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PRINCIPLES OF THE DELIMITATION OF A CONTINENTAL SHELF – SELECTED PROBLEMS

The Author discusses the problem of the delimitation of a continental shelf between states with opposite or adjacent coasts. Such delimitation, from the formal point of view, should express three general, superior and fundamental principles, which have to be applied and interpreted together, in mutual correlation. These three general principles allow to deduce more specific and concrete principles of delimitation. Thus, the article gives an account of the principles which are of paramount importance in the process of the delimitation of a continental shelf. The principles deal with the basis, criteria and final purpose of delimitation, and all together form a part of integral normative construction, in which all practical and concrete disputes of delimitation have to be considered. The Author outlines selected theoretical problems of that normative construction under the UNCLOS (1982), namely: the principle of agreement, the principle of conformity with international law and the principle of equitable solution.