

**PCA Case No. 2019-28**

**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**

**- and -**

**THE RUSSIAN FEDERATION**

**- in respect of a -**

**DISPUTE CONCERNING THE DETENTION OF UKRAINIAN NAVAL VESSELS AND  
SERVICEMEN**

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**PROCEDURAL ORDER NO. 7**

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**WHEREAS** on 9 October 2023, the Arbitral Tribunal issued its Procedural Order No. 6, wherein it *inter alia* (i) invited Ukraine to submit a Reply by 11 December 2023; (ii) invited the Russian Federation to submit a Rejoinder by 12 February 2024; and (iii) reserved further directions for a hearing;

**WHEREAS** on 26 October 2023, Ukraine requested that each Party be granted a four-week extension to file its next submission, and that the hearing be scheduled for the week commencing 27 May 2024;

**WHEREAS** on 17 November 2023, the Arbitral Tribunal invited the Russian Federation to submit any comments on Ukraine's letter of 26 October 2023 by 24 November 2023;

**WHEREAS** on 24 November 2023, the Russian Federation asserted challenges against Professor Donald McRae and Judge Rüdiger Wolfrum, and in a separate letter noted that, in light of such challenges, it would be premature to set the hearing and submission dates until the challenges had been resolved;

**WHEREAS** on 28 November 2023, Ukraine *inter alia* (i) requested the Arbitral Tribunal to rule on Ukraine's request for an extension of the deadline for its Reply; and (ii) requested the Arbitral Tribunal to schedule the hearing for the week of 27 May 2024, or in the alternative to reserve the week of 27 May 2024 and instruct the Parties to do the same;

**WHEREAS** on 1 December 2023, the three unchallenged Members of the Arbitral Tribunal, with Judge Gudmundur Eiriksson presiding, decided, in accordance with Article 19, paragraph 1, of the Rules of Procedure of the Arbitral Tribunal, that Professor McRae and Judge Wolfrum shall not take part in any deliberations of the Arbitral Tribunal pending a decision on the challenges by the three unchallenged Members of the Arbitral Tribunal;

**THE THREE UNCHALLENGED MEMBERS OF THE ARBITRAL TRIBUNAL, WITH JUDGE GUDMUNDUR EIRIKSSON PRESIDING, HEREBY DECIDE:**

1. Ukraine's deadline to submit its Reply is extended to **Monday, 8 January 2024**.
2. The Russian Federation's deadline to submit its Rejoinder is extended to **Monday, 8 April 2024**.
3. The week of 27 May 2024 shall be reserved for a hearing.

Dated: 1 December 2023

**ON BEHALF OF THE ARBITRAL TRIBUNAL**



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**Judge Gudmundur Eiriksson**  
Acting President