

INTERNATIONAL TRIBUNAL FOR THE LAW OF THE SEA

REPORTS OF JUDGMENTS,
ADVISORY OPINIONS AND ORDERS

THE M/V “NORSTAR” CASE
(PANAMA *v.* ITALY)

PRELIMINARY OBJECTIONS

List of cases: No. 25

ORDER OF 4 AUGUST 2016

2016

TRIBUNAL INTERNATIONAL DU DROIT DE LA MER

RECUEIL DES ARRÊTS,
AVIS CONSULTATIFS ET ORDONNANCES

AFFAIRE DU NAVIRE « NORSTAR »
(PANAMA *c.* ITALIE)

EXCEPTIONS PRÉLIMINAIRES

Rôle des affaires : No. 25

ORDONNANCE DU 4 AOÛT 2016

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*M/V "Norstar" (Panama v. Italy), Preliminary Objections,
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*Navire « Norstar » (Panama c. Italie), exceptions préliminaires,
ordonnance du 4 août 2016, TIDM Recueil 2016, p. 38*

4 AUGUST 2016
ORDER

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ORDER

The President of the International Tribunal for the Law of the Sea,

Having regard to article 27 of the Statute of the Tribunal,

Having regard to articles 45, 69 and 97 of the Rules of the Tribunal,

Having regard to the Order of the Tribunal of 15 March 2016,

Makes the following Order:

Whereas, by an Application submitted to the Tribunal on 17 December 2015, the Republic of Panama (hereinafter “Panama”) instituted proceedings against the Italian Republic (hereinafter “Italy”) in a dispute concerning the arrest and detention of the M/V “*Norstar*”;

Whereas on 11 March 2016 Italy filed preliminary objections to the jurisdiction of the Tribunal and the admissibility of Panama’s Application, and these preliminary objections were notified to Panama on the same date;

Whereas the preliminary objections were received within the time-limit set in article 97, paragraph 1, of the Rules, and whereas pursuant to article 97, paragraph 3, of the Rules, the proceedings on the merits were suspended upon receipt of the preliminary objections by the Registry;

Whereas the Tribunal, by its Order dated 15 March 2016, fixed 10 May 2016 as the time-limit for the filing of the written observations and submissions of Panama and 9 July 2016 as the time-limit for the filing of the written observations and submissions in reply of Italy and whereas those observations and submissions were duly filed within the time-limits prescribed;

Whereas consultations were held by the President with the representatives of the Parties on 18 March 2016 to ascertain the views of the Parties with regard to questions of procedure in respect of the preliminary objections;

THE PRESIDENT

Having ascertained the views of the Parties,

Fixes 20 September 2016 as the date for the opening of the oral proceedings;
and

Reserves the subsequent procedure for further decision.

Done in English and in French, both texts being equally authoritative, in the Free and Hanseatic City of Hamburg, this fourth day of August, two thousand and sixteen, in three copies, one of which will be placed in the archives of the Tribunal and the others transmitted to the Government of Panama and the Government of Italy, respectively.

(*signed*) Vladimir GOLITSYN
President

(*signed*) Philippe GAUTIER
Registrar