

INTERNATIONAL TRIBUNAL FOR THE LAW OF THE SEA

**REPORTS OF JUDGMENTS,
ADVISORY OPINIONS AND ORDERS**

**THE M/T “HEROIC IDUN” (No. 2) CASE
(MARSHALL ISLANDS/EQUATORIAL GUINEA)**

List of cases: No. 32

ORDER OF 19 MAY 2023

2023

TRIBUNAL INTERNATIONAL DU DROIT DE LA MER

**RECUEIL DES ARRÊTS,
AVIS CONSULTATIFS ET ORDONNANCES**

**AFFAIRE DU NAVIRE « HEROIC IDUN » (No. 2)
(ÎLES MARSHALL/GUINÉE ÉQUATORIALE)**

Rôle des affaires : No. 32

ORDONNANCE DU 19 MAI 2023

Official citation:

*M/T "Heroic Idun" (No. 2) (Marshall Islands/Equatorial Guinea),
Order of 19 May 2023, ITLOS Reports 2022–2023, p. 224*

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*Navire « Heroic Idun » (No. 2) (Îles Marshall/Guinée équatoriale),
ordonnance du 19 mai 2023, TIDM Recueil 2022–2023, p. 224*

19 MAY 2023
ORDER

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(MARSHALL ISLANDS/EQUATORIAL GUINEA)**

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INTERNATIONAL TRIBUNAL FOR THE LAW OF THE SEA



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No. 32

THE M/T “HEROIC IDUN” (No. 2) CASE

(MARSHALL ISLANDS/EQUATORIAL GUINEA)

ORDER

The President of the Special Chamber of the International Tribunal for the Law of the Sea formed to deal with the above-mentioned case under article 15, paragraph 2, of the Statute of the Tribunal (hereinafter “the Statute”),

Having regard to article 27 of the Statute,

Having regard to articles 31, 45, 46, 59, 61, 107 and 109 of the Rules of the Tribunal,

Having regard to the Order of the Tribunal of 27 April 2023,

Makes the following Order:

1. Whereas, pursuant to the request of the Republic of the Marshall Islands (hereinafter “the Marshall Islands”) and the Republic of Equatorial Guinea (hereinafter “Equatorial Guinea”), the Tribunal, by its Order dated 27 April 2023, formed a special chamber of five judges to deal with the above-mentioned case and declared the Special Chamber to have been duly constituted;

2. Whereas, in the said Order, the Tribunal reserved the subsequent procedure for further decision by the Special Chamber;
3. Whereas video consultations were held by the President of the Special Chamber with the representatives of the Parties on 17 May 2023 to ascertain the views of the Parties with regard to questions of procedure in respect of the case;
4. Whereas, during these consultations, the Agent of the Marshall Islands and the Agent of Equatorial Guinea agreed that the written proceedings shall consist of a Memorial presented by the Marshall Islands and a Counter-Memorial presented by Equatorial Guinea;
5. Whereas the Agents of Parties also agreed that there should be a Reply presented by the Marshall Islands and a Rejoinder presented by Equatorial Guinea if the Special Chamber authorizes or directs the filing of these pleadings;
6. Whereas the Agents of the Parties further agreed that 20 November 2023 should be the time-limit for the filing of the Memorial by the Marshall Islands and 20 May 2024 should be the time-limit for the filing of the Counter-Memorial by Equatorial Guinea, and that the time-limits for the Reply and the Rejoinder should be decided at a later stage;

THE PRESIDENT OF THE SPECIAL CHAMBER

Having ascertained the views of the Parties,

Fixes the following time-limits for the filing of the Memorial and Counter-Memorial:

- 20 November 2023 for the Memorial of the Marshall Islands;
- 20 May 2024 for the Counter-Memorial of Equatorial Guinea;

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 nineteenth day of May, two thousand and twenty-three, in three copies, one of which will be placed in the archives of the Tribunal and the others transmitted to the Government of the Marshall Islands and to the Government of Equatorial Guinea, respectively.

(signed)

Albert J. HOFFMANN,
President of the Special Chamber

(signed)

Ximena HINRICHS OYARCE,
Registrar