

Activity 1

Read the texts below and work on the activity that follows.

TEXT A

KAREN DAVILA: You have seen the Chinese reaction, and their reaction is they called the UNCLOS decision as a scrap of paper, it's waste paper. In fact, they have increased their presence in the South China Sea and even the West Philippine Sea. Where should the Philippines go from here given that you have there's a decision and the question worldwide is who enforces a decision where the one who you should enforce it to is ignoring the very decision?

JUSTICE CARPIO: We have a Filipino scholar, he wrote an article, a survey of decisions of the ICJ, the arbitral tribunals. In that article, he said over 95 percent of decisions of the ICJ, the ITLOS, and the other arbitral tribunals were eventually complied with. But initially, the losing party will say, 'We will not comply.' It has happened several times. The losing party will say, 'We will not comply.' They hold demonstrations. They threaten to withdraw, but in the end, they comply. It may take time. Compliance may take other forms, but the compliance is there if the other party is satisfied. In international law, you don't expect losing party to immediately comply. It takes time. They have to prepare their people to comply, especially in China, the mindset is the South China is theirs. They have been taught that from grade school to college, but it will happen in the end. We have to look at this in a 14 very long-term perspective. That's one. Two, the naval powers—. You see, there are two parts to the ruling. When the ruling declares that the nine-dash lines are void, immediately, you have now the high seas in the middle of the South China Sea. That's about 25%. Around the high seas, you have the EEZs. Under UNCLOS, the high seas are open to mankind. The warships can sail there; warplanes can fly over there. It's freedom of navigation and flight. That is true also for the EEZs. Majority of all countries take the position that in EEZs, there's freedom of navigation not only for merchant ships but also for warships and warplanes.

SOURCE:

<https://news.abs-cbn.com/focus/07/14/16/transcript-justice-antonio-carpio-on-south-china-sea-conflict>

TEXT B

Excerpt From The News Article, "Morales: West Philippine Sea Belongs to Filipinos, Not to Duterte, Not to China"

MANILA, Philippines—

"The West Philippine Sea belongs to Filipinos, not to Duterte, not to China.

"

Former Ombudsman Conchita Carpio-Morales declared this on Friday as she demanded accountability on China's destruction of the marine resources in the disputed territories.

Speaking at the West Philippine Sea forum, Morales pointed out that Manila's 2016 arbitral victory against China's expansive claim in the West Philippine Sea showed that the Chinese government violated its obligation to protect the marine environment through "tolerance of Chinese illegal fishing, massive land reclamation and the construction of artificial islands."

China, however, openly rejected the arbitral award and continues to push with its militarization in the area. The Duterte administration, meanwhile,

Decision At Sea

Craig L. Symonds



Decision At Sea:

Decision at Sea Craig L. Symonds, 2006-10-23 From thunderous broadsides traded between wooden sailing ships on Lake Erie to the carrier battles of World War II to the devastating high tech action in the Persian Gulf here is a gripping history of five key battles that defined the evolution of naval warfare and the course of the American nation Acclaimed military historian Craig Symonds offers spellbinding narratives of crucial engagements showing how each battle reveals the transformation of technology and weaponry from one war to the next how these in turn transformed naval combat and how each event marked a milestone in American history Oliver Hazard Perry s heroic victory at Lake Erie one of the last great battles of the Age of Sail which secured the Northwestern frontier for the United States The brutal Civil War duel between the ironclads Monitor and Virginia which sounded the death knell for wooden hulled warships and doomed the Confederacy s hope of besting the Union navy Commodore Dewey s stunning triumph at Manila Bay in 1898 where the U S displayed its new navy of steel hulled ships firing explosive shells and wrested an empire from a fading European power The hairsbreadth American victory at Midway where aircraft carriers launched planes against enemies 200 miles away and where the tide of World War II turned in the space of a few furious minutes Operation Praying Mantis in the Persian Gulf where computers ship fired missiles and smart bombs not only changed the nature of warfare at sea but also marked a new era and a new responsibility for the United States Symonds records these encounters in detail so vivid that readers can hear the wind in the rigging and feel the pounding of the guns Yet he places every battle in a wide perspective revealing their significance to America s development as it grew from a new Republic on the edge of a threatening frontier to a global superpower *Decision at Sea* is a powerful and illuminating look at pivotal moments in the history of the Navy and of the United States It is also a compelling study of the unchanging demands of leadership at sea where commanders must make rapid decisions in the heat of battle with lives and the fate of nations hanging in the balance

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