

**DISPUTE CONCERNING ACCESS TO INFORMATION UNDER ARTICLE 9 OF THE  
OSPAR CONVENTION IN RELATION TO THE ECONOMIC "JUSTIFICATION" OF  
THE PROPOSED MOX PLANT**

**IRELAND V. UNITED KINGDOM**

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**DECISION N° 1**

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**RULES OF PROCEDURE FOR THE ARBITRAL TRIBUNAL CONSTITUTED UNDER THE OSPAR  
CONVENTION PURSUANT TO THE REQUEST OF IRELAND DATED 15TH JUNE 2001**

The tribunal has taken note of the following points of agreement with regard to finalization of the Rules of Procedure for the arbitral tribunal constituted under the OSPAR Convention pursuant to the Request of Ireland dated 15th June 2001:

1. The United Kingdom has agreed that Article 10(6) remain as drafted.
2. Ireland has agreed that "the dispute" in Article 10(7) should read "the Dispute."
3. Both parties had agreed, in their respective proposals submitted to the tribunal before the meeting of December 8, that the tribunal may require any person to whom confidential information or documents may, in whole or part, be disclosed to sign an appropriate undertaking to respect and preserve confidentiality.

Accordingly, the tribunal has finalized the Rules as follows with the following further changes to the draft circulated to the parties on December 12, 2001:

1. The words "the dispute" in Article 10(7) should read "the Dispute."
2. Article 14 is amended by changing the numbering of paragraph 4 to 5 and by adding a new sub-paragraph 4 as follows:

The tribunal may require that any person to whom any "confidential and sensitive" material is disclosed sign an appropriate undertaking to respect and preserve its confidentiality.

A copy of the finalized Rules is attached hereto.



Michael Reisman  
Chairman, on behalf of the tribunal

February 21, 2002