

ARGENTINA

SUMMARY OF CLAIMS

| TYPE | DATE | SOURCE | LIMITS | NOTES |
|---|----------|--|--------------|---|
| TERRITORIAL SEA | Dec 1966 | Law No. 17,094 | 200nm | Go to State Department LIS page , scroll down and click on LIS No. 44 for text of law and U.S. analysis. |
| | Aug 1991 | Law No. 23,968 | 12nm | Rolled back 1966 excessive claim of 200nm. Straight and normal baselines claimed. Promulgated coordinates and charts . |
| | Dec 1995 | Declaration upon Ratification of 1982 LOS Convention | | Reaffirmed the regime currently in force for the passage of foreign warships through the territorial sea. See excerpts from Argentine Navy Publication R-6-1-921 and Argentine Navigation Course Manual, below, regarding prior notification requirements for warships transiting the territorial sea and the Strait of Magellan. <i>These prior notification claims are not recognized by the U.S.</i> The U.S. protested claims in 1967 and conducted operational assertions in FY 2009, 2011 and 2014. The U.S. protested innocent passage in Strait of Magellan (SOM) approaches in 2011. |
| ARCHIPELAGIC, STRAIGHT BASELINES, & HISTORIC CLAIMS | Jan 1961 | Joint Declaration of Argentina and Uruguay | | Agreement to limits of the Rio de la Plata as historic waters. (Go to State Department LIS page , scroll down and click on LIS No. 44 for text of Joint Declaration and U.S. analysis.) <i>This claim is not recognized by the U.S.</i> The U.S. protested claim in 1963. |
| | Dec 1966 | Law No. 17,094 | | Some excessive straight baselines; closing lines established for San Matias, Nuevo, and San Jorge Bays. (Go to State Department LIS page , scroll down and click on LIS No. 44 for text of law and U.S. analysis.) <i>This claim is not recognized by the U.S.</i> The U.S. protested claim in 1967. |
| | Aug 1991 | Law No. 23,968 | | Straight and normal baselines claimed. Promulgated coordinates and charts . |
| CONTIGUOUS ZONE | Aug 1991 | Law No. 23,968 | 24nm | Promulgated coordinates and charts . |
| CONTINENTAL SHELF | Apr 1975 | Diplomatic Note | 200nm/ CM | Specifies regulations for marine scientific research. |
| | Aug 1991 | Law No. 23,968 | 200nm/ CM | Promulgated coordinates and charts . |
| | Apr 2009 | ECS Submission | | <i>Note:</i> The CLCS has not made it recommendations. |

| TYPE | DATE | SOURCE | LIMITS | NOTES |
|--------------------------|----------|---|--------|--|
| FISHING ZONE/EEZ | Oct 1946 | Decree No. 14,708 | | Epicontinental seas declared to be subject to sovereign powers of nation; freedom of navigation preserved. |
| | Aug 1991 | Law No. 23,968 | 200nm | Subsumed 1967 fishing zone. Promulgated coordinates and charts . |
| ENVIRONMENTAL REGULATION | Nov 1958 | Law No. 14,733 | | Prohibited the dumping of oily wastes over the continental shelf. |
| MARITIME BOUNDARIES | 1881 | Agreement with Chile | | Boundary agreement with Chile delimiting Tierra del Fuego and Straits of Magellan. |
| | Nov 1973 | Agreement with Uruguay | | Maritime boundary agreement with Uruguay concerning the Rio de la Plata signed; EIF Feb 1974. (Go to State Department LIS page , scroll down and click on LIS No. 64 for U.S. analysis.) |
| | Nov 1984 | Treaty of Peace and Friendship with Chile | | Treaty of Peace and Friendship with Chile delimiting a boundary in and seaward of the Beagle Channel signed, EIF May 1985. Reaffirmed 1881 Agreement. |
| | Jun 1988 | Agreement with Uruguay | | Exchange of Notes constituting an Agreement with Uruguay entrusting the Rio de la Plata Administrative Commission with the delimitation of the boundary between Martin Garcia and Timoteo Dominguez Islands. |
| LOS CONVENTION | Oct 1984 | | | Signed Convention, with Declaration reserving rights to the Falklands/Malvinas, the South Georgia, and the South Sandwich Islands; claim disputed by UK. |
| | Jul 1994 | | | Signed Part XI Agreement. |
| | Dec 1995 | | | Ratified Convention and Part XI Agreement, with Declaration reaffirming: the regime currently in force for the passage of foreign warships through the territorial sea; the 1881 and 1984 treaties with Chile, particularly regarding the Strait of Magellan, the Beagle Channel and other straits and channels of the Tierra del Fuego archipelago; its claim to the Falklands/Malvinas, South Georgia, and South Sandwich Islands. Vessels carrying highly radioactive substances must be "duly regulated," but doesn't provide details. |

NATIONAL LEGISLATION

The following is extracted from the Rules Of Naval Ceremonies Manual (Argentine Navy Publication R-6-1-921).

Chapter 13
Article 1307b

Transit inside 12nm from the coast: In the waters under Argentine sovereignty understood to be inside of 12nm from the base lines (mean low tide mark), the transit of foreign warships will be considered a "visit" and will fall under the provisions established by such....

The transit to or from the Strait of Magellan through Argentine jurisdictional waters by the space understood between the limits which are indicated below: Transit shall be of expedited navigation nature and without obstructions on the part of the Argentine Authorities.... Warships shall give prior notice of their intentions to transit this sea space....

Article 1308

a.2. Transit of foreign warships inside 12nm from the coast shall be considered as an operational visit....

b.2. Steps: Operational Visits: Requests shall be made to the General Command of the Argentine Navy with no less than 48 hours of prior notice.

The following is extracted from the Argentine Navigation Course Manual, Volume III.

Access Zone to the Strait of Magellan

The transit to or from the Strait of Magellan through Argentine jurisdictional waters in the space understood between the limits indicate[d] below shall be of expeditious navigation nature without obstruction on the part of Argentine authorities....

Warships shall make known their intentions prior to passing through this sea space.

| | |
|----------------|--|
| Northern Limit | Abeam the Cape Virgin Lighthouse at 52° 20' South |
| Southern Limit | Abeam the Magellan Lighthouse at 52° 39' 8" South |
| Eastern Limit | The 12nm line indicated from the Argentine base line (mean low tide mark). |
| Western Limit | From abeam the Cape Virgin Lighthouse towards the South along the mean low tide mark until the intersection of the international limit with Chile, continuing westward along this line until intersection the mean low tide mark on Isla Grande (Tierra del Fuego) and from there until intersection the Southern limit. |

MARITIME BOUNDARY AGREEMENT

ARGENTINA - CHILE

The following is extracted from the Treaty of 1881 between Argentina and Chile delimiting Tierra del Fuego and the Straits of Magellan.

III. Tierra del Fuego is divided by a line starting from Cape Espiritu Santo at latitude 52° 40' S, and following longitude 68° 34' W to Beagle Channel. Divided thus, Tierra del Fuego is Chilean to the west and Argentine to the east. In regard to the other islands, Isla de los Estados belongs to [Argentina], with the islets next it, and the other islands in the Atlantic and east of Tierra del Fuego and the coasts of Patagonia; while to Chile belong all the islands south of Beagle Channel down to Cape Horn, and those west of Tierra del Fuego.

V. Magellan's Straits are neutralized forever, and free navigation is guaranteed to the flags of all nations. To insure this liberty and neutrality no fortifications or military defenses shall be erected that could interfere with this object.