

**SPECIAL AGREEMENT AND NOTIFICATION  
SIGNED BY MAURITIUS AND THE MALDIVES  
ON 24 SEPTEMBER 2019**

**Special Agreement and Notification**

1. Pursuant to article 15, paragraph 2, of the Statute of the International Tribunal for the Law of the Sea (hereinafter "the Tribunal"), the Republic of Mauritius and the Republic of Maldives hereby record their agreement to submit to a special chamber of the Tribunal the dispute concerning the delimitation of the maritime boundary between them in the Indian Ocean. The agreement was reached on 24 September 2019, under the conditions reflected in the agreed Minutes of Consultations (17 September 2019), attached hereto.

2. The Republic of Mauritius and the Republic of Maldives further record their agreement that the special chamber shall be composed of the following nine individuals:

Judge Jin-Hyun Paik, as President  
 Judge José Luis Jesus  
 Judge Jean-Pierre Cot  
 Judge Shunji Yanai  
 Judge Boualem Bouguetaia  
 Judge Tomas Heidar  
 Judge Neeru Chadha  
 Mr Bernard Oxman, Judge *ad hoc* (Republic of Maldives)  
 Judge *ad hoc* to be chosen by the Republic of Mauritius

3. Receipt by the Registry of the Tribunal of the electronic copy of this Agreement and Notification signed by both Parties shall constitute the notification contemplated in article 55 of the Rules of the Tribunal. The date on which the Registry of the Tribunal has received this electronic copy will constitute the date of the institution of proceedings before the Tribunal. The original of the Special Agreement and Notification should be submitted to the Tribunal forthwith.

4. Pursuant to article 56, paragraph 3, of the Rules, the Republic of Mauritius and the Republic of Maldives have the honour to notify the Tribunal that the Government of Mauritius has appointed H.E. Mr Dheerendra Kumar Dabee, G.O.S.K, S.C, Solicitor-General, as its Agent and the Government of Maldives has appointed H.E. Mr Ibrahim Riffath, Attorney General, as its Agent, for the purpose of all proceedings in connection with the said dispute.

5. The address for service to which all communications concerning the case are to be sent in accordance with article 56, paragraph 1, of the Rules is as follows:

For the Government of the Republic of Mauritius:

Embassy of the Republic of Mauritius  
 2nd Floor, Burggraf Centre  
 84 Kurfürstenstrasse  
 10787 Berlin  
 Germany



*[Handwritten signature]*



*[Handwritten signature]*

With a copy to:

H.E. Mr Dheerendra Kumar Dabee, G.O.S.K., S.C.  
Solicitor-General, Government of the Republic of Mauritius  
Agent of the Republic of Mauritius  
[sgo@govmu.org](mailto:sgo@govmu.org)

H.E. Mr Jagdish Dharamchand Koonjul, G.O.S.K.  
Ambassador and Permanent Representative of the Republic of Mauritius  
to the United Nations, New York  
[jkoonjul@gmail.com](mailto:jkoonjul@gmail.com)

Mr Paul Reichler, Counsel  
[PREichler@foleyhoag.com](mailto:PREichler@foleyhoag.com)

Professor Philippe Sands QC, Counsel  
[philippesands@matrixlaw.co.uk](mailto:philippesands@matrixlaw.co.uk)

Ms Shiu Ching Young Kim Fat  
Minister Counsellor, Prime Minister's Office  
[syoung-kim-fat@govmu.org](mailto:syoung-kim-fat@govmu.org)

For the Government of the Republic of Maldives:

Embassy of the Republic of Maldives  
Pariser Platz 4A  
10117 Berlin  
Germany  
[info@maldivesembassy.de](mailto:info@maldivesembassy.de)

With a copy to:

H.E. Mr Ibrahim Riffath  
Attorney General  
Agent of the Republic of Maldives  
[riffath@agoffice.gov.mv](mailto:riffath@agoffice.gov.mv)  
[bureau@agoffice.gov.mv](mailto:bureau@agoffice.gov.mv)

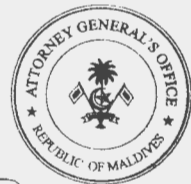
H.E. Mr Ahmed Latheef  
Ambassador of the Republic of Maldives to Germany  
[ahmed.latheef@maldivesembassy.de](mailto:ahmed.latheef@maldivesembassy.de)

Mr Alan Boyle, Counsel  
[AEB1953@msn.com](mailto:AEB1953@msn.com)



Dated: 24 September 2019

H.E. Mr Dheerendra Kumar Dabee  
For the Government of the  
Republic of Mauritius



H.E. Mr Ibrahim Riffath  
For the Government of the  
Republic of Maldives

## - Minutes of consultations held on 17 September 2019

**Consultations by the President of the Tribunal**  
**with representatives of**  
**the Republic of Mauritius and the Republic of Maldives,**  
**under article 3 of Annex VII**  
**to the United Nations Convention on the Law of the Sea**

**Minutes of consultations**

1. At the invitation of the President of the International Tribunal for the Law of the Sea, delegations from the Republic of Mauritius and the Republic of Maldives participated in consultations with the President under Annex VII to the United Nations Convention on the Law of the Sea (hereinafter "the Convention"), held on 17 September 2019, at the premises of the Tribunal in Hamburg, Germany, on matters relating to the arbitral proceedings instituted by Mauritius in the dispute concerning the delimitation of the maritime boundary between Mauritius and the Maldives in the Indian Ocean, including the possible transfer of the dispute to the Tribunal or a special chamber of the Tribunal under article 15, paragraph 2, of the Statute of the Tribunal.

2. The composition of the delegations was as follows:

For Mauritius:

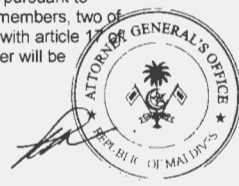
H.E. Mr Dheerendra Kumar Dabee, G.O.S.K., S.C., Solicitor-General and Agent of Mauritius;  
 Mr Sateev Seebaluck, G.O.S.K, Senior Adviser to the Minister Mentor, Minister of Defence, Minister for Rodrigues;  
 Mr Paul S. Reichler, Attorney-at-Law, Foley Hoag LLP, member of the Bar of the District of Columbia;  
 Mr Andrew Loewenstein, Attorney-at-Law, Foley Hoag LLP, member of the Bar of Massachusetts.

For the Maldives:

H.E. Mr Ahmed Latheef, Ambassador, Embassy of Maldives in Germany;  
 Mr Alan Boyle, Essex Court Chambers;  
 Mr Mohamed Aseel Hassan, Senior Legal Officer, Ministry of Foreign Affairs.

3. During the consultations, the Parties agreed to transfer the arbitral proceedings instituted by Mauritius in the dispute concerning the delimitation of the maritime boundary between Mauritius and the Maldives in the Indian Ocean to a special chamber of the Tribunal to be formed pursuant to article 15, paragraph 2, of the Statute. The Parties agreed that the date of the institution of proceedings before the Tribunal is the date on which the Registry of the Tribunal has received the electronic copy of the Special Agreement and Notification signed by both Parties (see paragraph 3 of the Special Agreement and Notification). The proceedings of the special chamber of the Tribunal shall be governed by the provisions contained in the Statute and the Rules of the Tribunal.

4. The Parties agreed that the special chamber to be formed pursuant to article 15, paragraph 2, of the Statute shall be composed of nine members, two of whom will be judges *ad hoc* chosen by the Parties in accordance with article 17 of the Statute of the Tribunal. The composition of the special chamber will be



determined by the Tribunal with the approval of the parties. In this respect, the Parties have agreed on the following names:

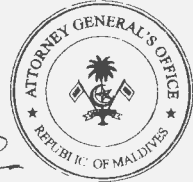
Judge Jin-Hyun Paik, as President  
Judge José Luis Jesus  
Judge Jean-Pierre Cot  
Judge Shunji Yanai  
Judge Boualem Bouguetaia  
Judge Tomas Heidar  
Judge Neeru Chadha

Mauritius has not yet chosen its judge *ad hoc* but will make its nomination in due course. Maldives has chosen Mr Bernard Oxman as judge *ad hoc*.



  
H.E. Mr Dheerendra Kumar Dabee  
For the Government of the  
Republic of Mauritius

17 September 2019



  
H.E. Mr Ibrahim Riffath  
For the Government of the  
Republic of Maldives