

THE "NETWORK OF EXPERTS ON THE LEGAL ASPECTS of maritime safety and security"

# **ABOUT MARSAFENET**

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MARSAFENET THE "NETWORK OF EXPERTS ON THE LEGAL ASPECTS OF MARITIME SAFETY AND SECURITY"

# **ABOUT MARSAFENET**

**ABOUT**. Maritime safety and security have become matter of concern for many States and for the international community as a whole. However, the existing international legal framework does not yet recognize maritime safety and security as specific and autonomous legal regimes, and the practice also mirrors the weakness and the fragmentation existing in the field. This Cost Action will take an in-depth look at current urgent maritime matters focusing on four main issues: i.e., shipping and marine environmental protection, new developments of economic activities at sea, maritime international security and border surveillance and, finally, protection of fragile and semi enclosed seas.

Marsafenet aims to bring together experts in international law of the sea in order to increase the knowledge on these topics and to develop a common conceptual and methodological framework with the goal of contributing to fill the legal gaps and of transforming scientific results into feasible solutions for ensuring safety and security at sea. The Action is intended to foster the identification and exploitation of synergies between EU policies on maritime safety and security and to be complementary to the existing European cross-sectorial initiatives in this area, allowing the existing knowledge to be shared and enhanced within a structured comparative framework, with a view to disseminating findings at national and international level and identifying inputs for supporting the decision-making process in the field.

In terms of societal implications, Marsafenet is aimed at facilitating the detection of solutions for old and new issues and criticalities, that may be implemented within the public realm (decision-makers, international institutions, international and national tribunals, EU institutions, etc.) and within the private sector (shipping sector, civil society, NGOs, etc.).

**ACTION BACKGROUND**. Over the last decades maritime safety and security have become priorities of many States and of several international fora with the aim of establishing a correct balance between, on one hand, the goal of preserving all the freedoms of the seas and, on the other hand, the need for more secure and safe seas.

However, the notion of maritime safety and the notion of maritime security can be easily confused, both conceptually and linguistically and, in effect, in some languages there is only one word (as an example "seguridad" and "sicurezza") to express both the concepts. This circumstance is due mainly to the absence of a general accepted meaning of those notions: indeed, in the absence of any official definition, their content depends on the objectives for which the terminology is used. Generally speaking, maritime safety is applicable to procedures to make the ship and the individuals safer at any stage of its activities. Maritime security, on the other hand, refers to any threats to ships, coming from wars and from wilful assault by other men (piracy, terrorist attacks, illegal immigration, drugs trafficking, civil wars and international conflicts). From this perspective, the recent practice has shown the weakness of international law instruments in dealing with these new challenges and in adjudicating colliding interests at sea such as the use of a diverse range of technologies related to marine renewable resources and nuclear activities minimising, at the same time, the conflict with other traditional marine activities including fisheries and commercial shipping. The launch of Marsafenet Cost Action, therefore, aspires to bringing together and consolidating knowledge fragmented in polycentric issues on maritime security and safety issues as well as for looking into the developing process of their inter-linkages taking into account the increasing trend of privatization of maritime distress and safety system services.

**OBJECTIVES**. Main objective of Marsafenet Action is to develop a methodological advancement in legal research which might enhance a better understanding of the existing complex legal framework on maritime safety and security. More in details, Marsafenet aspires to establish an interdisciplinary network of researchers in the field of maritime security and safety, to enhance the sharing of information and results among different research groups, to implement integration of research, policy making, industries, business sector and civil society developing new and interdisciplinary skills, education and innovation capacities; to promote the involvement of early-stage researchers in research activities within the aforementioned thematic area.

Secondary objectives of the Action consist in establishing a research community in the field of maritime safety and security; in designing an international research agenda around the topic to be offered to EU and national research institutions and generate other research activities among partners; in involving early-stage researchers in the research activities; in enhancing the transfer and the circulation of knowledge and the building of capacity in the field area to concerned operators and stakeholders.

#### DOCUMENTS

Memorandum of Understanding Work Budget Plan 1° Grant Period Budget and Work Plan 2° Grant Period Vademecum



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## PARTECIPANTS

#### COUNTRY



#### **COST Countries**

Belgium, Bosnia and Herzegovina, Croatia, Finland, France, fYR, Macedonia, Germany, Greece, Iceland, Italy, Malta, Netherlands, Norway, Portugal, Slovenia, Spain, Switzerland, United Kingdom

COST Near Neighbour Countries Morocco, Russian Federation

**COST International Partner Countries** Argentina, Japan, New Zealand

#### MANAGEMENT COMMITTEE

MC Chair MC Vice Chair **COST** Participants Country Italy France Belgium Bosnia and Herzegovina Croatia Croatia Finland France fYR Macedonia Germany Greece Greece Iceland Italy Italy Malta Malta Netherlands Norway Norway Portugal

Slovenia Spain

Spain

Dr Gemma ANDREONE (IT) Prof Nathalie ROS (FR)

#### MC Member

Dr Gemma ANDREONE Chair Prof Nathalie ROS Vice Chair <u>Prof Erik FRANCKX</u>

Dr Matilde FRUNCILLO Dr Miso MUDRIC Prof Jasenko MARIN Dr Timo KOIVUROVA Prof Nathalie ROS

Ms Ana NIKODINOVSKA KRSTEVSKA

Prof Andree KIRCHNER Prof. Ioannis STRIBIS Prof. Haritini DIPLA Dr Adalheidur JOHANNSDOTTIR

#### Prof Giuseppe CATALDI

Dr Marco FASCIGLIONE Dr Aaron FARRUGIA Mr David AGIUS

#### Prof Erik Jaap MOLENAAR

Dr Tore HENRIKSEN Prof Henrik RINGBOM Prof Marta Chantal RIBEIRO Dr Mitja GRBEC Dr Claudia CINELLI Dr Eva M. VAZQUEZ GOMEZ

Switzerland United Kingdom Country Finland fYR Macedonia Greece Iceland Italy Malta Malta Netherlands Portugal Spain United Kingdom **COST Near Neighbour Countries** Institution Name University of Tanger The Institute of Legislation and **Comparative Law COST International Partner Countries** Institution Name University of Canterbury Waseda University School of Law Law School of Austral University

Dr. Anna PETRIG Dr Irini PAPANICOLOPULU MC Substitute Dr Kamrul HOSSAIN Dr Borka TUSEVSKA Dr Antonia ZERVAKI Prof Petur LEIFSSON Dr Valentina ROSSI Mr Anand DAYAL Mr Mark VELLA Dr Alex OUDE ELFERINK Dr André LEITE Prof Rafael CASADO RAIGON Dr Danae AZARIA

MC Observer Dr Sarra SEFRIOUI

Ms Yulia Bobrova

MC Observer Prof Karen Scott Prof Mariko Kawano Prof Frida M. Armas Pfirter



THE "NETWORK OF EXPERTS ON THE LEGAL ASPECTS **OF MARITIME SAFETY AND SECURITY**"

## PARTECIPANTS

#### **STEERING COMMITTEE**

| <u>Dr. Gemma Andreone</u> | Chair      |
|---------------------------|------------|
| Prof. Nathalie Ros        | Vice Chair |
| Prof. Erik J. Molenaar    | Leader WG1 |
| Prof. Erik Franckx        | Leader WG2 |
| Prof. Giuseppe Cataldi    | Leader WG3 |
| Dr. Eva M. Vazquez Gomez  | Leader WG4 |

#### **WORKING GROUP**

| SHIPPING and MARINE ENVIRONMENTAL PROTECTION         |                  |
|------------------------------------------------------|------------------|
| Erik J. Molenaar                                     | WG 1 L           |
| Marta Chantal Ribeiro                                | WG 1 C           |
| Miguel Garcia Revillo<br>José Juste-Ruiz             | WG Me<br>WG Me   |
| Mariko Kawano                                        | MC Me            |
| Andree Kirchner                                      | MC Me            |
| Nengye Liu                                           | WG Me            |
| Miso Mudric                                          | MC Me<br>WG Me   |
| Gabriela Oanta<br>Henrik Ringbom                     | WG Me            |
| Valentina Rossi                                      | MC Sul           |
| Lorenzo Schiano di Pepe                              | WG Me            |
| <u>Karen Scott</u><br>Ljupco Sotiroski               | MC Me<br>WG Me   |
| NEW DEVELOPMENTS of ECONOMIC ACTIVITIES at SEA       |                  |
| Name                                                 | Role             |
| Erik Franckx                                         | WG 2 L           |
| Irini Papanicolopulu                                 | WG 2 C           |
| Danae Azaria<br>Yulia Bobrova                        | MC Sul<br>MC Me  |
| Marco Fasciglione                                    | MC Me            |
| Maria Gavouneli                                      | WG Me            |
| Adalheidur Johannsdottir                             | MC Me            |
| Timo Koivurova                                       | MC Me            |
| Fernando Loureiro Bastos<br>Marta Sobrido            | WG Me<br>WG Me   |
| Seline Trevisanut                                    | WG Me            |
| Borka Tusevska                                       | WG Me            |
| INTERNATIONAL MARITIME SECURITY and BORDER SURVEIL   |                  |
| Name                                                 | Role             |
| <u>Giuseppe Cataldi</u><br><u>Anna Petrig</u>        | WG 3 L<br>WG 3 C |
| Giorgia Bevilacqua                                   | WG Me            |
| Andrea Caligiuri                                     | WG Me            |
| Haritini Dipla                                       | MC Me            |
| Douglas Guilfoyle<br>Victor Luis Gutierrez Castillo  | WG Me<br>WG Me   |
| David Hammond                                        | WG Me            |
| Pétur Leifsson                                       | WG Me            |
| André Leite                                          | MC Sul           |
| Anna Liguori                                         | WG Me            |
| Jasenko Marin                                        | MC Me<br>WG Me   |
| <u>Kiara Neri</u><br>Ana Nikodinovska                | MC Me            |
| Natalino Ronzitti                                    | WG Me            |
| José Manuel Sobrino                                  | WG Me            |
| Ioannis Stribis                                      | MC Me            |
| Jasmine Coppens                                      | WG Me            |
| PROTECTION of FRAGILE and SEMI-ENCLOSED SEAS<br>Name | Role             |
| Eva Vazquez Gomez                                    | WG 4 L           |
| Claudia Cinelli                                      | WG 4 C           |
| Tore Henriksen                                       | WG 4 0           |
| Daniela Addis<br>Comma Andreone                      | WG Me<br>MC Ch   |
| Gemma Andreone<br>Rafael Casado Raigon               | MC Sul           |
| Emmanuella Doussis                                   | WG Me            |
| Matilde Fruncillo                                    | MC Me            |
| Mitja Grbec                                          | MC Me            |
| <u>Olga Gurkova</u><br>Kamrul Hossain                | WG Me<br>MC Sul  |
| Iris Kirchner Freis                                  | WG Me            |
| Elizabeth Kirk                                       | WG Me            |
| Pirjo Kleemola-Juntunen                              | WG Me            |
| Enrique Martinez                                     | WG Me            |
| Alex Oude Elferink<br>Michel Prieur                  | MC Sul<br>WG Me  |
| Michel Prieur<br>Nathalie Ros                        | MG MG<br>MC Vic  |
| Sarra Sefroui                                        | MC Me            |
| Antonia Zervaki                                      | MC Sul           |
| Keyuan Zou                                           | WG Me            |
|                                                      |                  |

| ISGI – National Research Council of Italy | IT |
|-------------------------------------------|----|
| University François Rabelais of Tours     | FR |
| Utrecht University NILOS                  | NL |
| Vrije Universiteit Brussel                | BE |
| University "L'Orientale" of Naples        | IT |
| University of Cordoba                     | ES |

Netherlands

| Leader     |
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| Leader     |
| Co-Leader  |

WG 2 WG 2 MC Sub. Member MC Member MC Member WG Member MC Member MC Member WG Member WG Member WG Member WG Member

Role WG 3 Leader WG 3 Co-Leader WG Member WG Member MC Member WG Member WG Member WG Member WG Member MC Sub. Member WG Member MC Member WG Member MC Member WG Member WG Member MC Member WG Member

Role WG 4 Leader WG 4 Co-Leader WG 4 Co-Leader WG Member MC Chair MC Sub. Member WG Member MC Member MC Member WG Member MC Sub. Member WG Member WG Member WG Member WG Member MC Sub. Member WG Member MC Vice-Chair MC Member MC Sub, Member WG Member

#### Portugal Spain Spain Japan Germany United Kingdom Croatia Spain Norway Italy Italy New Zeland Macedonia Country Belgium United Kingdom

United Kingdom Russian Federation Italy Greece Iceland Finland Portugal Spain Netherlands Macedonia

Country Italy Switzerland Italy Italy Greece United Kingdom Spain United Kingdom Iceland Portugal Italy Croatia France Macedonia ltaly Spain Greece Belgium

Country

Spain Spain Norway Italy Italy Spain Greece Bosnia and Herzegovina Slovenia Macedonia Finland Germany United Kingdom Finland Spain Netherlands France France Morocco Greece United Kingdom



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## **ACTIVITIES**

> Global Challenges and the Law of the Sea 20-21 September 2018, Lisboa, Auditório Mar da Palha, Esplanada Dom Carlos I, 1990-005 Lisboa – Poster – Program

International Conference on "Legal Paradigms Coverning the Use of Force at Sea", 20 April 2018, University of Turin, Law Department, Campus Einaudi Room A 4

> Workshop on "Ocean Commons. Common Heritage, Marine Genetic Resources and Biodiversity Conservation in Areas beyond National Jurisdiction", Italy, Rome, 13 June 2017 – <u>Poster</u>

> Final Conference on "Maritime Safety and Security: Future Perspectives" Italy, Rome, 10-11 March 2016 – Poster – Program – Gallery
> Maritime boundaries in contemporary international law Baeza, Spain, 3-4 december 2015 – Program

International Conference on "Migration at Sea: International Law Perspectives and Regional Approaches", Ohrid, Macedonia, 6 October 2015 – <u>Program</u> – <u>Gallery</u>

> Workshop on "From Mare Nostrum to Triton and the Way Forward to Deal with Migration in the Mediterranean Sea", 15 May 2015, Naples, Italy – Gallery

> International Conference on "Maritime Security and Offshore Activities: Legal Aspects", Bremen, Germany - Program

> Local Workshop on "Beyond Sovereignty: Issues for a Cooperation in China Seas", 14 April 2015, Macerata, Italy - Poster

> Roundtable "Coastal State Powers in the Exclusive Economic Zone" 13 April 2015, Rome, Italy - Poster

International Conference on "New challenges facing the Arctic ocean and other fragile seas", 20th February 2015, Rovaniemi, Finland – Poster – Gallery

> Stakeholder Workshop on "Private Detention at Sea", London, UK, 7 November 2014 - Poster

> Plenary Conference on "Maritime safety and environmental protection in Europe", Porto (PT), 23 May 2014 - Poster - Gallery

International Conference on "Safety and Security Issues with Respect to Resources Exploitation in Areas Beyond National Jurisdiction", Brussels (BE), 2 April 2014 – Program

> Stakeholders Workshop on "State environmental compliance and enforcement in the Mediterranean Sea", Rome (IT), 17 March 2014 – Program

> Workshop on "Regional Strategies to Maritime Security: a Comparative Perspective", Cordoba, Spain, 27 November 2013 – Program – Gallery

> Plenary Conference on "Jurisdiction and Control at Sea", Rome, Italy, 6 June 2013 - Program - Gallery

> Workshop on "Safety and security aspects of economic activities at sea", Glasgow, UK, 12 March 2013 - Program

> Workshop "Arctic Shipping: Navigation through challenging waters" Tromso, Norway, 25 january 2013 - Program

> Workshop: "Insecurity at sea: piracy and other risks to navigation" Naples (IT), 12 October 2012 - Program - Gallery

#### **WORKSHOP & CONFERENCES**

PASS "Peace and Security at Sea" the 2018 Spring School on the "The Use of Force at Sea"

Summer School "Open Sea" 6-13 June 2016, Naples – Information

Third MARSAFENET Training School. A Coruña (Spain) 1-3 July 2015 - Gallery

Second MARSAFENET Training School, Sarajevo 5-7 May 2015 – Gallery

First Marsafenet Training School on Maritime Security and Safety from Theory to Practice, Procida, Italy, 1-4 July 2014 – Gallery

#### SHORT TERM SCIENTIFIC MISSIONS

Short-Term Scientific Missions (STSMs) are an instrument to promote scientific collaboration between the institutions participating in the MARSAFENET Action.

These Missions (exchange visits) are aimed at strengthening the network by allowing scientists to go to an institution in another COST country participating to the MARSAFENET Action or to a formally approved institution in a Non-COST country, to foster collaboration, share knowledge and undertake research activities.

The aim of a STSM shall be to contribute to the scientific objectives of the MARSAFENET Action. STSMs are particularly intended for young scientists.

•<u>Rules for STSMs</u> •<u>STSMs Coordinator</u>

•Call for STSMs



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# **PUBLICATIONS**

- > Final Marsafenet Volume "<u>The Future of the Law of the Sea. Bridging Gaps Between National, Individual and Common Interests</u>" Editor: Gemma Andreone, ISBN: 978-3-319-51273-0 (Print) 978-3-319-51274-7 (Online).
- > Fifth Marsafenet Volume: Migration at sea. International law perspectives and regional approaches (Free download)
- > Fourth Marsafenet Volume: Maritime Safety and Environmental Protection in Europe. Multiple Layers in Regulation and Compliance (Free download).
- > Third Marsafenet Volume: Jurisdiction and Control at Sea. Some Environmental and Security Issues (Free download).
- > Second Marsafenet Volume Regional Strategies to Maritime Security: a Comparative perspective (Free download).

> First Marsafenet volume. Insecurity at sea: piracy and other risks to navigation. Edited by G. Andreone, G. Bevilacqua, G. Cataldi, C. Cinelli (Free download).

#### Dissemination

#### Marsafenet Stakeholders Questionnaire Initiative - Report on the survey

The purpose of this questionnaire has been to collect anonymous stakeholders' views related to legal achievements and criticalities in the field of maritime safety and security. It was composed of several multi-choice questions ranging from marine environmental protection to international maritime security matters. This activity has been carried out under the scientific direction of Dr. Claudia Cinelli. Download here the report based on the questionnaire survey.

#### > The Charter of Naples on The Way Forward to Deal With Migration In the Mediterranean Sea - Download here

International and independent guidance for Deprivation of Liberty at Sea. This constitutes a milestone in MARSAFENET's quest to transfer scientific findings into concrete normative and policy solutions and is part of the HRAS 'Unlocking the issue' campaign to raise global awareness of maritime human rights. Read more >>

Video

> Marsafenet per la sicurezza ambientale del Mediterraneo (CnrWebTv)

> Promo video (CnrWebTV)

> Frammentazione Giuridica e Protezione Ambientale del Mare Mediterraneo (ISGI-Channel)

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## **TOOLS & LINKS**

https://www.marsafelawjournal.org/

- <u>Cost Action IS1105</u>
- •Contact Group on Piracy off the Coast of Somalia •IMO
- •International tribunal for the law of the sea
- •United Nations Division for Ocean Affairs and the Law of the Sea
- International maritime bureau
- •Maritime Security center horn of Africa
- NATO Maritime Command HQ MARCOM
- NATO Shipping center
- •<u>The Arctic Council</u>
- •Plan Bleu Regional Activity Center
- •EU Commission / Directorate-General for Enterprise and Industry
- Oceans beyond piracy
- National geopolitical-intelligence agency
- •Human Rights at Sea (HRAS) international maritime initiative