

INTERNATIONAL TRIBUNAL FOR THE LAW OF THE SEA

CASE NO. 27

**THE M/T “SAN PADRE PIO”**

**THE SWISS CONFEDERATION v. THE FEDERAL REPUBLIC OF NIGERIA**

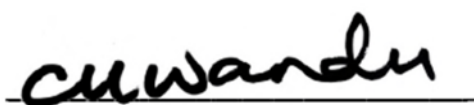


**SUPPLEMENT TO THE THIRD REPORT OF THE FEDERAL REPUBLIC OF  
NIGERIA WITH RESPECT TO THE PROVISIONAL MEASURES PRESCRIBED**

10 OCTOBER 2019

1. Pursuant to paragraphs 144 and 146(3) of the Tribunal's Order of 6 July 2019 and its letter of 17 September 2019, the Federal Republic of Nigeria ("**Nigeria**") submits this *Supplement to the Third Report of the Federal Republic of Nigeria with respect to the Provisional Measures Prescribed*.
2. Nigeria submitted its *Third Report of the Federal Republic of Nigeria with respect to the Provisional Measures Prescribed* ("**Third Report**") on 17 September 2019 in accordance with the date set by the Tribunal in its letter of 29 August 2019. After Nigeria submitted that report, the Tribunal acceded to a request, made by the Swiss Confederation ("**Switzerland**") on 16 September 2019, to extend the deadline for such submissions until 10 October 2019. The Tribunal's letter extending the deadline invited Nigeria to submit further information until the new deadline. Nigeria provides this supplemental report in accordance with that invitation.
3. In its *Third Report*, Nigeria informed the Tribunal that despite Nigeria's offers to cooperate with Switzerland in regard to the implementation of the Tribunal's Order of 6 July 2019 that had been made in *notes verbales* on 22 July 2019 and 8 August 2019, as far as Nigeria was aware, Switzerland had not posted the bond or other financial security, as required by paragraph 146(1)(a) of the Order. Nor, as far as Nigeria was aware, had Switzerland given the undertaking required by paragraph 146(1)(b). Nigeria's *Third Report* reiterated its assurances in regard its offer to cooperate.
4. Nigeria observes that, notwithstanding the above, as far as Nigeria is aware, Switzerland has neither posted the bond or other financial security, as required by paragraph 146(1)(a) of the Order, nor given the undertaking, as required by paragraph 146(1)(b).
5. Nigeria takes this opportunity to reiterate to the Tribunal and to Switzerland the assurances given in the aforementioned *notes verbales* and its *Third Report* in regard to the Tribunal's Order of 6 July 2019.
6. In light of the above, Nigeria remains in full compliance with the provisional measures prescribed by the Tribunal.

Respectfully submitted,

A handwritten signature in black ink, reading "cuwandu", is written over a horizontal line.

Mrs. Chinwe Uwandu

Co-Agent of the Federal Republic of Nigeria

Director/Legal Adviser  
Ministry of Foreign Affairs  
Federal Republic of Nigeria

10 October 2019