OFFICIAL GAZETTE OF THE FRENCH REPUBLIC

# Decrees, orders, circulars

General legislation

## Ministry of Overseas Territories

### Decree No. 2015-635 of 5 June 2015 defining the baselines from which the breadth of the French territorial sea adjacent to the Kerguelen Islands (French Southern and Antarctic Territories) is measured

NOR: OMES1508613D

**Relevant parties**: *foreign States whose vessels operate in the French territorial sea adjacent to the Kerguelen Islands (French Southern and Antarctic Territories).*

**Purpose**: *definition of the baselines from which the breadth of the French territorial sea adjacent to the Kerguelen Islands (French Southern and Antarctic Territories) is measured.*

**Entry into force**: *the legislation shall enter into force on the day following its publication. Note: In order to be enforceable against third States, the maritime areas defined in the 1982 United Nations Convention on the Law of the Sea (the territorial sea, the exclusive economic zone and the continental shelf) must be delimited and the relevant information must then be deposited with the Secretary-General of the United Nations. In order for the Naval Hydrographic and Oceanographic Service (SHOM)) to delimit those maritime areas, the point of origin constituted by the baseline must first be defined. The present decree does so with regard to the French territorial sea adjacent to the Kerguelen Islands (French Southern and Antarctic Territories).*

**References**: *the present decree can be accessed on the Légifrance website (http://www.legifrance.gouv.fr).*

The Prime Minister,

Recalling the relevant report of the Minister of Overseas Territories,

Having regard to the United Nations Convention on the Law of the Sea, signed at Montego Bay on 10 December 1982,

Having regard to Act No.55-1052 of 6 August 1955 concerning the status of the French Southern and Antarctic Territories and Clipperton Island,
Having regard to Act No.71-1060 of 24 December 1971 concerning the delimitation of French territorial waters,

Hereby decrees:

**Article** 1. -The baselines from which the breadth of the French territorial sea adjacent to the Kerguelen Islands (French Southern and Antarctic Territories) is measured, shall be defined by the basepoints and lines indicated in the table in article 2 and by article 3.

In the table, all coordinates are expressed in RGTAAF07 (Réseau Géodésique Français), the French geodetic reference system, compatible with the World Geodetic System of 1984 (WGS84).

The table contains the following information:

First column: name of the island

Second column: point

Third column: name of point, where applicable

Fourth column: latitude

Fifth column: longitude

Sixth column: type of line connecting the basepoint to the next basepoint. This line may be a rhumb line (a straight baseline) or the low-water line.

**Article 2**. The baselines from which the breadth of the French territorial sea adjacent to the Kerguelen Islands (French Southern and Antarctic Territories) is measured, shall be defined by the following basepoints and lines:

| ISLAND | POINT | NAME | LATITUDE | LONGITUDE | TYPE OF LINE |
|---|---|---|---|---|---|
| Kerguelen | KG01 | North-eastern tip,'île du Roland | 48° 34' 23″ S | 68° 47' 56″ E | Rhumb line |
| Kerguelen | KG02 | Cap d'Estaing | 48° 39' 36″ S | 69° 02' 00″ E | Rhumb line |
| Kerguelen | KG03 | Pointe du Brisant (île de Castries) | 48° 40' 17″ S | 69° 28' 06″ E | Low-water line |
| Kerguelen | KG04 | North-eastern | 48° 40' 10″ S | 69° 30' 32″ E | Rhumb line |

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| | | tip,'île de Castries | | | |
| Kerguelen | KG05 | Roches Glass | 48° 46' 14″ S | 69° 38' 41″ E | Rhumb line |
| Kerguelen | KG06 | Roche Bird | 48° 51' 56″ S | 69° 42' 45″ E | Rhumb line |
| Kerguelen | KG07 | Îlot Kent (Nord) | 49° 01' 01″ S | 70° 07' 47″ E | Rhumb line |
| Kerguelen | KG08 | Cap Cotter | 49° 03' 01″ S | 70° 19' 07″ E | Low-water line |
| Kerguelen | KG09 | Cap Digby | 49° 06' 10″ S | 70° 31' 29″ E | Rhumb line |
| Kerguelen | KG10 | Cap Sandwich | 49° 11' 31″ S | 70° 33' 05" E | Low-water line |
| Kerguelen | KG11 | Pointe Charlotte | 49° 18' 11" S | 70° 32' 08″ E | Rhumb line |
| Kerguelen | KG12 | Roches Balfour | 49° 30' 11″ S | 70° 29' 49″ E | Rhumb line |
| Kerguelen | KG13 | North-east of cap George | 49° 41' 29″ S | 70° 14' 39″ E | Rhumb line |
| Kerguelen | KG14 | Cap George | 49° 42' 05″ S | 70° 13' 18″ E | Low-water line |
| Kerguelen | KG15 | Cap du Challenger | 49° 44' 10″ S | 70° 04' 36″ E | Rhumb line |
| Kerguelen | KG16 | Les Trois Swains | 49° 43' 18″ S | 69° 51' 26″ E | Rhumb line |
| Kerguelen | KG17 | Pointe de Penmarc'h | 49° 38' 56″ S | 69° 27' 09″ E | Rhumb line |
| Kerguelen | KG18 | Cap Dauphin | 49° 41' 29″ S | 69° 05' 10″ E | Low-water line |
| Kerguelen | KG19 | Cap Bourbon | 49° 43' 48″ S | 68° 46' 21″ E | Rhumb line |
| Kerguelen | KG20 | Île Niñas | 49° 41' 31″ S | 68° 44' 33″ E | Rhumb line |
| Kerguelen | KG21 | Cap de Rosily | 49° 39' 54″ S | 68° 43' 48″ E | Rhumb line |
| Kerguelen | KG22 | Îlots Kernabat | 49° 38' 36″ S | 68° 43' 49″ E | Rhumb line |
| Kerguelen | KG23 | - | 49° 36' 53″ S | 68° 44' 00″ E | Rhumb line |
| Kerguelen | KG24 | Cap Louis | 49° 20' 56″ S | 68° 38' 38″ E | Rhumb line |
| Kerguelen | KG25 | Cap Marigny | 49° 04' 08″ S | 68° 43' 47″ E | Rhumb line |
| Kerguelen | KG26 | Cap d'Aiguillon | 48° 50' 44″ S | 68° 46' 52″ E | Rhumb line |
| Kerguelen | KG27 | Cap du Ponant (île de Croÿ) | 48° 38' 46″ S | 68° 36' 26″ E | Low-water line |
| Kerguelen | KG28 | North-western tip, île de Croÿ | 48° 37' 22″ S | 68° 37' 22″ E | Rhumb line |
| Kerguelen<br>Kerguelen | KG29<br>KG29 | North-western tip | 48° 34' 17″ S | 68° 46' 47″ E | Low-water line |

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|---|---|---|---|---|---|
| | | Tip, ’île du Roland | | | |
| Kerguelen | KG01 | North-eastern tip,’île du Roland | 48° 34’ 23″ S | 68° 47’ 56″ E | - |

**Article 3** The low-water line of the islands (l’îlot du Rendez-Vous, les Roches du Salamanca, Le Diamant, îles de Boynes, île Ronde, les Rochers Trémarec, les Roches Mengam, îles de la Fortune and îlot Solitaire) and the low-tide elevations situated wholly or partly at a distance not exceeding the breadth of the territorial sea from the Kerguelen Islands and the above-mentioned islands, shall be used to determine the baseline from which the breadth of the territorial sea adjacent to the Kerguelen Islands (French Southern and Antarctic Territories) is measured.

**Article 4.** Decree No. 78-112 of 11 January 1978 defining the straight baselines and closing lines of bays used to determine the baselines from which the breadth of French territorial waters adjacent to the French Southern and Antarctic Territories is measured, is hereby abrogated.

**Article 5** The Minister for Foreign Affairs and International Development, the Minister of Ecology, Sustainable Development and Energy, the Minister of Defence, the Minister of the Interior, the Minister of Overseas Territories and the Secretary of State for Transport, the Sea and Fisheries, shall be responsible, within their respective mandates, for the implementation of the present decree, which shall be published in the Official Gazette of the French Republic.

Done on 5 June 2015

By the Prime Minister, Manuel **Valls**

George **Pau-Langevin**, Minister of Overseas Territories

Laurent **Fabius**, Minister for Foreign Affairs and International Development

Ségolène **Royal**, Minister of Ecology, Sustainable Development and Energy

Jean-Yves **Le Drian**, Minister of Defence

Alain **Vidalies**, Secretary of State for Transport, the Sea and Fisheries