Ecological connectivity between the areas beyond national jurisdiction and coastal waters: Safeguarding interests of coastal communities in developing countries

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ABSTRACT

The UN General Assembly has made a unanimous decision to start negotiations to establish an international, legally-binding instrument for the conservation and sustainable use of marine biological diversity within Areas Beyond National Jurisdiction (ABNJ). However, there has of yet been little discussion on the importance of this move to the ecosystem services provided by coastal zones in their downstream zone of influence. Here, we identify the ecological connectivity between ABNJ and the coastal zones with a focus on the Least Developed Countries (LDCs). We then use ocean modelling to develop a number of metrics and spatial maps that serve to quantify the connectivity of the ABNJ to the coastal zone. We find that the level of exposure to the ABNJ influences varies strongly between countries. Similarly, not all areas of the ABNJ are equal in their impacts on the coastline. Using this method, we identify the areas of the ABNJ that are in the most urgent need of protection on the grounds of the strength of their potential downstream impacts on the coastal populations of LDCs. We argue that indirect negative impacts of the ABNJ fishing, industrialisation and pollution, communicated via oceanographic, cultural and ecological connectivity to the coastal waters of the developing countries should be of concern.

1. Introduction

Communities living along the ocean coastlines, especially those in the developing world, perceive the value of the goods and services provided by the ocean mostly from a national perspective, related to the territorial waters or exclusive economic zone (EEZ). However, the Areas...
Beyond National Jurisdiction (ABNJ) comprise about 64% of total ocean surface area [1], and there is a growing appreciation of the importance of the ABNJ for the provision of critical ecosystem services (e.g. Ref. [2]). Despite this, to date there has been little consideration or understanding of the role, influence and importance of the ABNJ to coastal waters (defined here as predominantly territorial waters). Nevertheless, there is a growing body of evidence to suggest that the ABNJ and the coastal waters are tightly connected, and that activities in the ABNJ are impacting the coastal zone, particularly where communities living along the coastlines are reliant on marine resources for their food security or livelihood. The following review and discussion addresses this body of evidence.

Under a principle of “Freedom of the Seas” of the United Nations Convention on the Law of the Sea (UNCLOS), states have a freedom of navigation, overflight, the laying of submarine cables and pipelines, the construction of artificial islands or installations, fishing and conduct of scientific research in the High Seas [3]. Thus, ABNJ is particularly vulnerable to human activities as no single state has a legal or political mandate for its protection (e.g. Ref. [4]). Nevertheless all share a legal duty under UNCLOS for the protection and preservation of the marine environment and to cooperate for this purpose (UNCLOS Articles 192, 194.5 and 197). However, in practice, the diverging interests of environmental protection and the sustainable management of ocean ecosystems on the one hand, and the exploitation of living and non-living marine resources and other economic activities such as maritime transportation on the other, stand in the way of international agreement on protection.

The major types of services that the High Seas are providing for humankind can be divided into four major groups: provisioning, regulating, habitat and cultural services [2], similar to the generic marine ecosystem services frameworks (e.g. Ref. [5]). Many of these services have an indirect effect on the coastal zone. For instance, carbon sequestration by the ABNJ has indirect impact on the coastal zone by acting to decrease climate warming and sea level rise. However, other services have a direct, more immediate impact on the coastal zones, especially those with a tight ecological connectivity (see section 3 for definition) to the ABNJ.

For example, one of the ABNJ habitat services, lifecycle maintenance (referring to the maintenance of life cycles of migratory species [6]), is of critical importance to coastal areas. Here, deterioration of a habitat that is used by migratory species for breeding or for the protection/nurturing of juvenile life stages may force these species to travel longer distances to find alternative locations, during which they will be exposed to elevated risk or mortality. Similarly, the exposure of migratory species to fishing and shipping impacts along their migratory corridors can undermine the work of coastal communities to protect vulnerable species within their own waters and shorelines [7].

[8] have suggested that the spatial/geographical proximity of a state’s maritime borders to open ocean ABNJ – its so-called “adjacency” – is not the only indicator of connectivity when planning conservation measures for contiguous ABNJ. They argue that oceanographic, cultural and ecological connectivity with the ABNJ needs to be considered when assessing a coastal state’s interests and possibly priorities for protection.

Various suggestions of management practices, which might restrict fishing in the ABNJ (e.g. Ref. [9]), have raised strong concerns about global food security. However, a few studies have demonstrated that the ABNJ fisheries play a negligible direct role in global food security (e.g. Refs. [10,11]). Indeed, most of the species caught in the ABNJ are being supplied to the upscale markets in affluent countries [12]. Similarly, analysis of fishing vessel activity data, shows that the High Sea fishing is predominantly a wealthy nations activity with less than 3% of the of effort attributed to vessels flagged to lower-income countries [13].

Although a direct positive impact of the ABNJ fisheries to global food security might be minimal, their indirect impact on the food security of the least developed countries (LDCs) could potentially be significant and requires urgent evaluation. For example, ABNJ fisheries may affect both target and associated and dependent species via by-catch, habitat degradation or genetic impoverishment. We develop estimates of the connectivity between the ABNJ and the coastal waters, and review current knowledge of ecological connectivity in the oceans of relevance to interactions between coastal waters and the ABNJ. Our conclusions highlight strong connectivity between some areas of the ABNJ and the coastal zones and suggest that the socioeconomic consequences of downstream impacts of the ABNJ should be taken into account when proposing conservation or management measures.

It should be noted that the terminology of ‘High Seas’ and ABNJ or Area(s) Beyond National Jurisdiction is often used freely and interchangeably in the popular and even scientific literature. This can cause confusion, especially when dealing with the geopolitics of these areas. UNCLOS does provide some clarity on this by defining that the areas beyond the limits of national jurisdiction (ABNJ) include:

A. the water column beyond the Exclusive Economic Zone (EEZ), or beyond the Territorial Sea where no EEZ has been declared, called the High Seas (Article 86); and

B. the seabed which lies beyond the limits of the continental shelf, established in conformity with Article 76 of the Convention, designated as the “Area” (Article 1).

This therefore distinguishes the ‘Area’ (seabed) from the High Seas’ (water column above) and the total of both would then be referred to as the Area Beyond National Jurisdiction (ABNJ). Throughout this paper, the authors will refer to the ABNJ (which addresses both singular
and plural usage) to cover both vertical distinctions. The term ‘High Seas’ will be used, as appropriate, when citing directly from an existing publication that uses that specific terminology or when the discussion is, indeed, referring only to the High Seas water column.

2. Marine ecological connectivity

Ecological connectivity is a complex natural phenomenon linking various components of marine ecosystems in time and space. Ecological connectivity between distant marine ecosystems is effected through two types of connections: passive or circulation connectivity mediated by the ocean currents and active or migratory connectivity achieved by active swimming by marine species (e.g. Ref. [12]).

2.1. Circulation connectivity

Energetic ocean currents are the key medium by which distant ocean regions are connected to each other (e.g. Ref. [13]), and this includes connectivity of the coastal zones to the ABNJ. The timescales on which this connectivity occurs are of paramount importance since they govern the range and the magnitude of impact of relevant processes. These timescales regulate the level of impact on the structure of marine ecosystems, the level of exposure to marine pollution and the impact from upstream human activities such as shipping and marine exploitation (e.g. Ref. [14]).

Coastal zones with a short timescale of connectivity to the High Seas are already facing, or may soon be exposed to, a number of significant challenges arising from the pollution, overfishing, mining or geoenvironmental experiments in the High Seas.

Here we need to first distinguish the direction of connectivity. Upstream connectivity is determined by the source areas from which waters reaching a particular location are coming, and thus which areas are influencing that location (e.g. Ref. [14]). In contrast, downstream connectivity is determined by the ‘sink’ areas to which the waters leaving a particular location are going, and thus which areas are being influenced by that location (e.g. Ref. [13]).

Secondly, we distinguish connectivity timescales, for example those comparable to the pelagic larval stages characteristic of many marine organisms, which therefore permit impacts relevant to ecosystem structure (e.g. Refs. [15,16]) or those, comparable to the timescales of “half-life” of marine pollutants which are of potential threat to marine ecosystems. In the latter case, connectivity to regions of oil exploration or transportation can put locations at risk of oil contamination if connectivity timescales are short enough, but this becomes less important when timescales are longer than those of weathering, biodegradation or dispersal (e.g. Ref. [17]). This approach simplifies the real situation in the ocean, where the sensitivity of habitats receiving pollution varies, where the harm of some pollutants is not straightforward to quantify, and where the two distinctions outlined here are entwined, for instance pollutants damaging pelagic larval stages being dispersed in the same current.

As noted, numerous marine organisms spend all (holo-) or part (mero-) of their lifespans as planktonic forms that disperse passively with ocean currents. Typically, meroplanktonic organisms spend only the early, larval portion of their life history as plankton, and use this period for passive (or nearly passive) dispersal and feeding. As such, dispersal distances for such marine species will partly scale with the time that they spend in planktonic life stages (e.g. Refs. [18–20]), and this time (pelagic larval duration, PLD) varies greatly from species to species, ranging from days (e.g. anemone fish with PLD of a few hours to days) to months (e.g. Spanish mackerel with a PLD of 2–4 weeks, [21]; rock lobster with a PLD of ~18 months, [22]).

Alongside the average timescale of ocean connectivity is its variability. The position, strength and even direction of ocean currents can be highly variable and connectivity between ocean regions is correspondingly affected. Such variability in connection may occur over short time periods in association with changes in atmospheric forcing (i.e. weather) or stochastic eddy variability, or may occur over longer periods related to the wider ocean circulation which is in turn linked to seasonal, interannual and multidecadal climate patterns, such as biannual monsoon seasons, ENSO (El Niño–Southern Oscillation). Further modifications of ocean connectivity due to climate change is already known to be occurring (e.g. Ref. [23]), and is anticipated to become more pronounced into the future [13,24].

The strength and persistence of connectivity and the importance of connectivity “stepping stones” can be assessed by a variety of methods including an application of network analysis using a graph theory approach [25,26] or using Lagrangian approaches based either on numerical models of ocean circulation [13] or on the remote sensing estimates of ocean currents [27].

Note that, while most coastal regions have strong connectivity with other regions due to the presence of significant boundary currents (e.g. Gulf Stream, Kuroshio) or features such as coastal upwelling (e.g. California and Humboldt currents), this is not universal. Oceanic islands located in the subtropical gyres of the major basins experience relatively weak currents that translate into limited connectivity on subannual and even subdecadal timescales [14]. Such isolation reduces the risk of impacts from pollutants with a short “half-life”, but it may also limit potential recruitment and restocking for local marine resources. Regional barriers to larval connectivity may play important roles in speciation and the diversity of distinct marine communities [28], as well as in their future management.

Connectivity to locations of high nutrient content is also of critical importance for marine ecosystems. Among the most notable examples are: the Southern Ocean control of low latitude productivity [29], the Arctic Ocean ecosystems sustained by advective connectivity to the nutrient-rich north Pacific and Atlantic oceans (e.g. Ref. [30]), vast phytoplankton blooms around Southern Ocean and Madagascar islands sustained by the natural downstream iron fertilisation from shallow sediments [31,32].

Analysis of circulatory connectivity can provide useful information for ocean management and conservation planning. Analysis of connectivity patterns can be used to describe more ecologically relevant management areas versus jurisdictionally defined boundaries for ocean planning [33]. Regional connectivity patterns can also be used to assess and prioritize regional conservation network design including the analysis of contributing and receiving EEZ jurisdictions [34] and prioritization of conservation sites based on their contribution to network connectivity.

2.2. Migratory and cultural connectivity

Migratory connectivity between marine ecosystems is achieved by regular movement of marine species from one place to another, often from breeding to feeding (non-breeding) grounds and back [35]. This needs to be considered together with the cultural connectivity, as the cultural and ceremonial importance of highly migratory species to the coastal and island nations of the Indian and Pacific Oceans cannot be ignored when discussing governance of the ABNJ. The ocean has long held cultural significance for the traditional communities of these regions, and many species that migrate through the ABNJ are intricately linked to the identity of a number of coastal communities [36]. The vast majority of these coastal communities still partake in small-scale fisheries, often using traditional methods and practices [37,38]. Apart from being significant in terms of identity and a way-of-life, these communities are dependent on marine resources for food, and as a commodity for trade/sale [37,39]. In some areas, such as Polynesia and parts of Canada [40] and New Zealand fishing for certain species can also hold a ceremonial, cultural or ritual significance. It should also be noted that a number of traditional fisheries still target what are today considered conservation species, e.g. sharks, seals, turtles and sea birds, although management measures to control or make such practices illegal have
been introduced in a number of countries. The tourism potential, linked to the availability of charismatic marine fauna, is still in its infancy in many countries but holds significant potential \([41]\). For many developing countries, marine tourism (e.g. turtle nesting, bird watching, whale watching both land and sea based) is a growing sector, and the protection of migratory species throughout their range is important.

Data from multiple sources were used to map the distribution and/or movement of marine species in the ABNJ of the Indian and Pacific Oceans \([42, 43]\). It is evident that the tuna resources are distributed throughout much of the west and northern Indian Ocean; and span the low and mid-latitude regions in the Pacific Ocean. Tuna undertake much of their life-cycle in these regions, migrating between spawning and feeding grounds, for example Albacore tuna \([42]\). In the Indian Ocean, the main tuna distribution, as denoted here by the main tuna catch area, spans the territorial waters of many Western Indian Ocean (WIO) countries, and beyond into the ABNJ \([42, 43]\). In the Pacific Ocean, the main tuna distribution \([45]\) spans the territorial waters of the Philippines Islands, the Pacific Island groups of Micronesia, Melanesia and Polynesia, the west coast of the Central and northern South American continents, as well as the ABNJ beyond these EEZs. Considering the large degree of connectivity of these stocks between neighbouring EEZs and ABJN, the establishment and protection of wilderness areas has been noted as a means to preserve tuna stocks \([50]\).

Tuna are an important resource for many people globally, both as a food source with nutritional and cultural importance, and an important economic income (e.g. Refs. \([51, 52]\)). This is particularly the case in some developing nations such as countries throughout the Pacific and the Indian ocean, where tuna fishing provides food, employment and income for subsistence and artisanal fishers, as well as commercial and recreational game fishers \([53, 54]\). For many of these developing countries there is room to expand (although recognising such challenges as infrastructure development, transportation and improved management) these commercial operations within their EEZs and the ABNJ and so enhance domestic fish supply (e.g. Ref. \([53]\)). The presence of these large pelagic predators (or gamefish) also presents the potential for growth in terms of recreational fisheries. A number of developing countries around the world have recognised recreational fisheries as a growing industry with the potential to contribute to economic growth, especially with regards to the concomitant growth of local tourism (e.g. Ref. \([54]\)). Tuna in general are highly migratory species, crossing many exclusive economic zone boundaries and moving into areas beyond national jurisdictions \([55]\). As such, there is the criticism that using traditional marine protected areas (MPAs) to protect such migratory fish stocks is not particularly effective, especially so in the ABNJ where species may occupy large geographical areas \([55]\). The importance of vertical connectivity has also been expressed in this regard. For instance, an increasing number of MPAs protect the seabed while the water column remains open for extractive use. The seabed and water column are, however, inextricably linked. Emerging research increasingly links upper-ocean communities and processes to seabed ecology and biogeochemistry \([56]\) suggesting that exploitation of the water column is likely to have a significant and widely distributed footprint in the deep-sea.

Apart from these widely distributed and highly migratory pelagic fish stocks, other species of conservation importance also traverse the ABNJ and the territorial waters of numerous countries. In a recent study analysing the migration of 14 migratory marine species (including sharks, leatherback turtles, sea lions, seals, albatross, shearwaters and blue whales), cumulatively, these species visited 86% of Pacific Ocean countries, with some spending up to three-quarters of the annual cycle in the ABNJ \([57]\). Considerably less is known about movement in oceanic sharks compared with tuna, particularly in the Indian Ocean \([58]\). However, emerging telemetry research from the western Indian Ocean, known to be a global biodiversity hotspot for oceanic taxa \([59]\), found tiger sharks (Galeocerdo cuvier) exhibiting both coastal and oceanic movements, with one individual moving from coastal waters to the ABNJ and then crossing a total of eight EEZs (Barkley, in press).
days this individual travelled almost 3000 km and spent just under 10% of its time in the High Seas. This mirrors results from Australia and the Hawaiian Islands [63,64] and highlights the vulnerability of tiger sharks to multiple fishing operations: coastal, EEZ and those of the High Seas [65]. Using the quite different technology of isotope analysis, studies such as [61] use isotopic landscapes (isoscapes) to identify where sharks feed.

Notwithstanding the issue of species migration/transience, utilising MPAs in the ABNJ that target preferred or critical habitats could provide protection for highly migratory species [43,52]. Marine protected areas have been shown to positively influence species abundance and biomass [63] and with the correct design and implementation, utilising MPAs in the ABNJ could protect highly mobile species and positively influence the economy of developing countries that rely on them.

3. Modelling circulation connectivity between the ABNJ and the coastal zones

3.1. Circulation connectivity indices

Depending on the prevailing ocean circulation, coastal zones differ in their connectivity to the ABNJ and the timescales involved can vary significantly. Due to the strong spatio-temporal variability and directionality of ocean flow [43], close geographical proximity of coastline areas to adjacent ABNJ is not always a good indicator of strong connectivity between these areas. Here, we aim to quantify this connectivity and provide an objective measure of the associated timescales for each of the coastal and island LDCs.

Using a Lagrangian particle-tracking method in conjunction with a high resolution ocean circulation model (see Supplementary Material), we are able to estimate the passive (oceanographic) connectivity between the coastal waters of developing countries and the ABNJ.

Our approach follows a general methodology proposed by Ref. [43]. In this, we uniformly identify thousands of virtual ‘arrival points’ in a ribbon-like region running along each country’s shoreline and stretching approximately 15 km away from the coast. The width of this ribbon was chosen for two reasons. Firstly, from the point of view of model horizontal resolution (approximately 7 km), this is the minimum distance that is guaranteed to include more than one model grid cells. Secondly, the focus of this study is coastal communities of LDCs, and 15 km is approximately the maximum distance offshore that can be reached by local artisanal fishers. It also approximates with territorial waters which are generally limited to 12 nm (22 km) off the coast.

Using these arrival points, together with our high resolution model of ocean circulation, we track “virtual particles” backwards in time (upstream) in time for one year to investigate where each country’s coastal waters originate from. The use here of backwards (upstream) particle trajectories identifies where water masses reaching a coastal release point have come from, rather than forwards (downstream) particle trajectories which identify where water masses leaving a coastal release point travel to.

Experimental “arrivals” were recorded four times each year (January, April, July, October) for a decade of the recent past (2005–2014; 40 releases in total). Such an approach allowed us to take into account both interannual and seasonal variability of ocean circulation in our characterisation of coast to ABNJ upstream connectivity.

Readers unfamiliar with Lagrangian modelling terminology may find the following analogy of the backward approach helpful. Imagine that millions of rubber ducks each equipped with GPS (global positioning system) recorders are constantly being released within the ABNJ’s. Via ocean circulation, some arrive in the coastal waters of a country of interest. Four times a year, for a decade, an observer picks up all of the ducks within 15 km of the coast and uses their GPS records to establish where exactly in the ABNJ they were released a given number of months ago, and what route they took to arrive to the coast. To present an objective measure of the circulation connectivity, we calculated how long it took for each particle to travel from the nearest point in the ABNJ to the coastal location of interest.

We then characterised each country by two metrics:

1. **Connectivity index (in %)**: this describes the fractional upstream connectivity of a country’s coastline to the ABNJ on a given timescale; with six months chosen here as a standard reference period. **Connectivity index** is designed to give an indication of the fraction of a country’s coastline that is impacted by the ABNJ.

2. **Connectivity timescale (in days or months)**: this is the representative time period over which a country’s coastal zone is connected (upstream) to the ABNJ. It is calculated here as the average time period taken by the fastest quartile of particles to arrive from the ABNJ to the coastal zone. **Connectivity timescale** is thus designed to give an indication of how fast the ABNJ can influence a substantial part (with 25% chosen here as a standard reference fraction) of a country’s coastline.

Although both indices can be utilised to inform marine resource governance at a country scale, they are presented here to illustrate the difference between countries and to draw attention to the countries that are most affected by the ABNJ upstream from their coastal waters.

We illustrate the general approach and these metrics in Fig. 3a using two contrasting examples: the Federal Republic of Somalia and the Republic of Senegal.

The complex and vigorous surface circulation of the north-west Indian Ocean, with its seasonally-reversing currents driven by the monsoon (Fig. 3b), makes the coastline of the Federal Republic of Somalia one of the most ABNJ-connected coastlines in the world (cf. section 3.1 for the full analysis). Of particular importance in shaping this circulation footprint are the East African Coastal Current, the seasonally-reversing Somali Current and the South Equatorial Current (Fig. 3b). As the purple colours on Fig. 3a show, the Federal Republic of Somalia has an ABNJ connectivity timescale of 36 ± 6 days indicating that it takes on average 36 days to connect 25% of the country’s coastal waters to the nearest upstream areas of the ABNJ. The country’s corresponding six month connectivity index is 60 ± 3%, indicating that 60% of the country’s coastal zone is impacted by waters that originated in the ABNJ on the timescale of six months or less. This example illustrates a country requiring a priority in its conservation efforts as stronger connectivity indicates enhanced coastal vulnerability to the activities in the upstream-connected regions of the ABNJ. In agreement with our results, there is observational evidence that remote ecosystems in this highly dynamic region are connected. For instance, several coral reef dwelling organisms along the Red Sea coast have been shown to exhibit a strong genetic heterogeneity at the southern end where the basin connects to the Indian Ocean, indicative of high gene flow (e.g. Ref. [43]). Calculating connectivity pathways from remote-sensing datasets, it has also been shown that the southern province of the Red Sea is affected by remote upstream regions in the Gulf of Aden and Indian Ocean [43]. The southern Red Sea is subjected to a considerable biannual water influx from the Indian Ocean via the Gulf of Aden, which facilitates gene flow between the two regions [43,65].

By contrast, the Republic of Senegal on the West coast of Africa is one of the least ABNJ-connected coastal zones. Ocean currents in this region are dominated by the relatively weak, southward-flowing Canary Current, which feeds into the westward-flowing North Equatorial Current, and the southward-flowing Guinea Current. As seen from Fig. 3a, on a timescale of six months, most of the coastal zone remains unconnected to the ABNJ. The six month connectivity index is only 12%, with coastal waters originating mostly from within the country’s own EEZ or from neighbouring EEZs. Similarly, the country’s ABNJ connectivity timescale is much longer than that of the previous example at 227 days.
Kiribati in the Pacific Ocean; and Liberia in the Atlantic Ocean.

2014. The organisation for Economic Co-operation and Development (OECD) list identified 31 coastal and island least-developed countries (LDCs) as having significant challenges arising from pollution, overfishing, mining and geoeconomic experiments (e.g. Ref. [7]) in the ABNJ. At the same time, not all areas of the ABNJ are equally important for their impact on coastal zones. Fig. 3’s map indicates the number of LDCs connected to each area of the ABNJ while Fig. 4’s map indicates the length of the LDC coastlines impacted by each area of the ABNJ. These maps identify regions of the ABNJ that potentially require the most stringent regulation of activities because of their potential effects on coastal ecosystem services of the LDCs. Three areas are most prominent in this respect: the central Indian Ocean (the ABNJ part of the Mascarene Plateau); the northern Bay of Bengal; and the “High Seas pockets” of the Pacific Islands.

4. Implications of the ecological connectivity for ecosystem services

Marine ecosystem services are defined broadly as the human benefits obtained from marine ecosystems. They fall into four major categories: 1. provisioning services (seafood, mineral, genetic, medicinal and ornamental resources); 2. regulating services (air purification, climate regulation, waste treatment, biological control); 3. habitat services (lifecycle maintenance, gene pool protection); 4. cultural services (recreation and leisure, aesthetic, cultural, spiritual and historical). Many of the ecosystem services provided by the ABNJ have an indirect effect on the coastal zone. For instance, carbon sequestration indirectly impacts the coastal zone by acting to decrease climate warming and sea level rise. However, via tight ecological connectivity, other ABNJ services have a direct, more immediate impact on the coastal zones. For instance, a large number of commercially and culturally important migratory species straddle both the coastal zone and the ABNJ, with the latter providing a critical lifecycle maintenance service to the former. Deterioration of ABNJ habitat used by such species may disrupt recruitment by forcing species to travel longer distances to find alternative habitat. Similarly, disturbance of ABNJ areas for spawning or nurturing of juvenile life stages would directly impact fish stocks in coastal areas connected via the ocean circulation of larvae. Pollution of the High Seas/ABNJ potentially also presents a direct threat to the ecosystem services of the coastal zones via circulation connectivity. Recent examples include the jurisdiction-straddling Sanchi oil spill and its long-distance impacts, and the emerging threat of plastic contamination, driven in part by High Seas contamination by the shipping and fishing industries.

5. Examples of the importance of connectivity between the ABNJ and the coastal zones

5.1. Costa Rica thermal dome

The concept of Outstanding Universal Value (OUV) is central to the World Heritage Convention when defining why a location is considered sufficiently significant as to justify its inclusion in the UNESCO World Heritage List. Currently, there are no World Heritage Sites in the ABNJ;
but because of increased awareness of their role in marine ecology, a growing effort is underway to apply the OUV concept in these areas (e.g. Ref. [72]).

[72] considered five potential areas of OUV in the ABNJ, including the Costa Rica Thermal Dome. This example is highly relevant here since it is one of the most clearly recognisable and observable ABNJ features, and has strong ecological, circulation and cultural connectivity to the coastal zones of Central American countries [67]. The Dome is an upwelling-driven oceanographic system that plays an important role in ecology across the eastern Tropical Pacific Ocean (e.g. Refs. [67, 73]). The Dome is situated mostly within ABNJ, but, as it is delineated by oceanographic features, it has a variable size and can extend into the EEZs of the adjacent Costa Rica, Nicaragua and El Salvador. Wind-driven upwelling in the area acts to enhance primary production, which attracts fish and their migratory predators. The Dome is recognised as a year-around habitat of endangered Blue Whales, and it serves as a location for their mating and raising of calves. Via migration, the Dome is also closely connected to the population of the Blue Whales along the western coast of North America. Additionally, it overlaps part of the migratory route of Leatherback turtles, and is connected with the Central American turtle nesting beaches. It is also noted for the presence of common dolphins, yellowfin tuna and jumbo flying squid [67].

Commercial fishing and cargo shipping are the most pressing human impacts on the Dome's ecosystem as it is situated in close proximity to the shipping routes converging on the Panama Canal. In addition, there is a growing concern about the potential use of this high nutrient-low chlorophyll (HNLC) area as a geoengineering site for artificial iron enrichment experiments [67].

Although the Costa Rica Thermal Dome is not adjacent to EEZs of
any of the LDCs that are the focus of this article, it presents an interesting, and developing, case study example which arguably should be followed for other similar features. For example, the Mascarene Plateau upwelling system is probably the most significant feature in this respect, with strong connectivity to the least developed maritime countries of the East Africa region. Moreover, upwelling and channeling effects on the South Equatorial Current as produced by the Mascarene Plateau, and the subsequent downstream interactions with the east coast of Madagascar and resultant generation of mesoscale eddies within the Mozambique Channel have a major influence on productivity and biomass in the Agulhas Large Marine Ecosystem.

5.2. Seamounts

Seamounts are mountains rising from the seafloor but not breaking the surface to form islands. Typically formed through volcanic processes, they are abundant (especially in the Pacific Ocean) and usually characterised by enhanced biological activity and diversity, attracting many migratory species. Seamounts are also an important illustration of the importance of the ABNJ for the coastal zones. Growing evidence shows that many geographically-isolated seamounts are not biologically-isolated habitats and instead may have assemblages of benthic species similar to those of the continental slopes and banks of EEZs, at least those regions within the same biogeographic province. At the same time, analysis of fisheries data from around seamounts indicates that they are hotspots of pelagic biodiversity. Higher pelagic species richness was detected in association with seamounts than with coastal or oceanic areas. Their enhanced productivity supports not only local resident species, but also, what is most important for the topic of this paper, migratory species such as sharks and tuna (e.g. Ref. [79]). The enhanced phytoplankton production adjacent to the seamounts may have an important indirect impact on ecological connectivity.

Eddies and currents trap phytoplankton-rich water masses, covering large distances, supporting passive larvae during their vulnerable stage. Indeed, larvae undergoing development in high-nutrient areas have an improved chance of survival following transition into oligotrophic waters, and increased productivity has clearly been shown to support survival in early larval stages (Cowen and Sponaugle 2009). All of the above points underscore the importance of connectivity among the seamounts, and between seamounts and shelf slopes and thus their important role as stepping stones in chains of ecologically connected habitats. Furthermore, against the backdrop of the growing threat of climate change to the marine environment, seamounts are emerging as potential "climate refuges"; deeper and cooler habitats that can serve as a refuge for fauna in a warming and increasingly acidic ocean.

With a large number of seamounts situated within ABNJ, and some chains spanning EEZs and ABNJ, their exposure to the fishing and anticipated exposure to the impact of marine mining is becoming a pressing issue in light of their significant role in ecological connectivity. However, their recovery from human impacts is slow due to the typically slower growth rates of the large, deep sea megafauna associated with them. Human impacts are not limited to the immediate area of direct physical disturbance to a sea mount but also include downstream effects. At present these include the impacts of sediment plumes from trawling (especially heavy-weighted bottom trawls) and, in the near future, from deep-sea mining plumes. Plumes from both have a potential to persist for extended periods of time while advected by ocean currents, and those of deep-sea mining may potentially be toxic. Fishing on seamounts is focused not only on local deep-sea species, but also targets migratory pelagic species such as sharks and tuna (e.g. Ref. [80]), and disturbs the ecological connectivity along seamount corridors. Thus establishing networks of marine reserves on seamounts may help to protect connectivity for economically and
culturally important migratory species [83].

6. Gaps in evidence for connectivity and impact of climate change

Ecological connectivity across the global ocean is an emerging area of science and some gaps in evidence are inevitable. Establishing the underlying connectivity of ocean circulation relies on the quality of either the ocean model (as done in this study) or the global observational dataset synthesized from ocean float and satellite-derived observations used for obtaining ocean current velocities. Both areas of research have made substantial progress in the last decade, and further progress is expected to be rapid due to advances in computing power, an increasing fleet of advanced ocean floats, coordinated and standardized international efforts for sustained observations (e.g. Global Ocean Observing System, GOOS, [http://www.gocean.org] and more sophisticated remote sensing.

However, relating the spatial distribution of a species to its dispersal ability is one of the fundamental challenges in marine ecology and biogeography [84]. Although a positive relationship between these two factors has been established (i.e. a large range typically correlates with dispersal), other factors responsible for geographic range size can complicate defining the exact limits due to passive connectivity (e.g. availability of food resource, fishing impacts).

Finally, migratory connectivity is an area where evidence and confidence is rapidly increasing due to recent progress in genetic and isotopic techniques (e.g. Ref. [85] and aquatic telemetry (e.g. Ref. [86]). Advances in miniaturization, battery engineering, and software and hardware development, have allowed the monitoring of marine organisms whose habitats stretch across the globe; and is fast accelerating scientists’ ability to observe animal behaviour and distribution, improving our understanding of the structure and function of global aquatic ecosystems [87] and connectivity. The establishment of a global network and centralized database would allow for the collection and dissemination of telemetry data on a global scale [88].

Importantly, patterns of present day ecological connectivity will not remain static in time due to the emerging impact of climate change on both ocean circulation [89] and the global climate-driven redistribution of species [90]. Areas deemed important for conservation may not remain so in the longer term requiring climate-proofing of ABNJ conservation regimes. Consequently, continuous effort will be required to monitor evolving patterns of marine ecological connectivity, as well as the various anthropogenic impacts that can affect it. Thus the impact of climate change may undermine the conservation efforts and will require approaches which go beyond currently proposed adaptive management [89,87].

The rapid development of technologies for monitoring the ocean present new opportunities for progress in this area. The most promising developments in this arena include marine and aerial autonomous systems, satellite-based remote sensing, telemetry and systems that combine Automatic Identification Systems with satellite-tracking technology (e.g. Ref. [87]) in initiatives like GlobalFishWatch.org. A recent analysis of global long-line fishing fleet behaviour has provided forecasts pelagic fishing effort based on environmental predictors in the high seas [87]. These models allow for the monthly prediction of high seas fishing effort (hence species presence) in ABNJ and could be directly useful for assessing the potential exposure of coastal regions to adjacent fishing pressure. In addition, vessel tracking now allows for near real-time monitoring of fishing vessel movements across multiple jurisdictions [89].

Given the levels of uncertainty, complexity, and anticipated future change in the field of ecological connectivity, the precautionary principle should be widely applied. This principle aims to provide a basis for political action to protect the environment from potentially severe or irreversible harm in circumstances where scientific uncertainty prevents a full risk or cost-benefit analysis.

7. Implications for the ABNJ governance

National sovereign rights and jurisdiction over coastal waters and surrounding or adjacent sea areas are defined in UNCLOS. The Convention allows States’ Parties to declare a territorial sea up to a limit of 12 nautical miles from its coastal ‘baseline’, within which that country controls and owns all resources and activities, notwithstanding the right of innocent passage by other nations’ vessels. Further to this, a State may establish an EEZ out as far as 200 nm from its coastal baseline which allows that state sovereign rights over the use and conservation of natural resources and controlling catch limits for fisheries in that area. As noted above, in relation to the ABNJ, no single state has jurisdiction over these waters or the seabed beneath them (though they do have obligations and jurisdiction over their citizens as well as vessels flagged under national registries in addition to general duties to cooperate to protect and preserve the marine environment and to conserve high seas and seabed living resources). The real problem lies in the apparent lack of political will or the capacity to implement those obligations. It is important to note that the seabed resources (both mineral and living) below the High Seas may “belong” to the coastal state when they are part of the extended continental shelf, while the ‘Area’ (as defined by the Law of the Sea) and its (mineral) resources on the seabed beyond national jurisdiction belong to humankind as a whole, and is subject to a special regime under UNCLOS through the International Seabed Authority.

There are a number of specialized treaties and conventions and associated administrative bodies that cover activities in the High Seas and which should, in principle at least, contribute to their management and the conservation of their resources [87]. Some examples include the International Convention for the Prevention of Pollution from Ships (MARPOL 73/78) adopted by States through the International Maritime Organization, the UN Agreement for the Conservation and Sustainable Use of Straddling Fish Stocks and Highly Migratory Fish Stocks and an array of independently operating regional fisheries management organizations and arrangements that variously address issues related to shipping and maritime pollution as well as fisheries. The International Seabed Authority regulates seabed mining and related activities in the Area and is currently developing regulations to govern deep sea mineral exploitation. However, it is clear that there is still insufficient effort and focus on behalf of the bodies that oversee and administer such treaties and conventions in relation to the effective management and conservation of the ABNJ. Furthermore, there is little, if any interaction, between such efforts and designated responsibilities and they remain mostly sectoral in their approach. Generally, they are focused on politically negotiated areas and boundaries, which restricts their ability to address a more appropriate ecosystem-based approach.

The traditional ‘geopolitical’ definition of rights and jurisdictions as established through UNCLOS provides the framework for national claims and responsibilities. Within these areas a coastal state is expected to uphold certain requirements related to the conservation and sustainability of living marine resources. In this context, the designation of 12-mile territorial waters and a maximum of 200 nm for the EEZ are based on legal delimitations following international political negotiations and agreement. They do not, as such, recognise or take into consideration the extent of marine ecosystems and the connectivity between biological habitats and species and this was not the primary intention of UNCLOS. Much has happened since the 1982 LOS was adopted in the context of understanding of our marine environment, as well as the various threats and impacts to that environment, both chronic and new. The basic principles in place in the law of the sea regime are sound, but it is also clear that they require a great deal of fleshing out, co-ordination and much more systematic and rigorous
implementation [92]. The UN Fish Stocks Agreement is one such example of an attempt to balance distant water fishing states’ and coastal states’ interests in shared fisheries resources, with uneven results. Increasingly however, coastal states are realizing the need for more effective and interactive transboundary management, not just between adjacent coastal States or islands but across the EEZ-High Seas geopolitical divide as established by UNCLOS [75] and this needs to be an ecosystem-based approach rather than being based on geopolitical divisions or prior agreements.

[93] reviewed the gaps in the existing framework for the conservation and sustainable use of marine biodiversity in ABNJ. They listed these as:

1) Absence of a comprehensive set of overarching governance principles
2) A fragmented legal and institutional framework
3) Absence of a global framework to establish MPAs in ABNJ
4) Legal uncertainty regarding the status of marine genetic resources in ABNJ
5) Lack of global rules for EIAs and SEAs in ABNJ
6) Limited capacity building and technology transfer
7) Gaps in the framework for management of High Seas fisheries
8) Mixed performance of Regional Fisheries Management Organisations (RFMOs)
9) Flag State responsibility and the “genuine link”

This list represents a challenging amount of ‘gap-filling’ to come even close to effective management of biodiversity beyond national jurisdiction let alone the activities that are affecting that biodiversity which is, inevitably, closely linked to the issues of connectivity raised above.

A number of organisations like the International Union for Conservation of Nature (IUCN) have a long-standing commitment to achieving effective protection, restoration and sustainable use of biological diversity and ecosystem processes on the High Seas and the seabed Area (collectively, the ABNJ). At the 2004 IUCN World Conservation Congress, IUCN members called for consideration of additional mechanisms, tools and approaches for the effective governance, protection, restoration and sustainable management of marine biological diversity and productivity in the High Seas. In this context, IUCN has proposed 10 principles for High Seas Governance:

1) Conditional freedom of activity on the High Seas
2) Protection and Preservation of the marine environment
3) International Cooperation
4) Science-based approach to management
5) Public availability of information
6) Transparent and open decision-making processes
7) Precautionary Approach
8) Ecosystem approach
9) Sustainable and equitable use
10) Responsibility of States as stewards of the global marine environment

All of these apply equally to the issues and concerns raised here regarding biodiversity, connectivity and sustainable management through the regulation of associated harmful activities that affect the ABNJ/EEZ interface and contiguous relationship. Further detail on each of these 10 principles can be found on the appropriate IUCN web page.2

The connectivity, therefore, that is recognised and established through the research undertaken by this publication raises new implications for coastal States and SIDS in the context of their interest and concern in the effects of how activities are managed in areas adjacent/contiguous to their EEZs or even some distance out beyond the EEZ into the ABNJ, particularly where the effects of such activities can be seen to directly impact on coastal community welfare and/or a country’s national socioeconomic status.

The movement towards effective ocean governance within interlinked coastal regions is focusing now on the ecosystem-based management approach through the recognition of Large Marine Ecosystems (LMEs) as clearly definable areas within the world’s oceans that are not limited by geopolitical boundaries [75]. Although this is certainly a step forward in terms of logic, it presents new challenges for states and for all stakeholders in marine resources. The transboundary nature of LMEs has created a new and growing demand not only for cross-border collaboration between countries but also for the development of partnerships between government, private sector and other stakeholders that can also address regulatory management of areas beyond national jurisdiction that also fall within the boundaries of the main oceanic currents and other oceanographic parameters that define an LME.

Recently there has been a strong and positive movement toward adopting a more formal agreement for effective management and protection of biodiversity in areas beyond national jurisdiction for the sake of the overall global importance of such biodiversity [94]. The issue of connectivity across the EEZ-ABNJ interface explored here highlights the need for greater discussion of the roles, rights and interests of coastal states to ensure and oversee effective and sustainable ‘upstream’ management of both passively and actively ‘connected’ organisms and water quality upon which those states and islands depend.

The issue of management of activities on and in the ABNJ is thus becoming a priority in a number of the world’s ocean and coastal regions. The Sargasso Sea, which is primarily High Seas, is one example where countries, that wish to see the sustainable management and conservation of its marine biodiversity, have formed an alliance through the Sargasso Sea Commission in order to develop and propose management measures within a defined Sargasso Sea boundary [95]. In the Western and Central Pacific Fisheries Convention Area, countries that have signed up to the WCPF Convention and its Commission agree to abide by its adopted rules and procedures including the Conservation and Management Measures (CMM) as set by the Commission. These CMMs extend across the entire Convention Area including the High Seas so that, essentially, the Commission can then control fishing and associated activities both within and beyond the EEZs [96]. In the western Indian Ocean, the Strategic Action Programme endorsed at the ministerial level by all of the nine countries (mainland coastal States and SIDS) across the region formally recognises the implications of transboundary threats from and into High Seas areas and the need to develop management mechanisms that also address the interests of coastal states in the adjacent ABNJ that fall within the LMEs and border the countries of the WIO region [97].

Clearly, there is a growing expectation toward a more clearly defined legal, ethical and moral responsibility for all countries and individuals using the High Seas for trade and for profit to take some level of responsibility for their effects, including on those countries that also draw value and benefit as a result of the proven connectivity into coastal waters and communities depending on food security and socioeconomic sustainability. Having demonstrated the presence of such connectivity (both active and passive) between coastal states and ABNJ, the challenge now will be to develop mechanisms to test and adopt relevant measures to enhance the conservation and sustainable use of marine biodiversity in ABNJ including in areas that affect the interests of coastal States, and to develop mechanisms—global and regional, to ensure effective consultation, consideration and action. Such measures would need to be based on knowledge and understanding of the status quo baseline for adjacent ABNJ followed by long-term monitoring of changes that can be addressed through adaptive management measures. Defining and allocating responsibility for what amounts to fairly time-consuming and costly studies and on-going research will present a

2 https://www.iucn.org/sites/dev/files/import/downloads/10_principles_for_high_seas_governance_final.pdf.
further set of challenges that will also need to be addressed under the new ABNJ/BBNJ agreement.

The first steps have been taken by this current research to understand the importance and time-related nature of the connectivity between the High Seas/ABNJ and EEZs. The next steps will be toward recognising the need and pursuing the development of a global agreement that can ensure the consistent adoption of management practices in all regions and to establish supportive structures at regional scale. A core function will be to define the value of those goods and services for each country/region that are provided through this connectivity so as to justify and drive the identification and adoption of appropriate management measures, in essence an ecosystem and cost-benefit assessment of such connectivity. The clarification and agreement on justifications can accelerate the process of developing appropriate site-specific management practices with all relevant stakeholders.

8. Conclusions and wider implications

- There has been a long-standing disconnect between management of the marine environment in ABNJ and the fisheries productivity and biodiversity within territorial waters. However, a growing body of evidence suggests that these areas are tightly linked via two processes: ecological connectivity and ocean circulation connectivity, both exposing ecosystems of the coastal waters to the downstream influence of activities in ABNJ. For example, it has been shown that overfishing in the ABNJ can affect productivity and fishing opportunities in territorial waters and that, for this reason, some are even advocating a total prohibition of fishing activities in the ABNJ. Thus, effective, precautionary and equitable management of activities in the ABNJ, that includes consideration of the whole life cycle of fishery resources, is critical to protect the rights and interests of coastal states.
- Millions of people living in the coastal areas of developing countries in general, and the Least Developed Countries in particular, rely heavily on marine and coastal resources for their livelihoods. These resources also deliver substantial revenue which can be used to fund the operation of national governments, service international debt or pay to import food for domestic consumption, thus contributing to national food security and diversification of diets. Consequently, it is fundamental that the wellbeing of vulnerable coastal communities needs to be considered in connection to the health of the ABNJ.
- Our study shows that ecological and circulation connectivity of coastal waters to ABNJ, and thus their exposure to the direct effects of ABNJ activities, significantly varies between countries and regions. These differences are driven by proximity to ocean boundary currents as well as the dynamical regime of these currents. The specific shapes of adjacent EEZs can also play a role. Similarly, not all areas of the ABNJ are equal in their linkages with the coastline in general, or with the Least Developed Countries in particular.
- Using numerical ocean modelling, our study develops a series of metrics and spatial maps that serve to quantify the connectivity of the ABNJ to the coastal zone. This can identify regions in the ABNJ that are in the most urgent need of management on the grounds of the magnitude of potential downstream impacts on coastal populations.
- Connectivity analysis can be especially useful to the developing countries to prioritize regional ocean management, including in ABNJ, by identifying which countries naturally cluster together through connectivity. This includes more ecologically-defined ocean management units that transcend jurisdictional boundaries.
- The development and dissemination of data and knowledge on connectivity should be explicitly identified under the capacity and technology transfer as well as the Clearing House Mechanism established by the Convention on Biological Diversity to ensure that all governments have access to the information and technologies they need for their work on biodiversity.
- Current debates on criteria to identify marine managed and marine protected areas in the ABNJ often focus on the ecological and biological significance of the habitat/area in question. We suggest that, while these factors are clearly important, the socioeconomic vulnerability of areas downstream of activities in ABNJ should additionally be taken into account. This will help to directly support more effective management and conservation of biodiversity benefits for specific regions —and to ensure that the needs of the most vulnerable and impoverished communities are also addressed.
- We believe that this approach will be crucial in addressing global inequalities, helping achieve Sustainable Development Goals (Goal 1 – No poverty; Goal 2 – Zero hunger; and Goal 14 – Life below water), and enhancing the resilience of coastal communities in poorer countries that are already facing multiple climatic and economic shocks.
- Finally, we urge the international community (scientists and politicians alike) to consider the importance of ABNJ for coastal communities around the world. When identifying and delimiting managed areas or MPAs in ABNJ (including marine reserves), it is critical to account for the socio-economic interests of vulnerable states and communities that are exposed to downstream impacts of ABNJ activities. The new legally-binding instrument to govern biodiversity in ABNJ presents an important opportunity to ensure that sectoral activities in ABNJ are managed equitably, and not only by those with a direct economic interest in the activity. In this way, the needs of vulnerable communities dependent on marine resources are properly taken into account, and all can benefit from the conservation and sustainable use of marine biodiversity in ABNJ.

Conflict of interest statement

The authors declare that the research was conducted in the absence of any commercial or financial relationships that could be construed as a potential conflict of interest.

Author contributions

EP was the lead author and responsible for overall development and integration of the paper. DV, EP, WS and EM were responsible for writing sections on specific aspects of ecological connectivity and its implications for policy. EP, SK and AY designed numerical experiments on ocean connectivity conducted by SK who provided numerical analysis and produced the figures. WS and NK provided compilation of data for the migratory connectivity map. All authors made important contributions to the contents of the paper during a manuscript conception workshop (either in person or remotely) and subsequent discussions of the final product.

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