

PCA Case No. 2017-06

IN THE MATTER OF AN ARBITRATION

- before -

AN ARBITRAL TRIBUNAL CONSTITUTED UNDER ANNEX VII
TO THE 1982 UNITED NATIONS CONVENTION ON THE LAW OF THE SEA

- between -

UKRAINE
(APPLICANT)

- and -

THE RUSSIAN FEDERATION
(RESPONDENT)

- in respect of -

Dispute Concerning Coastal State Rights in the Black Sea, Sea of Azov, and Kerch Strait

PROCEDURAL ORDER N° 10
Regarding the Revised Procedural Timetable for Further Proceedings

ARBITRAL TRIBUNAL:

Judge Jin-Hyun Paik (President)
Judge Boualem Bouguetaia
Judge Alonso Gómez-Robledo
Professor Alexander Vylegzhanin
Professor Vaughan Lowe

REGISTRY:

The Permanent Court of Arbitration

WHEREAS on 21 February 2020, the Arbitral Tribunal issued Procedural Order N° 6, fixing the procedural timetable for further proceedings, following the issuance, on that same date, of an Award Concerning the Preliminary Objections of the Russian Federation;

WHEREAS on 17 November 2020, the Arbitral Tribunal, upon the application of Ukraine and having ascertained the views of the Russian Federation, issued Procedural Order N° 7 modifying the procedural timetable for further proceedings;

WHEREAS on 13 December 2021, the Arbitral Tribunal, upon the application of the Russian Federation and having ascertained the views of Ukraine, issued Procedural Order N° 8 further modifying the procedural timetable for further proceedings;

WHEREAS on 20 July 2022, the Arbitral Tribunal, upon the application of the Russian Federation and having ascertained the views of Ukraine, issued Procedural Order N° 9 further modifying the procedural timetable for further proceedings;

WHEREAS on 25 April and 30 May 2023, the Russian Federation made an application to suspend the arbitration;

WHEREAS on 3 May and 8 June 2023, Ukraine requested that the Arbitral Tribunal deny the Russian Federation's request;

THE ARBITRAL TRIBUNAL ISSUES THE FOLLOWING PROCEDURAL ORDER:

1. The Russian Federation's request for a suspension of the arbitration is denied.
2. The procedural timetable for the further proceedings is revised as follows:
 - a. On or before **24 October 2023**, the Russian Federation may submit a Rejoinder, including a Reply to any Response on jurisdiction and/or admissibility and on any counter-claim submitted by Ukraine.
 - b. In the event that the Russian Federation has raised further objections to jurisdiction and/or admissibility, or in the event that counter-claims are admitted, on or before **27 January 2024**, Ukraine may submit a Rejoinder to any Reply on jurisdiction and/or admissibility and on any counter-claim submitted by the Russian Federation.
3. The procedural timetable set out in Procedural Order N° 9 is amended accordingly.

Dated: 26 June 2023

For the Arbitral Tribunal:



Judge Jin-Hyun Paik
President