5. Rationale for the proposal, if any.

UNCLOS as within national jurisdiction. Leaving out airspace could open a large gap in UNCLOS that would require more work later to fix. But it is also important to note that UNCLOS does refer to superjacent airspace in the context of EZs and territorial seas. Seabirds are an important part of marine biodiversity, as are the physical processes and ecosystem at the air/water interface, and atmospheric inputs into the superjacent airspace of the high seas may have adverse effects on marine biodiversity in the water column.

e of whether this Agreement might be interpreted as applying to outer space.