

# How China uses international law in South China Sea disputes, by Nguyen Thi Lan Anh

Written by Nguyen Thi Hang Ngan  
Monday, 06 June 2011 08:54

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In the process of materializing its hegemonic ambitions in the South China Sea, China has always shown concerns and wishes to use international law as the basis for their claims in the Paracel Islands and Spratly Islands as well as the claims of sovereignty, sovereign rights and jurisdiction in the waters within its

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U-shaped line

.  
In fact  
, the  
Chinese has  
given  
a lot of  
arguments  
and  
cited  
the  
legal elements  
as well as historical evidence  
to explain  
the  
claims  
which  
appear to be  
logical  
but  
still arouse much  
ambiguity  
and  
doubt  
. From the legal aspects,  
the following article  
carefully analyzed  
the  
legal basis  
that China  
put forward to  
explain  
the  
ir claims of  
sovereignty  
in accordance with articles from  
sources  
of international law  
, especially  
UNCLOS, as well as  
carefully considered  
the  
historical evidences  
so as to  
come  
to the conclusions

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as follow:

(  
1)  
statements  
about  
the  
legal basis  
and  
the respect for  
international law  
of  
China in the South China Sea's dispute  
seems to merely  
exist in words  
(  
2), what China  
claims  
remains  
vague  
and  
lacks  
legal basis  
,  
or  
they  
simply  
have no  
legitimacy  
as China's always  
explained

.  
It can be referred from the article that  
South China Sea

,  
or  
else it's merely  
the  
application of  
another  
"international law" which  
is different from  
the common  
understanding  
of  
the international community  
.

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ABSTRACT