



Opening Submissions

Sir Daniel Bethlehem KC

*Indus Waters Western Rivers Arbitration
(Pakistan v. India)*

PCA Case No. 2023-01

**Hearing for the Second Phase on the
Merits**

2 February 2026

ANNEX 2: WORK PROGRAMME
(issued on 19 January 2026)



**NE Work
Programme
(19 Jan 2026)**

#	EVENT	PARTY	DATE
1.	First Meeting of the Neutral Expert with the Parties	All	27-28 February 2023
2.	Submission of documentation previously provided by India to Pakistan pursuant to paragraphs 9 and 12 of Annexure D to the Treaty, including the documents that the PCIW has requested regarding the modifications to the RHEP in its letters to India of 8 and 24 February and 24 March 2023	India	5 June 2023
3.	India's Memorial	India	31 August 2023
4.	Second Meeting of the Neutral Expert with the Parties – Questions by the Neutral Expert to the Parties – Preparation for the First Site Visit	All	20-21 September 2023
5.	Production of data and information pursuant to the Neutral Expert's directions of 11 October 2023	India	30 November 2023
6.	Pakistan's Statement under Paragraph 7 of Annexure F to the Treaty	Pakistan	1 February 2024
7.	India's Paragraph 7 Reply	India	14 June 2024
8.	First Site Visit	All (upon consultation with the host State)	17-28 June 2024
9.	Third Meeting of the Neutral Expert with the Parties – Presentations of the Parties' Submissions on Para. 7 – Questions by the Neutral Expert to the Parties	All	10-11 September 2024
10.	Decision on the Para. 7 Issues	Neutral Expert	7 January 2025

11.	Pakistan's Counter-Memorial	Pakistan	7 August 2025
12.	Fourth Meeting of the Neutral Expert with the Parties – Presentation of Memorials – Questions by the Neutral Expert to the Parties	All [not attended by India]	17-21 November 2025
13.	Parties' Further Written Submissions on Pondage	Parties	TBD in late April 2026
14.	Fifth Meeting of the Neutral Expert with the Parties – Presentation of submissions on Pondage – Questions by the Neutral Expert to the Parties on all issues	All	5-7 May 2026
15.	Neutral Expert's Synthesis Memorandum	Neutral Expert	1 June 2026
16.	Parties' Written Comments on the Synthesis Memorandum	Parties	30 June 2026
17.	Meeting of the Neutral Expert with the Parties (if needed)	All	6-17 July 2026 (in reserve)
18.	Circulation by the Neutral Expert of a Draft Decision to the Parties	Neutral Expert	30 September 2026
19.	Parties' Written Comments on the Draft Decision	Parties	30 October 2026
20.	Meeting of the Neutral Expert with the Parties – Exchange on the Draft Decision	All	9-11 November 2026
21.	Parties' Further Written Comments on the Draft Decision	Parties	11 December 2026
22.	Circulation by the Neutral Expert of a Final Decision to the Parties	Neutral Expert	29 January 2027



9. To enable Pakistan to satisfy itself that the design of a Plant conforms to the criteria mentioned in Paragraph 8, India shall, at least six months in advance of the beginning of construction of river works connected with the Plant, communicate to Pakistan, in writing, the information specified in Appendix II¹ to this Annexure. If any such information is not available or is not pertinent to the design of the Plant or to the conditions at the site, it will be so stated.

10. Within three months of the receipt by Pakistan of the information specified in Paragraph 9, Pakistan shall communicate to India, in writing, any objection that it may have with regard to the proposed design on the ground that it does not conform to the criteria mentioned in Paragraph 8. If no objection is received by India from Pakistan within the specified period of three months, then Pakistan shall be deemed to have no objection.

11. If a question arises as to whether or not the design of a Plant conforms to the criteria set out in Paragraph 8, then either Party may proceed to have the question resolved in accordance with the provisions of Article IX(1) and (2).

12. (a) If any alteration proposed in the design of a Plant before it comes into operation would result in a material change in the information furnished to Pakistan under the provisions of Paragraph 9, India shall immediately communicate particulars of the change to Pakistan in writing and the provisions of Paragraphs 10 and 11 shall then apply, but the period of three months specified in Paragraph 10 shall be reduced to two months.

(b) If any alteration proposed in the design of a Plant after it comes into operation would result in a material change in the information furnished to Pakistan under the provisions of Paragraph 9, India shall, at least four months in advance of making the alteration, communicate particulars of the change to Pakistan in writing and the provisions of Paragraphs 10 and 11 shall then apply, but the period of three months specified in Paragraph 10 shall be reduced to two months.

Annexure D,

¶¶ 9-12



Annexure D, Appendix II

APPENDIX II TO ANNEXURE D

(Paragraph 9)

1. Location of Plant

General map showing the location of the site ; if on a Tributary, its situation with respect to the main river.

2. Hydrologic Data

- (a) General map (Scale : $\frac{1}{4}$ inch or more = 1 mile) showing the discharge observation site or sites or rainfall gauge stations on whose data the design is based. In case of a Plant on a Tributary, this map should also show the catchment area of the Tributary above the site.
- (b) Observed or estimated daily river discharge data on which the design is based (observed data will be given for as long a period as available ; estimated data will be given for as long a period as possible ; in both cases data may be limited to the latest 25 years).
- (c) Flood data, observed or estimated (with details of estimation).
- (d) Gauge-discharge curve or curves for site or sites mentioned in (a) above.

3. Hydraulic Data

- (a) Stage-area and stage-capacity curves of the reservoir, forebay and Regulating Basin, with contoured survey maps on which based.
- (b) Full Pondage Level, Dead Storage Level and Operating Pool together with the calculations for the Operating Pool.
- (c) Dead Storage capacity.
- (d) Estimated evaporation losses in the reservoir, Regulating Basin, head-race, forebay and tail-race.
- (e) Maximum designed flood discharge, discharge-capacity curve for spillway and maximum designed flood level.
- (f) Designated range of operation.

4. Particulars of Design

- (a) Dimensioned plan showing dam, spillway, intake and outlet works, diversion works, head-race and forebay, powerhouse, tail-race and Regulating Basin.
- (b) Type of dam, length and height above mean bed of river.
- (c) Cross-section of the river at the site ; mean bed level.
- (d) Type of spillway, length and crest level ; size, number and top level of spillway gates.
- (e) Type of intake, maximum designed capacity, number and size, sill levels ; diversion works.
- (f) Head-race and tail-race : length, size, maximum designed capacity.
- (g) Outlet works : function, type, size, number, maximum designed capacity and sill levels.
- (h) Discharge proposed to be passed through the Plant, initially and ultimately, and expected variations in the discharge on account of the daily and the weekly load fluctuations.
- (i) Maximum aggregate capacity of power units (exclusive of standby units) for Firm Power and Secondary Power.
- (j) Regulating Basin and its outlet works : type, number, size, sill levels and designed maximum discharge capacity.

5. General

- (a) Estimated effect of proposed development on the flow pattern below the last plant downstream (with details of estimation).
- (b) Probable date of completion of river works, and dates on which various stages of the Plant would come into operation.

