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# The Violation of Sovereign Rights by Foreign Research Vessels: A Case Study of the Chinese Research Vessel Hai Yang Di Zhi 10

[Daud, Aidir Amin](#); [Napang, Marthen](#); [Hendrapati, Marcel](#) [Save all to author list](#)<sup>a</sup> Law Faculty of Hasanuddin University, Makassar, Indonesia

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**Abstract**

The United Nations Convention on the Law of the Sea (UNCLOS) has been ratified by 168 countries. Among these countries, Indonesia is one of the most notable states concerning compliance with the provisions of the UNCLOS. However, the aggressive actions exhibited by countries seeking to become world hegemonies have resulted in the violation of the Convention. Therefore, this research aims to critically analyse the problems associated with any violations of sovereignty and sovereign rights by

foreign research vessels which are conducting commercial and military navigation in Indonesian waters (territorial sea with the archipelagic waters and the inland waters). This research shows that the spirit of the Djuanda Declaration constituting the main principle of the Indonesian Republic is a legal ground for defending the national interest of Indonesia as an archipelagic state. This is the key to maintaining the integrity of sovereignty and national interest. © 2022, Yijun Institute of International Law. All rights reserved.

#### Author keywords

Archipelagic State; Foreign Research Vessels; Hai Yang Di Zhi 10; Nine-dash Line; Sovereignty; UNCLOS

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SciVal Topics 




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Ahsan Yunus &lt;ahsan.yunus@gmail.com&gt;

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Dear Prof Eric and the journal editor of JEAIL,  
Herewith do we submit a new manuscript titled

**The Problems of Law Enforcement regarding Violation of  
Sovereignty and Sovereign Rights by Foreign Research  
Vessels**  
by

**Aidir Amin Daud, Marthen Napang, Marcel Hendrapati,**

Prof Eric, please kindly review and improve or revise our joint manuscript and we'll attend and comply with all the requirements established by your journal, particularly any reviewing and editing fee. We have a great expectation that the manuscript could be published through your journal. Let me make an expression of our gratitude and thankfulness for your kind attention and understanding.  
GBU

Warmest Regards,  
on behalf of all the authors,

Marcel Hendrapati

---

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**Subject:** The process of reviewing our manuscript  
**Reply-To:** \*\*\*Mail Notice\*\*\* <mhendrapati@yahoo.com>

Dear Mr Aidir,

Please kindly read the email letters sent by Prof Eric and the journal editor. Let us together improve our manuscript in conformity with their guidance and suggestion, because the process of reviewing the joint manuscript has already begun to be conducted by Prof Eric and his journal editor. Thanks for you attention and cooperation. Keep in high spirit. GBU.

Regards,

Marcel Hendrapati

Dear Professor Hendrapati:

Thanks for the certificate!

As told you, the current edition of your joint work is NOT publishable. It is totally messy and we do not understand what the authors try to mean. Also, the academic frame is not appropriate. (Look at the research method that the Journal does not apply; it seems just a government report). We could not go further for publication before you revise the paper fully at least like the previous paper you published.

Sorry for that news.

Eric Lee



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**Subject:** Trs: First Comments from Journal of East Asia and International Law  
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Sementara sy kerjakan. Insya Allah akan terbit tgl 30 mei 2022. Nanti sy tembuskan lg hasil revisinya. Tinggal kita bertiga sbg authors. Nanti sy beritahu. Regards

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----- Pesan yang Diteruskan -----

**Dari:** "Editor" <journal@yil.org>

**Kepada:** "Marcel Hendrapati" <mhendrapati@yahoo.com>

**Cc:**

**Terkirim:** Rab, 23 Mar 2022 pada 13:12

**Judul:** First Comments from Journal of East Asia and International Law

Dear authors:

We have carefully reviewed your draft manuscript!

The first draft has been fully edited because the editors found a lot of inconsistent, illogical, contradictory and messy descriptions and arguments. In particular, the authors continue to tell scientific research activities of foreign vessels in EEZ is illegal although UNCLOS and even the Indonesian authorities regarded them as legitimate actions. Also, many paragraphs need references. Conclusion should be amended fundamentally as well. The editors spent a lot of time, energy and efforts for this paper.

You may find questions/comments in citation part and memo boxes. Please FULLY revise the paper following the questions or comments and return the amended version back to me as soon as possible. It will take quite a long time because there are not a few fundamental questions. Please quickly and fully concentrate on revising the current paper (220323) answering each question carefully. If you do not meet the academic criteria of our journal with the amended version, your paper will be rejected and the publication fee will be refunded except for the bank fee.

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**Fwd: About the Authors (Aidir Amin Daud as the First Author, Marthen Napang as the Second Author, Marcel Hendrapati as the Third Author)**

1 message

aidir amin daud daud <aidirad@icloud.com>  
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**Cc:** LEEEric Yong Joong <grotian@hotmail.com>  
**Subject: About the Authors (Aidir Amin Daud as the First Author, Marthen Napang as the Second Author, Marcel Hendrapati as the Third Author)**  
**Reply-To:** [mhendrapati@yahoo.com](mailto:mhendrapati@yahoo.com)

Dear Journal Editor of JEAL,

Please kindly see the attached photos of the three authors, namely Aidir Amin Daud as the First Author, Marthen Napang as the Second Author, Marcel Hendrapati as the Third Author relating to the joint manuscript titled "Violations....."

Aidir Amin Daud is Doctor in Law, from Hasanuddin University in 2004 He is a senior lecturer at Faculty of Law, Hasanuddin University, existing in city of Makassar. Republic of Indonesia. Some subjects, such as Public International Law, International Law of the Sea, Law of International Organization and some other subjects are ones which are learned and taught to the students, mainly in Law Faculty of Hasanuddin University. He focuses the current research towards any maritime crimes. Doctor Aidir Amin Daud is a member of Indonesian Society of International Law Lecturers (ISILL). He may be contacted at: [aidirad@icloud.com](mailto:aidirad@icloud.com)

Marthen Napang is Professor at Law Faculty, Hasanuddin. University, Republic of Indonesia. Public International Law, Law of the Sea, and Law of Treaty, Humanitarian Law are the subjects which are handled and managed by Marthen Napang. He received Doctor in Law from Hasanuddin University in 2011. His current research focuses on the law of internationally organized crime, including transboundary international crime. Professor Marthen Napang served as a member of Expert Council of Indonesian Society of International Law Lecturers (ISILL).

Marcel Hendrapati is a Professor (emeritus) at Law Faculty, Hasanuddin. University, Republic of Indonesia. He teaches Public International Law, Law of the Sea, and Law of Treaty, etc. He received Doctor in Law from Hasanuddin University in 2013. His current research focuses on international law of the sea. Professor Hendrapati served as a member of Expert Council of Indonesian Society of International Law Lecturers (ISILL). He may be contacted at: [mhendrapati@yahoo.com](mailto:mhendrapati@yahoo.com)

Warmest Regards,  
on behalf of all the authors,



Marcel Hendrapati







Ahsan Yunus &lt;ahsan.yunus@gmail.com&gt;

**Fwd: Balas: Ethical Rule and Grant of License Agreement**

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**Subject:** Balas: Ethical Rule and Grant of License Agreement  
**Reply-To:** Marcel Hendrapati <mhendrapati@yahoo.com>

Dear journal editor,  
Many and many thanks for your sincere readiness to publish our joint manuscript titled "The Violation of Sovereign Rights by Foreign Research Vessels: Case Study of the Chinese Research Vessel Hai Yang Di Zhi 10". All the authors give great appreciation and gratitude to Prof Eric LEE as the editor in chief and the editors of JEAIL having accepted, reviewed and edited and finally published our joint manuscript. Let us say thanks so much for your kind attention and understanding.  
GBU

Warmest Regards,  
On behalf of all the authors,

Marcel Hendrapati

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Pada Sel, 17 Mei 2022 pada 19:29, Editor <[journal@yiil.org](mailto:journal@yiil.org)> menulis:

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