ARBITRATION UNDER THE UNCITRAL RULES

PCA CASE NO. 2010-21 / DUN-BZ II

DUNKELD INTERNATIONAL INVESTMENT LTD (CLAIMANT)

v.

THE GOVERNMENT OF BELIZE (RESPONDENT)

ORDER NO. 7

8 MARCH 2011

CONSIDERING:

(A) Paragraph 8.3 of Order No. 2;

(B) Claimant's letter of 25 February 2011, stating that it has identified a further piece of correspondence which Claimant believes should be before the Tribunal for the purposes of the Hearing scheduled for 14-15 March 2011. Claimant submits that "[t]his letter is the most recent piece of correspondence to have taken place between the companies which hold the shares in Telemedia, beneficially or indirectly for Dunkeld (the Companies), and the Government of Belize (. . .) in relation to the offer of compensation made by the Government to the Companies under the Belize Telecommunications (Amendment) Act 2009." Claimant states that subject to the Tribunal's confirmation, Claimant intends to include this letter into a supplementary exhibits bundle (hereinafter "Claimant's Request").

(C) The Arbitral Tribunal's email of 1 March 2011, requesting Respondent to comment on Claimant's Request on or before Thursday, 3 March 2011;

(D) The fact that Respondent has not commented on Claimant's Request;

(E) The Arbitral Tribunal's finding that the document Claimant wishes to rely upon appears to be relevant and material to the outcome of these arbitral proceedings;

THE ARBITRAL TRIBUNAL HEREBY DECIDES AS FOLLOWS:

1. Pursuant to paragraph 8.3 of Order No. 2, Claimant's Request is granted.

On behalf of the Arbitral Tribunal,

Albert Jan van den Berg,
Presiding Arbitrator