

**INTERNATIONAL TRIBUNAL FOR THE LAW OF THE SEA**



**YEAR 2016**

3 February 2016

**THE M/V “NORSTAR” CASE**

(PANAMA v. ITALY)

**ORDER**

The President of the International Tribunal for the Law of the Sea,  
Having regard to articles 15, 17, 24 and 27 of the Statute of the Tribunal,  
Having regard to articles 19, 45, 46, 59, 60 and 108 of the Rules of the Tribunal,

*Makes the following Order:*

Whereas, by an Application submitted to the Tribunal on 17 December 2015, the Republic of Panama (hereinafter “Panama”) instituted proceedings against the Italian Republic (hereinafter “Italy”) in a dispute concerning the arrest and detention of the *M/V “Norstar”*;

Whereas on 17 December 2015 a certified copy of the Application was transmitted to Italy;

Whereas, in its Application, Panama notified the Tribunal of the appointment of Mr Nelson Carreyó as Agent and whereas by letter of 29 December 2015 Italy notified the Tribunal of the appointment of Ms Gabriella Palmieri as Agent;

Whereas consultations were held by the President of the Tribunal with the representatives of the Parties on 28 January 2016 to ascertain the views of the Parties with regard to questions of procedure in respect of the case;

Whereas, during these consultations, the President indicated to the Parties that, in light of article 108, paragraph 1, of the Rules, the case would be considered by the full Tribunal;

Whereas, during the consultations, Italy indicated its intention to nominate a judge *ad hoc* and Panama also expressed its wish to choose a judge *ad hoc*;

Whereas, during the consultations, the Parties indicated their wish that a time-limit of 6 months would apply to the submission of the Memorial and the Counter-Memorial, which would provide for the following order and time-limits for the filing of these pleadings:

28 July 2016	time-limit for the filing of the Memorial by Panama
28 January 2017	time-limit for the filing of the Counter-Memorial by Italy;

Whereas, during the consultations, the Parties also indicated that, should the Tribunal find it necessary to authorize the presentation of reply and rejoinder, they would like the time-limits for the filing of these pleadings to be as follows:

28 May 2017	time-limit for the filing of the Reply by Panama
28 September 2017	time-limit for the filing of the Rejoinder by Italy;

#### THE PRESIDENT

Having ascertained the views of the Parties,

*Fixes* 29 February 2016 as the time-limit for each Party to submit its notification relating to its choice of a judge *ad hoc*;

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

28 July 2016	for the Memorial of Panama;
28 January 2017	for the Counter-Memorial of Italy;

Reserves the subsequent procedure for further decision.

Done in English and French, both texts being authoritative, in the Free and Hanseatic City of Hamburg, this third day of February, two thousand and sixteen, in three copies, one of which will be placed in the archives of the Tribunal and the others transmitted to the Government of Panama and the Government of Italy, respectively.

*(signed)*  
Vladimir GOLITSYN  
President

*(signed)*  
Philippe GAUTIER  
Registrar