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COMMITTEE ON THE PEACEFUL USES OF THE SEA-BED
AND THE OCEAN FLOOR BEYOND THE LIMITS OF NATIONAL JURISDICTION

SUB-COMMITTEE III

Proposal on Enforcement Measures by Coastal States for the
purpose of preventing Marine Pollution

submitted by Japan

1. A coastal State party to this Convention may investigate and prosecute natural or juridical persons under the jurisdiction of other Contracting States when such persons have discharged or dumped any harmful substances in contravention of generally accepted international rules and standards, provided that:
 - (a) there are sufficient evidences required by the law of the coastal State enacted in conformity with generally accepted international rules and standards, and
 - (b) the discharge or dumping has occurred in areas adjacent to its territorial sea, the maximum limit of which areas shall be nautical miles from its coast.
2. In taking actions referred to in paragraph 1, the coastal State shall ensure that the maritime activities of the natural or juridical persons referred to in the same paragraph are not unduly interfered with.
3. The coastal State shall inform the other Contracting States referred to in paragraph 1, as well as competent international organizations, of the results of such investigation and prosecution.