

# South China Sea: US warship sails within 12 miles of China-claimed reef

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## **The USS Dewey came close to Mischief reef in a so-called ‘freedom of navigation operation’.**

A US navy warship sailed within 12 nautical miles of an artificial island built up by China in the South China Sea, US officials have said, the first such challenge to Beijing in the strategic waterway since Donald Trump became president.

The officials, speaking on condition of anonymity, said the USS Dewey had travelled close to Mischief reef in the Spratly Islands, among a string of islets, reefs and shoals over which China has territorial disputes with its neighbors.

The so-called “freedom of navigation operation” by the destroyer, which is equipped with guided missiles, is sure to anger China. It comes as Trump is seeking Beijing’s cooperation to rein in ally North Korea’s nuclear and missile programs.

Territorial waters are generally defined by UN convention as extending at most 12 nautical miles from a state’s coastline.

One US official said it was the first operation near a land feature which was included in a ruling last year against China by an international arbitration court in The Hague. The court invalidated China’s claim to sovereignty over large swathes of the maritime area, but Beijing rejected its findings.

The US patrol, the first of its kind since October, marked the latest attempt to counter what Washington sees as Beijing’s efforts to limit freedom of navigation in the strategic waters.

The United States has criticised China’s construction of man-made islands and build-up of military facilities in the sea and expressed concern they could be used to restrict free movement.

US allies and partners in the region had grown anxious as the new administration held off on carrying out South China Sea operations during its first few months in office.

Last month, top US commander in the Asia-Pacific region, Admiral Harry Harris, said the United States would likely carry out freedom of navigation operations in the South China Sea soon, without offering details.

Still, the US military has a long-standing position that these operations are carried out throughout the world, including in areas claimed by allies, and they are separate from political considerations. The White House did not immediately comment on the latest action.

The Pentagon said in a statement it was continuing regular freedom of navigation operations and would do more in the future but gave no details of the latest mission.

“We operate in the Asia-Pacific region on a daily basis, including in the South China Sea. We operate in accordance with international law,” Pentagon spokesman Captain Jeff Davis said in the statement.

Under the previous administration, the US navy conducted several such voyages through the South China Sea. The last operation was approved by then-president Barack Obama.

China’s claims to the South China Sea, which sees about \$5 trillion in ship-borne trade pass every year, are challenged by Brunei, Malaysia, the Philippines, and Vietnam, as well as Taiwan.

The latest patrol is likely to exacerbate US-China tensions that had eased since Trump hosted Chinese president Xi Jinping for a summit in Florida in April.

Greg Poling, a South China Sea expert at the Washington-based Center for Strategic and International Studies, said the operation was also the first conducted by the United States close to an artificial feature built by China not entitled to a territorial sea under international law.

Previous freedom of navigation operations have gone within 12 nautical miles of Subi and Fiery Cross reefs, two other features in the Spratlys built up by China, but both of those features are entitled to a territorial sea.

Mischief reef was not entitled to a territorial sea as it was underwater at high tide before it was built up by China and was not close enough to another feature entitled to such a territorial sea, said Poling.

He said the key question was whether the USS Dewey had engaged in a real challenge to the Chinese claims by turning on radar or launching a helicopter or boat – actions not permitted in a territorial sea under international law.

Otherwise, critics say, the operation would have resembled what is known as “innocent passage” and could have reinforced rather than challenged China’s claim to a territorial limit around the reef.

**Reuters**

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