China’s Air Defence Identification Zone: Building Security through Lawfare*

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Abstract

China’s establishment of its Air Defence Identification Zone (ADIZ) is yet another manifestation on the strenuous development of regional security in East Asia. China by virtue of its so-called lawfare has instrumentalized international air law, the law of the sea, and law on the use force to reinforce its comprehensive security doctrine both on the military as well as economic front. Accordingly, China has advanced its sovereign interests through each of these branches of international law when extending its domestic laws in airspace above its Exclusive Economic Zone (EEZ), affirming its sovereignty over the disputed islands and being prepared to respond to imminent threats. Conversely, opponents of the zone have equally exploited those normative frameworks to defend their geopolitical and strategic interests in East Asia under the veil of the communitarian freedoms of overflight.

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