy. *Seoul International Law Journal*, vol. 29, no. 2 (2022): pp. 1–30.

Kirchner, Stefan. Climate Change and Underwater Cultural Heritage. Utilizing International Law to Empower Communities to Protect Their Coastal Sacred Sites and Sea-Level Rise. *Nordicum-Mediterraneum*, vol. 17, no. 3 (2022): pp. A13.

Kohen, Marcelo Gustavo. L'"Uti Possidetis Iuris" et Les Espaces Maritimes. In *Le Procès International : Liber Amicorum Jean-Pierre Cot*. Bruxelles: Bruylant, 2009: pp. 155–170.

Kolb, Robert. Le rôle de l'équité. In *Traité de droit international de la mer*, by Mathias Forteau and Jean-Marc Thouvenin. Paris: Pedone, 2017: pp. 95–106.

Lando, Massimo. Stability of maritime boundaries and the challenge of geographical change: a reply to Snjólaug Árnadóttir. *Leiden Journal of International Law*, vol. 35, no. 2, (2022): pp. 379–395.

Lathrop, Coalter G. Baselines. In *The Oxford Handbook of the Law of the Sea*. Oxford Handbooks in Law. Oxford University Press, 2015: pp. 69–90.

Lanovoy, Vladyslav, and Sally O'Donnell. Climate Change and Sea-Level Rise: Is the United Nations Convention on the Law of the Sea up to the Task? *International Community Law Review*, vol. 23, no. 2–3 (2021): pp. 133–157.

Lee, Yong Hee. 국제해양법상 인공섬, 시설 및 구조물 제도의 쟁점과 우리나라의 입법태도에 관한 고찰 -배타적 경제수역 및 대륙붕을 중심으로 = Legal Issues Relating to Artificial Islands, Installations and Structures in the Exclusive Economic Zone or on the Continental Shelf and Korea's Practice. *Ocean and Polar Research*, vol. 36, no. 4 (2014): pp. 353–365.

- Lim, Chaehyun. 해수면 상승과 해양경계획정에 관한 연구 해사법연구 = A Study on the Impact of Sea Level Rise and the Delimitation of Maritime Zones. 해사법연구, vol. 26, no. 3 (2014): pp. 135–158.
- Lin Tinghui 林廷輝. “論海平面上升對島國海洋權利之影響 = Sea Level Rise and Island States’ Maritime Rights.” 臺灣國際法季刊, vol. 9, no. 2 (2012): pp. 97–120.
- Lisztwan, Julia. Stability of Maritime Boundary Agreements. *Yale Journal of International Law*, vol. 37, no. 1 (2012): pp. 153–200.
- Ma, Bo 马博. 海平面上升对小岛屿国家的国际法挑战与应对——‘中国—小岛屿国家’合作展望 = International Law Challenges and Responses to Sea Level Rise for Small Island States - Perspectives on ‘China-SIDS’ Cooperation. 国际法研究, no. 6 (2018): pp. 46–60.
- Matz-Lück, Nele, Øystein Jensen, and Elise Johansen, eds. *The Law of the Sea: Normative Context and Interactions with Other Legal Regimes*. London: Routledge, 2022.
- Mayer, Benoit. International Advisory Proceedings on Climate Change. *Michigan Journal of International Law*, vol. 44, no. 1 (2023): pp. 41–116.
- Mayer, Larry. Climate Change and the Legal Effects of Sea Level Rise: An Introduction to the Science. In *New Knowledge and Changing Circumstances in the Law of the Sea*, Leiden ; Boston: Brill Nijhoff, 2020: pp. 343–357.
- McGarry, Brian. The Competence of the International Tribunal for the Law of the Sea in Its New Advisory Proceedings on Climate Change. *EJIL: Talk!* (blog), December 16, 2022.
- Minas, Stephen, and Jordan Diamond, eds. Stress Testing the Law of the Sea: Dispute Resolution, Disasters & Emerging Challenges. *Stress Testing the Law of the Sea*. Brill Nijhoff, 2018.
- Nagaoka, Sakura. 海面変動が基線に与える影響とその国際法上の効果・序論 : デルタ国家の事例を手がかりとして = Impact of Sea Level Change on Baselines and International Law. 福岡工業大学環境科学研究所所報 = *Reports of Environments Research Laboratory*, vol. 7 (2013): pp. 63–69.
- Nesi, Giuseppe. Innalzamento del livello dei mari e diritto internazionale: le questioni riguardanti le linee di base e i limiti delle zone di mare nella prassi più recente. In *Mare liberum, mare clausum, Quarant’anni dalla Convenzione di Montego Bay sul diritto del mare*, edited by Fabrizio Marrella and Umberto Vattani. Milano: Giuffrè-Francis Lefebvre, 2023: pp. 54–65.
- Nguyen, Hong Thao. Sea-Level Rise and the Law of the Sea in the Western Pacific Region. *Journal of East Asia and International Law*, vol. 13, no. 1 (2020): pp. 121–142.
- Oanta, Gabriela A., Simone Vezzani, and Ana Victoria Villanueva. *El desarrollo del Derecho del mar desde una perspectiva argentina y europea*. J.M. Bosch Editor, 2022.
- Olivares, Alberto. *Nuevo derecho de los océanos: la protección del medio marino ante el cambio global*. Valencia: Tirant lo Blanch, 2022.
- Oral, Nilüfer. International Law as an Adaptation Measure to Sea-Level Rise and Its Impacts on Islands and Offshore Features. *The International Journal of Marine and Coastal Law*, vol. 34, no. 3 (2019): pp. 415–439.

———. Remarks by Nilüfer Oral. *Proceedings of the Annual Meeting - American Society of International Law*, vol. 114 (2020): pp. 393–396.

UNCLOS and Sea Level Rise. *Marine Policy*, vol. 149 (2023): pp. 1054.

Oral, Nilüfer, and Bogdan Aurescu. Sea Level Rise and Maritime Boundaries: The Case for Stability, Legal Certainty and Peaceful Relations. In *By Peaceful Means: International Adjudication and Arbitration*. Oxford: Oxford University Press, forthcoming.

Oral, Nilüfer, and Tutku Bektaş. Sea Level Rise and the Law of the Sea. In *Unconventional Lawmaking in the Law of the Sea*. Oxford: University Press, 2022: pp. 334–356.

Papanicolopulu, Irini. The Land Dominates the Sea (Dominates the Land Dominates the Sea). *QIL – Zoom-In*, vol. 47 (2018): pp. 39–48.

Park, Chanho. 국제해양법상 인공섬, 시설 및 구조물 등의 지위에 관한 고찰 = A Study on the Legal Status of Artificial Islands in the Law of the Sea. *법학연구*, vol. 62, no. 4 (2021): pp. 159–187.

Purcell, Kate. *Geographical Change and the Law of the Sea*. Oxford University Press, 2019.

Qureshi, Waseem Ahmad. State Practices of Straight Baselines Institute Excessive Maritime Claims.” *Southern Illinois University Law Journal*, vol. 42, no. 3 (2018): pp. 421–450.

Ribeiro, Marta Chantal, Fernando Loureiro Bastos, and Tore Henriksen, eds. *Global Challenges and the Law of the Sea*. Cham: Springer International Publishing, 2020.

Rocha, Armando. Amicus Curiae before the International Tribunal for the Law of the Sea: The Prospect of an Advisory Opinion on Climate Change and the Law of the Sea. *Católica Law Review*, vol. 6, no. 1 (2022): pp. 87–111.

Samancı, Uğur. Deniz Seviyesinin Yükselmesinin Uluslararası Deniz Hukukuna Olası Etkileri. In *III. Uluslararası Deniz Hukuku Konferans*, edited by Melda Sur and Esra Katıman. Istanbul: Oniki Levha Yayinlari, 2021: 303–352.

Schofield, Clive. Departures from the Coast: Trends in the Application of Territorial Sea Baselines under the Law of the Sea Convention. In *The 1982 Law of the Sea Convention at 30*. Brill Nijhoff, 2013: pp. 49–58.

———. Holding Back the Waves?: Sea-Level Rise and Maritime Claims. In *Climate Change: International Law and Global Governance*, edited by Oliver C. Ruppel, Christian Roschmann, and Katharina Ruppel-Schlichting. Nomos Verlagsgesellschaft mbH, 2013: pp. 593–614.

———. Rising Waters, Shrinking States: The Potential Impacts of Sea Level Rise on Claims to Maritime Jurisdiction Focus: Climate Change and New Challenges for International Law. *German Yearbook of International Law*, vol. 53 (2010): pp. 189–232.

Schofield, Clive, and David Freestone. Archipelagic Atoll States and Sea Level Rise. In *Peaceful Maritime Engagement in East Asia and the Pacific Region*. Brill Nijhoff, 2022: pp. 85–101.

Scott, Karen. Rising Seas and Pacific Maritime Boundaries. *Australian Outlook* (blog), September 3, 2018. Available at <https://www.internationalaffairs.org.au/australianoutlook/rising-seas-and-pacific-maritime-boundaries>.

Shimoyama, Kenji. 気候変動が島嶼等に与える影響 = The Impact of Climate Change on Islands. *島嶼研究ジャーナル* = *Journal of Islands Studies*, vol.11, no. 1 (2021): pp. 30-45.

Shinkaretskaya, Galina Georgievna. Повышение уровня северного ледовитого океана и проблемы делимитации зон юрисдикции приарктических государств = Increasing the Level of the Northern Ocean and Problems of Jurisdiction Zone Delimitation of the Arctic States. *Education and Law*, no. 9 (2022): pp. 333–341.

Société française pour le droit international. *Iles et droit international: journée d'étude de Paris*. Paris: Éditions A. Pedone, 2020.

Starita, Massimo. The Impact of Sea-Level Rise on Baselines: A Question of Interpretation of the UNCLOS or Evolution of Customary Law? *QIL Zoom Out*, vol. 91 (April 30, 2022): pp. 5–21.

Strauss, Michael J. The Future of Baselines as the Sea Level Rises: Guidance from Climate Change Law. *The Journal of Territorial and Maritime Studies*, vol. 6, no. 2 (2019): pp. 27–43.

Teles, Patrícia Galvão. Sea-Level Rise in Relation to International Law: A New Topic for the United Nations International Law Commission. In *Global Challenges and the Law of the Sea*. Cham: Springer International Publishing, 2020: pp. 145–157.

Thomé, Nathalie. L'impact de l'érosion et de la submersion sur les délimitations maritimes. *Revue juridique de l'environnement*, vol. 44, no. 1 (2019): pp. 57–69.

Tsao, Chieh 曹婕. 由南海仲裁案裁決對太平島島嶼屬性之認定檢討國際海洋法對島嶼之定義 = What Are Islands under the International Law of the Sea? An Analysis of the South China Sea Arbitration Tribunal Ruling on Taiping Island. [Master Thesis], Soochow University, 2020.

Ulutaş, Ahmet. Deniz Seviyesinin Yükselmesinin Uluslararası Hukuk Bakımından Etkileri ve BM Uluslararası Hukuk Komisyonunun Çalışmaları = The Impact of Sea Level Rise on International Law and the Work of the UN International Law Commission. *Selçuk Üniversitesi Hukuk Fakültesi Dergisi*, vol. 31, no. 1 (2023): 325–393.

Valiullina, Ksenia Borisovna. Международное морское право: международно-правовые проблемы защиты и сохранения морской среды = International Maritime Law: International Legal Problems of Protection and Maintenance of the Marine Environment. *Kazan State University Scholarly Notes*, vol. 152, no. 4 (2010): pp. 66–75.

Vidas, Davor. Sea-Level Rise and International Law: At the Convergence of Two Epochs. *Climate Law*, vol. 4, no. 1–2 (2014): pp. 70–84.

Vidas, Davor, and David Freestone. Legal Certainty and Stability in the Face of Sea Level Rise: Trends in the Development of State Practice and International Law Scholarship on Maritime Limits and Boundaries. *The International Journal of Marine and Coastal Law*, vol. 37, no. 4 (2022): pp. 673–725.

———. The Impacts of Sea Level Rise and the Law of the Sea Convention: Facilitating Legal Certainty and Stability of Maritime Zones and Boundaries. *International Law Studies*, vol. 99 (2022): pp. 944–962.

Virally, Michel. L'équité dans le droit: à propos des problèmes de délimitation maritime. In *Le droit international à l'heure de sa codification: études en l'honneur de Roberto Ago*, vol. 2. Milano [Italy]: Giuffrè, 1987 : pp. [523]–534.

Virzo, Roberto. Sea-Level Rise and State of Necessity: Maintaining Current Baselines and Outer Limits of National Maritime Zones. In *The Italian Review of International and Comparative Law*, vol. 2, no. 1 (2022): pp. 21–47.

Wang, Yang 王阳. 在稳定与公平之间：海平面上升对海洋边界的影响及其应对-大连海事大学法学院 = Between stability and equality: the impact of sea level rise on maritime boundaries and its response. *中国海商法研究* = *Chinese Journal of Maritime Law*. vol. 33, no. 4 (2022): pp. 15–26.

Westerman, Gayl. Straight Baselines in International Law: A Call for Reconsideration. *Proceedings of the Annual Meeting (American Society of International Law)*, vol. 82 (1988): pp. 260–277.

Instruments, policy documents and statements

Agreement for the establishment of the Commission of Small Island States on Climate Change and International Law, United Nations, *Treaty Series*, No. 56940.

Pacific Islands Forum. Declaration on Preserving Maritime Zones in the Face of Climate Change-related Sea-Level Rise (2021).

Alliance of Small Island States (AOSIS). Leaders' Declaration (2021).

United Nations and other documents

UN General Assembly. General Assembly resolution [76/296](#), Our Ocean, Our Future, Our Responsibility, Pub. L. No. [A/RES/76/296](#) (2022).

UN Office for Ocean Affairs and the Law of the Sea. *The Law of the Sea: Baselines : an Examination of the Relevant Provisions of the United Nations Convention on the Law of the Sea*. 88.V.5, 1989.

UN Open-ended Informal Consultative Process on Oceans and the Law of the Sea. Report on the Work of the United Nations Open-Ended Informal Consultative Process on Oceans and the Law of the Sea at Its 21st Meeting: Letter Dated 13 July 2021 from the Co-Chairs of the Informal Consultative Process Addressed to the President of the General Assembly. UN, July 16, 2021.

Judicial decisions and arbitral awards

International Court of Justice

Request for an advisory opinion of the International Court of Justice on the obligations of States in respect of climate change, General Assembly resolution [77/276](#) of 29 March 2023.

International Tribunal for the Law of the Sea

Request for Advisory Opinion submitted by the Commission of Small Island States on Climate Change and International Law, Order of 16 December 2022, ITLOS Reports 2022–2023, to be published.