

Information communicated by the Parties on the implementation of the Tribunal's Order -- Informations communiquées par les Parties concernant la suite donnée à l'ordonnance du Tribunal

Submitted by Ukraine on 25 June 2019

Letter dated 25 June 2019 from the Agent of Ukraine to the Registrar reporting on the status of compliance with the Tribunal's Order

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By Electronic Mail

Mr. Philippe Gautier, The Registrar
International Tribunal for the Law of the Sea
Am Internationalen Seegerichtshof 1
22609 Hamburg
Germany

25 June 2019

**Re: Dispute Concerning the Detention of Three Ukrainian Naval Vessels
(ITLOS Case No. 26)**

Dear Sir:

Further to paragraphs 121 and 124(2) of the Tribunal's Order of 25 May 2019, Ukraine reports as follows on the status of compliance with the provisional measures prescribed by the Tribunal in the above-referenced case.

As of the present date, the Russian Federation has not complied with paragraphs 124(1)(a) and (b) of the Tribunal's Order. In particular, the Russian Federation has not released, or returned to the custody of Ukraine, the naval vessels *Berdyansk*, *Nikopol*, or *Yani Kapu*, as required by paragraph 124(1)(a). The Russian Federation also has not released, or allowed to return to Ukraine, the 24 detained Ukrainian servicemen, as required by paragraph 124(1)(b).

In addition, the Russian Federation has not complied with paragraph 124(1)(c) of the Tribunal's order, which requires both parties to refrain from "any action which might aggravate or extend the dispute submitted to the Annex VII arbitral tribunal." Specifically, on 27 May 2019, the Moscow City Court upheld a decision of a lower court extending by three months the detention period of five of the detained servicemen. The detention of the remaining servicemen had been extended shortly before the Tribunal's order.

Please accept the assurances of my highest consideration.

Respectfully submitted,

Olena Zerkal
Agent of Ukraine

cc: Sir Christopher Greenwood, GBE, CMG, QC
Professor Vladimir Golitsyn