

# Finding adequate legal principles and tools for the implementation of SDG14

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# Key elements



1. Implementing SDG 14 is fundamental for the overall fulfillment of the SDGs
2. Legal analysis is fundamental to turning SDG 14 undetermined legal concepts into targeted legal tools and instruments
3. 2 examples from targets 14.5 (MPAs) and 14.4 (SSF)

# SDG 14 permeates all other SDGs



- 5. Gender Equality: discrimination problems vs. relevant role of women in fisheries.
- 8. Decent Work and Economic Growth
- 12. Responsible Production and Consumption: urgent need for policy reform



# Focusing on SDG 14: legal implementation



SDGs do not provide guidance on how to turn these targets into enforceable law.



# Focusing on SDG 14: legal implementation



Need for a process that translates the SDG “desiderata” into:

- legal principles
- legal definitions that build up and strengthen those principles
- specific regulatory provisions that enable implementation of those principles

Strengthen political will by lawmakers

# Relevance of legal research for implementation. Examples



## Marine Protected Areas: 14.5

“By 2020, conserve at least 10% of coastal and marine areas through national and international law, based on the best available scientific information.”

Paper  
Parks???

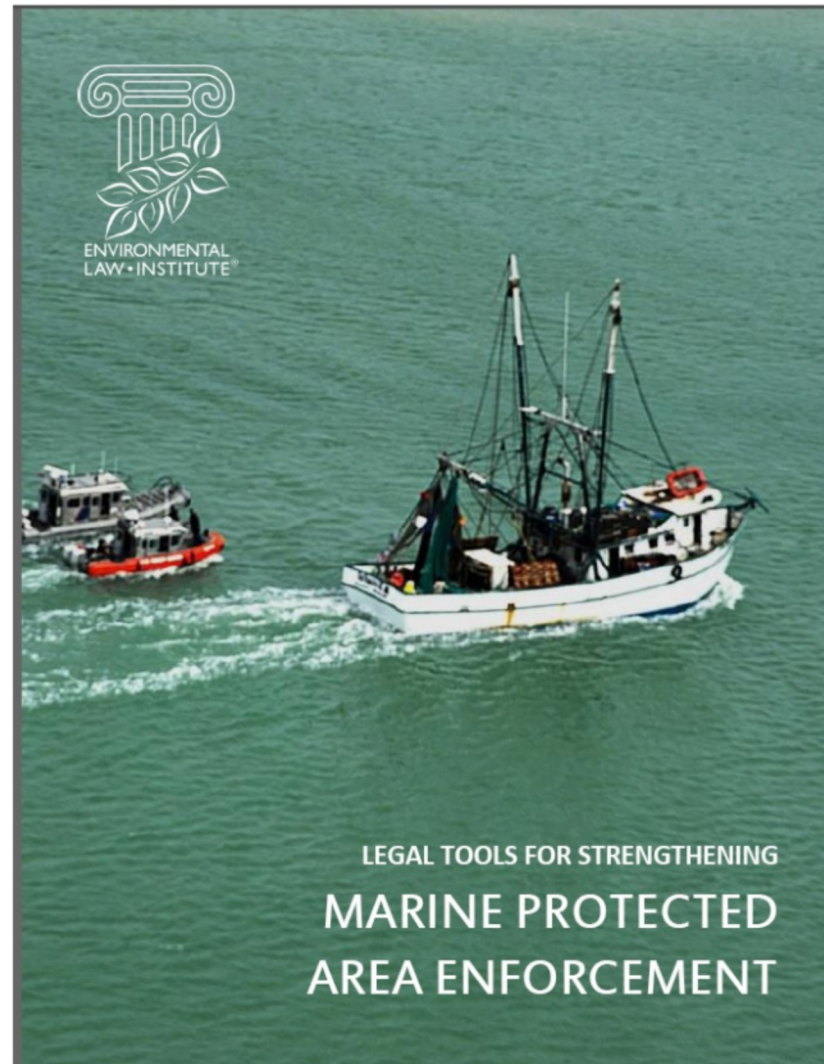
## Sustainable fishing: 14.4

“By 2020, effectively regulate and end overfishing, and destructive fishing practices, and implement science-based management plans.”

Business as  
Usual???

# Enforcing MPAs

- A resource for governments, legislatures, and civil society
- Identify regulatory needs and implement legal reforms for MPA enforcement



# Enforcing MPAs

MPA Enforcement Problems



Targeted Legal  
Approaches

Model Legal  
Language

Most Common  
Problems



# MPA Enforcement Handbook



## B. ENFORCEMENT POWERS

This section discusses the following legal tools and approaches, which may be implemented by way of the sample provisions in Part III:

- Section 1

Legal Tool/Approach	Sample Provision (Part III)
Authority to Enforce MPA Law; Designation of Lead Enforcement Authority	Sample Provision 5
Cross-Deputization; Appointment of New MPA Enforcement Officers; Temporary Appointment of Foreign Officers	Sample Provision 6
Use of Resources of Other Government Agencies	Sample Provision 7
Exercise of MPA Enforcement Powers	Sample Provision 8
Right of Hot Pursuit	Sample Provision 9 Sample Provision 10

### Section \_\_. Persons Liable

(a) When any person aboard a vessel commits an offense under this [law], the following persons are equally liable for that offense:

- Section 2

- (1) The vessel master;
- (2) The charterer of the vessel; and
- (3) The owner of the vessel.[...]

# Sustainable SSF



- SSF Rule-of Law Initiative 2018-2020
- Build from a broad pool of isolated success cases to extract legal principles and regulatory instruments.
- Seek adequate input from both scientific sources and indigenous/traditional knowledge

# Sustainable SSF



Successful cases of sustainable SSF have:

- Some form of collective, area-based exclusive property right for fisheries management (concessions).
- Strong organizational structures (associations/cooperatives)
- Environmental agency vs. agriculture agency
- Legal framework allows for self-management & self-monitoring

Challenges: climate change, pelagic species management, densely populated areas



Thank you!

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