

# Convention On The Protection Of Underwater Cultural Heritage

**Roberta Garabello,Tullio Scovazzi**

**The Protection of the Underwater Cultural Heritage** Roberta Garabello,Tullio Scovazzi,2003-01-01 The 2001 UNESCO Convention on the Protection of the Underwater Cultural Heritage represents a major step forward in the field of international law. New archaeological rules as well as a comprehensive co-operation system among the States concerned are set up by the new Convention. Despite the negative attitude assumed by few States at the moment of voting for the text of the Convention, this new international instrument is welcome by the great majority of States. This volume focuses on the main aspects of the Convention. It is divided in two parts, to describe the situation before and after the adoption (and the forthcoming into force) of the Convention. In the first part the contradictions resulting from the regime established under the 1982 United Nations Convention on the Law of the Sea are analysed together with the undesirable results of the application of the rules of admiralty (law of salvage and law of finds) to the underwater cultural heritage. In the second part the negotiation process is described, both in its general aspects (the myths surrounding the draft) and in its specific results (the drafting of each single provision).

The Protection of the Underwater Cultural Heritage Sarah Dromgoole,2006 This volume comprises a collection of sixteen national perspectives on law, policy and practice in respect of the underwater cultural heritage, written in light of the UNESCO Convention 2001. The essays provide an up-to-date account of the current legal position in each jurisdiction, as well as considering the impact that the 2001 Convention is having, and is likely to have in the future. As well as being internationally recognised experts in the field, all the contributors have specialist knowledge and practical experience of their own particular jurisdictions.

**Underwater Cultural Heritage and International Law** Sarah Dromgoole,2013-07-25 The UNESCO Convention on the Protection of the Underwater Cultural Heritage 2001, which entered into force internationally in 2009, is designed to deal with threats to underwater cultural heritage arising as a result of advances in deep-water technology. However, the relationship between this new treaty and the UN Convention on the Law of the Sea is deeply controversial. This study of the international legal framework regulating human interference with underwater cultural heritage explores the development

and present status of the framework and gives some consideration to how it may evolve in the future. The central themes are the issues that provided the UNESCO negotiators with their greatest challenges: the question of ownership rights in sunken vessels and cargoes; sovereign immunity and sunken warships; the application of salvage law; the ethics of commercial exploitation; and, most crucially, the question of jurisdictional competence to regulate activities beyond territorial sea limits.

Shipwrecked Heritage Patrick J. O'Keefe, 2002 This book examines the background to the 2001 UNESCO Convention on the Protection of the Underwater Cultural Heritage and the way in which it seeks to regulate salvage and other activities relating to shipwrecks.

Convention on the Protection of the Underwater Cultural Heritage, 2001

The UNESCO Convention on the Protection of the Underwater Cultural Heritage, 2006

**UNESCO Convention on the Protection of Underwater Cultural Heritage**, 2015

**The UNESCO Convention on the Protection of the Underwater Cultural Heritage** UNESCO., 2005

**The Protection of the Underwater Cultural Heritage** Jason Lowther, Joanne Sellick, Mike Williams, 2025-05-19 This third edition provides insights and reflections on developments in UCH law since the last publication in an expanded number of jurisdictions to provide a truly global picture. It represents an essential contemporary set of critical analyses on the evolution of the laws adopted by countries' seeking to apply appropriate responses to conservation of UCH assets. With coverage of issues relating to sovereignty, shared heritage and responsible archaeology, the contributors, all experts in this fascinating area of enduring legal interest, offer cogent and contemporary insights and examples of best practice to secure meaningful legal apparatus to protect and conserve UCH.

**UNESCO Convention on the Protection of Underwater Cultural Heritage** Helen Maclagan, 2015

The Protection of Underwater Cultural Heritage: Article 303 and the UNESCO Convention Tullio Scovazzi, 2006

Protection of Underwater Cultural Heritage: the UNCLOS and 2001 UNESCO Convention Tullio Scovazzi, 2014

The Protection of the Underwater Cultural Heritage Anastasia Stratē, 1995 The marine environment is almost ideal for the preservation of artefacts and, until relatively recently, it also provided complete protection from destruction by man. However, the aqualung has made most shallow underwater sites accessible, leading to widespread plundering. Current deep-sea bed technology now threatens deep water sites. There is a need for immediate international action to preserve the man-made environment, alongside the natural one. The enunciation of legal rules to protect the underwater cultural heritage is a complex issue, involving a matrix of interests and laws, both international and national.

Consistent Craig J. S. Forrest, 2013 The Convention on the Protection of the Underwater Cultural Heritage, adopted in 2001, addresses rights, jurisdiction and duties of States in the various maritime zones set out in the United Nations Convention on the Law of the Sea. This article argues that the manner in which the Convention on the Protection of the

Underwater Cultural Heritage does so is compatible and consistent with the United Nations Convention on the Law of the Sea and that there exists, in this respect, no international barrier hindering broad state participation in this important protective regime.

**Unresolved Issues And New Challenges to the Law of the Sea** Anastasia Stratē,Maria Gavouneli,Nikolaos St Skourtos,2006 This work analyzes the management of shared fish stocks; protection of the underwater cultural heritage; the possibilities of establishing marine protected areas and other means for safeguarding vulnerable marine ecosystems; the use of the high seas for intelligence as well as recent developments on interdiction of vessels on the high seas. Special emphasis is paid to the role of international courts and tribunals in the progressive development of the law of the sea as well as the ability of the UN Convention on the Law of the Sea to accommodate new uses and challenges, such as new concerns, new technological possibilities, in particular, new contexts and functions of established rules. The 1982 Convention seems capable of coping with most of them, although it remains useful to explore its possibilities and limits. This work, covering many aspects, will be useful to anyone interested in the law of the sea.

**The UNESCO Convention on the Protection of the Underwater Cultural Heritage ,2006**

Protection of the Underwater Cultural Heritage: from the Shortcomings of the UN Convention on the Law of the Sea to the Compromises of the UNESCO Convention Anastasia Stratē,2006

**Rule of law in the governance of new frontiers of the marine environment** Yen-Chiang Chang,Kum Fai Yuen,David Ong,Shih-Ming Kao,2023-10-06

*The 1970 UNESCO and 1995 UNIDROIT Conventions on Stolen or Illegally Transferred Cultural Property ,2024-02-06*

The illicit traffic in cultural objects is a grave concern to the general public and international community. The resulting cultural damage fuels debates on how best to regulate the trade in cultural objects and inform legal responses at all levels for the protection of movable cultural heritage. Treaties concerning the treatment of cultural objects during peacetime and war represent some of the earliest multilateral initiatives on cultural heritage in the modern era. They also remain some of the most deeply contested, representing shifting fault lines within the international community. Authored by leading scholars and practitioners from around the world, this Commentary is the first to cover the two leading multilateral treaties on movable cultural heritage in one volume: the Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property adopted by UNESCO in 1970 and the Convention on Stolen or Illegally Exported Cultural Objects adopted by UNIDROIT in 1995. This Commentary is designed to be the authoritative text for academics, lawyers, policymakers, and diplomats on the protection and regulation of cultural objects. Encompassing both public and private international law rules on the trade in cultural objects, it provides a detailed historical and thematic overview. Drawing on the travaux préparatoires and intergovernmental and state practice over the last half century, the Commentary

provides an article-by-article analysis of the interpretation and application of these treaties. The texts 1970 UNESCO and 1995 UNIDROIT Conventions are examined in the working context of other culture conventions including the World Heritage Convention and the Intangible Heritage Convention, as well as related fields of international law, such as international humanitarian law, international criminal law, human rights law, and international economic law. The volume also offers a critical examination of current trends and future directions which are informing the field.

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