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**THE SAIGA**  
**FINAL SUBMISSIONS**  
**ON BEHALF OF THE REPUBLIC OF GUINEA**  
**20 MARCH 1999**

I herewith on behalf of the Government of the Republic of Guinea in accordance with Article 75 par.2 of the Rules of the International Tribunal present the final submissions as follows:

For the reasons given in writing and in oral argument, or any of them, or for any other reason that the International Tribunal deems to be relevant, the Government of the Republic of Guinea asks the International Tribunal to adjudge and declare that:

1. The claims of St. Vincent and the Grenadines are dismissed as non admissible. St. Vincent and the Grenadines shall pay the costs of the proceedings and the costs incurred by the Republic of Guinea.

Alternatively, that:

2. The actions of the Republic of Guinea did not violate the right of St. Vincent and the Grenadines and of vessels flying her flag to enjoy freedom of navigation and/or other internationally lawful uses of the sea, as set forth in Articles 56(2) and 58 and related provisions of UNCLOS.
3. Guinean laws can be applied for the purpose of controlling and supressing the sale of gasoil to fishing vessels in the customs radius ("rayon des douanes") according to Article 34 of the Customs Code of Guinea.

4. Guinea did lawfully exercise the right of Hot Pursuit under Article 111 of UNCLOS in respect to the MV "SAIGA" and is not liable to compensate MV "SAIGA" according to Article 111 (8) of UNCLOS.
5. The Republic of Guinea has not violated Article 292(4) and 296 of UNCLOS;
6. The mentioning of St.Vincent and the Grenadines in the "Cédule de Citation" of the Tribunal de Première Instance de Conakry of 12 December 1997 under the heading "CIVILEMENT ... RESPONSABLE À CITER" did not violate the rights of St.Vincent and the Grenadines under UNCLOS.
7. There is no obligation of the Republic of Guinea to immediately return to St.Vincent and the Grenadines the equivalent in United States Dollars of the discharged gasoil.
8. The Republic of Guinea has no obligation to pay damages to St.Vincent and the Grenadines.
9. St.Vincent and the Grandines shall pay the costs of the proceedings and the costs incurred by the Republic of Guinea.



Hartmut von Brevern,  
Agent of the Republic of Guinea