

**INTERNATIONAL TRIBUNAL FOR THE LAW OF THE SEA
TRIBUNAL INTERNATIONAL DU DROIT DE LA MER**



2004

Public sitting

held on Wednesday, 1 December 2004, at 4 p.m.,
at the International Tribunal for the Law of the Sea, Hamburg,
President L. Dolliver M. Nelson presiding

The “Juno Trader” Case
(Application for prompt release)

(Saint Vincent and the Grenadines v. Guinea-Bissau)

Verbatim Record

Uncorrected
Non-corrigé

Present:

President

L. Dolliver M. Nelson

Judges

Hugo Caminos

Vicente Marotta Rangel

Alexander Yankov

Soji Yamamoto

Anatoli Lazarevich Kolodkin

Choon-Ho Park

Thomas A. Mensah

P. Chandrasekhara Rao

Joseph Akl

David Anderson

Rüdiger Wolfrum

Tullio Treves

Mohamed Mouldi Marsit

Tafsir Malick Ndiaye

José Luis Jesus

Guangjian Xu

Jean-Pierre Cot

Anthony Amos Lucky

Registrar

Philippe Gautier

1 **THE CLERK OF THE TRIBUNAL:** All rise.

2

3 **THE PRESIDENT:** Please be seated.

4

5 **CLERK OF THE TRIBUNAL:** The International Tribunal for the Law of the Sea is
6 now in session.

7

8 **THE REGISTRAR:** (*Interpretation from French*) On 18 November 2004, an
9 Application was filed on behalf of Saint Vincent and the Grenadines against Guinea-
10 Bissau for the prompt release of the vessel *Juno Trader* and its crew.

11

12 The Application was made under article 292 of the United Nations Convention on the
13 Law of the Sea.

14

15 The case has been entered in the List of cases as Case No. 13 and named *The*
16 *“Juno Trader” Case (Saint Vincent and the Grenadines v. Guinea-Bissau), Prompt*
17 *Release*.

18

19 Mr President.

20

21 **THE PRESIDENT:** The Tribunal meets today in open session in the case
22 concerning the prompt release of the vessel *Juno Trader* and its crew.

23

24 By Order dated 19 November 2004, the dates for the hearing with respect to the
25 Application were fixed at 1 and 2 December 2004. Notice of the Order was
26 communicated forthwith to the parties.

27

28 By letter dated 26 November 2004, the Agent of Guinea-Bissau requested the
29 postponement of the hearing and a corresponding postponement of the time-limit for
30 the filing of the statement in response.

31

32 The Tribunal, having considered the request by the Agent of Guinea-Bissau, has
33 adopted the following Order:

34

35 *“President NELSON; Judges CAMINOS, MAROTTA RANGEL, YANKOV,*
36 *YAMAMOTO, KOLODKIN, PARK, MENSAH, CHANDRASEKHARA RAO,*
37 *AKL, ANDERSON, WOLFRUM, TREVES, MARSIT, NDIAYE, JESUS, XU,*
38 *COT, LUCKY; Registrar GAUTIER.*

39

40 The International Tribunal for the Law of the Sea,

41

42 composed as above,

43

44 after deliberation,

45

46 Having regard to article 292 of the United Nations Convention on the Law of the
47 Sea (hereinafter “the Convention”),

48

49 Having regard to article 69, paragraph 1, of the Rules of the Tribunal,

50

1 Having regard to the Application under article 292 of the Convention
2 submitted on behalf of Saint Vincent and the Grenadines to the Tribunal on
3 18 November 2004, concerning the prompt release of the vessel *Juno Trader*
4 and its crew,

5
6 *Makes the following Order:*

7
8 Whereas the Registrar, in accordance with article 52, paragraph 2 (a), and
9 article 111, paragraph 4, of the Rules of the Tribunal, transmitted a certified
10 copy of the Application to the Government of Guinea-Bissau by a letter dated
11 18 November 2004,

12
13 Whereas the President of the Tribunal, pursuant to article 112, paragraph 3,
14 of the Rules of the Tribunal, fixed 1 and 2 December 2004 as the dates for the
15 hearing,

16
17 Whereas, by a letter of 26 November 2004, the Agent of Guinea-Bissau
18 requested the postponement of the hearing and a corresponding
19 postponement of the time-limit for the filing of the statement in response, and
20 whereas, the Registrar transmitted forthwith a copy of that letter to the Agent
21 of Saint Vincent and the Grenadines,

22
23 Whereas the Agent of Saint Vincent and Grenadines by a letter dated
24 29 November 2004 made observations in respect of the request by the Agent
25 of Guinea-Bissau,

26
27 THE TRIBUNAL

28
29 Having regard to the particular circumstances of the case and having
30 ascertained the views of the parties;

31
32 *Decides* to postpone the continuation of the hearing to 6 December 2004;

33
34 *Extends* to 2 December 2004, 10:00 hours, the time-limit for the filing of a
35 statement by Guinea-Bissau;

36
37 *Extends* to 6 December 2004, 10:00 hours, the time-limit for the filing of any
38 additional documents;

39
40 *Reserves* the subsequent procedure for further decision.

41
42 Done in English and in French, both texts being authoritative, in the Free and
43 Hanseatic City of Hamburg, this first day of December, two thousand and four,
44 in three copies, one of which will be placed in the archives of the Tribunal and
45 the others transmitted to the Government of Saint Vincent and the Grenadines
46 and to the Government of Guinea-Bissau, respectively.”

47
48 Signed by the President and Registrar of the Tribunal.

49
50 That is the end of the Order.

1
2 The hearing is now adjourned.
3
4 **THE CLERK OF THE TRIBUNAL:** All rise.
5