

SOURCE: Facebook page of Yuriy Lutsenko, Prosecutor General of Ukraine
<https://www.facebook.com/LlutsenkoYuri/posts/1073660022833172>

25/11/2018



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25 November 2018 · 🌐



The military prosecutor's office of the Southern region and part of the prosecutor's office of the OOO zone are raised on anxiety. Together with the SBU, registration was carried out and emergency investigative actions on the act of aggressive war by the Russian Federation (century 437 KКУ)

The ram of the raid tower " Yana Kapu " by the border ship of the Russian Federation and the admiration of the boat of the Navy of Ukraine is subject to signs of aggression according to the definition of article 3 of Article 3314 (XXIX) of the UN General Assembly of 14 December 1974 of the year, namely: an act of aggression is, in particular, an attack by the state's armed forces on land, maritime or air forces, or the marine and air fleets of another state.

According to Articles 17, 38 of the UN Convention on the Law of the Sea (hereinafter - UN Convention) and Article 2 of the Agreement between Ukraine and the Russian Federation on Cooperation in the Use of the Sea of Azov and the Kerch Strait (hereinafter - the Agreement), military ships of Ukraine enjoy the freedom of shipping in the Kerch Strait and the Sea of Azov, therefore, they can make a passage through the Kerch Strait at any time, subject to the safety of the shipwreck.

Reference. Article 17 of the UN Convention sets out that, subject to the Convention, vessels of all states, both coastal and non-sea, enjoy the right of peaceful passage through the territorial sea.

Part 1 of Article 36 of the UN Convention determines that in the straits listed in Article 37 of the UN Convention, all vessels and aircraft machines use the right of transit passage, which should not be obstructed.

Part 1 of Article 2 of the Contract provides that merchant vessels and military ships, as well as other state vessels under the flag of Ukraine or the Russian Federation exploited for non-profit purposes, are used in the Sea of Azov and the Kerch Strait of the freedom of shipping.

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