ICSID Cases

International Centre for Settlement of Investment Disputes
ICSID

Cases

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Introduction

The International Centre for Settlement of Investment Disputes (ICSID or the Centre) was established on October 14, 1966 when its constituent treaty, the Convention on the Settlement of Investment Disputes between States and Nationals of Other States (the Convention), entered into force. As of November 30, 1996, the Convention had been signed by 139 countries; of these, 126 had also ratified the Convention and have therefore become Contracting States.\(^1\)

Pursuant to the provisions of the Convention, ICSID provides facilities for the conciliation and arbitration of investment disputes between Contracting States and nationals of other Contracting States. To date, thirty-eight such disputes, three of them involving conciliation and the remaining thirty-five arbitration, have been brought under the Convention.\(^2\) Of the conciliation disputes, two proceedings were closed after an agreement was reached by the parties.

Of the arbitration cases, fourteen were similarly settled by the parties on agreed terms before the rendition of an award; in one of those cases, the settlement was later embodied in an award. Arbitral awards have been rendered in a further thirteen cases. In four of them, there have been annulment proceedings under Article 52 of the Convention followed, in three of the cases, by resubmission proceedings under the same Article of the Convention. Eight other arbitrations remain pending at the date of issuance of this brochure.

The cases have concerned a variety of different kinds of investment in the agriculture, banking, construction, energy, health, industrial, mining and tourism sectors. Ninety-five different individuals from thirty-seven countries have served on the forty-one commissions, tribunals and committees thus far constituted in the cases.

Decisions rendered in several of these ICSID proceedings have been published. In some of the cases, there have also been national court decisions relating to ICSID. References for such published decisions are provided in this brochure, together with other data on the cases. Such data include the dates upon which the requests initiating proceedings were registered by the Secretary-General of the Centre, the dates of the constitution of each tribu-

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\(^1\) The Convention, 575 U.N.T.S. 159, is reprinted in Document ICSID/15, ICSID Basic Documents (Jan. 1985). A list of Contracting States and other signatories of the Convention is provided in Document ICSID/3.

\(^2\) The prefix ("CONC" or "ARB") of an ICSID case’s serial number indicates whether the case involves conciliation or arbitration.
nal, commission and committee, the names and nationalities of their members, and brief indications of the subject matter and outcome (or current status) of the proceedings. The information is provided separately for each of the cases, which are arranged in the brochure in chronological order according to their respective registration dates.
1. Holiday Inns S.A., Occidental Petroleum Corporation et al. v. Government of Morocco (Case No. ARB/72/1)

**Subject Matter**
Joint venture to build and operate hotels

**Date Registered**
January 13, 1972

**Dates of Constitution of Tribunal**
March 28, 1972
October 28, 1976 (reconstituted)
April 14, 1977 (reconstituted)

**Composition of Tribunal**
President: Gunnar LAGERGREN\(^3\) (Swedish)
Arbitrators: Paul REUTER (French)
             J.C. SCHULTSZ\(^4\) (Netherlands)

**Outcome of Proceeding**
Settlement agreed by the parties and proceeding discontinued at their request (Order taking note of the discontinuance issued by the Tribunal on October 17, 1978 pursuant to Arbitration Rule 43(1)).

2. Adriano Gardella S.p.A. v. Government of Côte d'Ivoire (Case No. ARB/74/1)

**Subject Matter**
Production of fibers and textiles

**Date Registered**
March 6, 1974

**Dates of Constitution of Tribunal**
October 7, 1974
August 7, 1975 (reconstituted)
April 28, 1976 (reconstituted)

\(^3\) Appointed in April 1977 after the death of Sture PETREN (Swedish).
\(^4\) Appointed in October 1976 after the resignation of John FOSTER (British).
Composition of Tribunal

President: Pierre CAVIN (Swiss)
Arbitrators: Jacques Michel GROSSEN (Swiss)
Dominique PONCET (Swiss)

Outcome of Proceeding

Award rendered on August 29, 1977.

Published Decisions


3. Alcoa Minerals of Jamaica, Inc. v. Government of Jamaica (Case No. ARB/74/2)

Subject Matter
Bauxite mining

Date Registered
June 21, 1974

Dates of Constitution of Tribunal
December 16, 1974
March 10, 1975 (reconstituted)

Composition of Tribunal

President: Jørgen TROLLE (Danish)
Arbitrators: Michael KERR (British)
Fuad ROUHANI (Iranian)

Outcome of Proceeding

Settlement agreed by the parties and proceeding discontinued at their request (Order taking note of the discontinuance issued by the Tribunal on February 27, 1977 pursuant to Arbitration Rule 43(1)).

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5 Appointed in April 1976 after the death of André PANCHAUD (Swiss).
6 Appointed in August 1975 after the death of Edouard ZELLWEGER (Swiss).
7 Appointed in February 1975 after the resignation of Elihu LAUTERPACHT (British).
(Case No. ARB/74/3)

Subject Matter
Bauxite mining

Date Registered
June 21, 1974

Dates of Constitution of Tribunal
December 16, 1974
March 10, 1975 (reconstituted)

Composition of Tribunal
President: Jørgen TROLLE (Danish)
Arbitrators: Michael KERR (British)
Fuad ROUHANI (Iranian)

Outcome of Proceeding
Settlement agreed by the parties and proceeding discontinued
at the request of the Claimant (Order taking note of the dis-
continuance issued by the Tribunal on February 27, 1977
pursuant to Arbitration Rule 44).

Published Decisions
Decision on Jurisdiction and Competence of July 6, 1975, 1

5. Reynolds Jamaica Mines Limited and Reynolds Metals
Company v. Government of Jamaica (Case No. ARB/74/4)

Subject Matter
Bauxite mining

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8 Appointed in February 1975 after the resignation of Elihu LAUTERPACHT (British).
Date Registered
June 21, 1974

Dates of Constitution of Tribunal
December 16, 1974
March 10, 1975 (reconstituted)

Composition of Tribunal
President: Jørgen TROLLE (Danish)
Arbitrators: Michael KERR\(^9\) (British)
             Fuad ROUHANI (Iranian)

Outcome of Proceeding
Proceeding discontinued at the request of the Claimant (Order taking note of the discontinuance issued by the Tribunal on October 12, 1977 pursuant to Arbitration Rule 44).


Subject Matter
Construction of a hospital maternity ward

Date Registered
October 5, 1976

Date of Constitution of Tribunal
February 28, 1977

Composition of Tribunal
President: Pierre TERCIER (Swiss)
Arbitrators: Victor-Gaston MARTINY (Belgian)
             Hans SPITZNAGEL (Swiss)

Outcome of Proceeding
Settlement agreed by the parties and proceeding discontinued at their request (Order taking note of the discontinuance issued by the Tribunal on February 27, 1978 pursuant to Arbitration Rule 43(1)).

\(^9\) Appointed in February 1975 after the resignation of Elihu LAUTERPACHT (British).
7. AGIP S.p.A. v. Government of the People’s Republic of the Congo (Case No. ARB/77/1)

Subject Matter
Oil products distribution venture

Date Registered
November 4, 1977

Date of Constitution of Tribunal
July 18, 1978

Composition of Tribunal
President: Jørgen TROLLE (Danish)
Arbitrators: René-Jean DUPUY (French)
            Fuad ROUHANI (Iranian)

Outcome of Proceeding
Award rendered on November 30, 1979.

Published Decisions

8. S.A.R.L. Benvenuti & Bonfant v. Government of the People’s Republic of the Congo (Case No. ARB/77/2)

Subject Matter
Manufacture of plastic bottles

Date Registered
December 15, 1977

Dates of Constitution of Tribunal
May 9, 1978
June 6, 1978 (reconstituted)

Composition of Tribunal
President: Jørgen TROLLE\(^\text{10}\) (Danish)

\(^{10}\) Appointed in May 1978 after the resignation of Alex BONN (Luxembourg).
Arbitrators: Rudolf BYSTRICKY (Czechoslovak)  
Edilbert RAZAFINDRALAMBO (Malagasy)

Outcome of Proceeding
Award rendered on August 8, 1980.

Published Decisions


Subject Matter
Production and marketing of liquefied natural gas

Date Registered
March 20, 1978

Date of Constitution of Tribunal
April 25, 1979
Composition of Tribunal
President: Ivan WALLENBERG (Swedish)
Arbitrators: Elihu LAUTERPACHT (British)
Pieter SANDERS (Netherlands)

Outcome of Proceeding
Settlement agreed by the parties and settlement recorded at their request in the form of an award (Award embodying the parties' settlement agreement rendered on July 22, 1980, pursuant to Arbitration Rule 43(2)).

10. Amco Asia Corporation, Pan American Development Limited and P.T. Amco Indonesia v. Republic of Indonesia (Case No. ARB/81/1)

Subject Matter
Construction and operation of a hotel

(a) Original Arbitration Proceeding

Date Registered
February 27, 1981

Date of Constitution of Tribunal
March 31, 1982

Composition of Tribunal
President: Berthold GOLDMAN (French)
Arbitrators: Isi FOIGHEL (Danish)
Edward W. RUBIN (Canadian)

Outcome of Proceeding
Award signed by the Tribunal on November 20, 1984.

Published Decisions


(b) **Annulment Proceeding**

*Date Registered*
March 18, 1985

*Date of Constitution of Ad Hoc Committee*
April 22, 1985

*Composition of Ad Hoc Committee*
President: Ignaz SEIDL-HOHENVELDERN (Austrian)
Members: Florentino P. FELICIANO (Philippine)
          Andrea GIARDINA (Italian)

*Outcome of Proceeding*
Decision annulling the Award signed by the *ad hoc* Committee on May 16, 1986.

*Published Decisions*

(c) **Resubmission**

*Dates Registered*
Requests for resubmission of the dispute to a new Tribunal registered on May 21, 1987 and June 24, 1987

*Date of Constitution of Tribunal*
October 20, 1987

*Composition of Tribunal*
President: Rosalyn HIGGINS (British)
Arbitrators: Marc LALONDE (Canadian)
            Per MAGID (Danish)
Outcome of Proceeding
Award rendered on June 5, 1990; Decision on Supplemental Decisions and Rectification of the Award rendered on October 17, 1990.

Published Decisions


(d) Second Annulment Proceeding

Dates Registered
October 18, 1990 and February 20, 1991

Date of Constitution of Ad Hoc Committee
January 30, 1991

Composition of Ad Hoc Committee
President: Sompong SUCHARITKUL (Thai)
Members: Arghyrios A. FATOUROS (Greek)
          Dietrich SCHINDLER (Swiss)

Outcome of Proceeding
Decision rejecting the parties’ applications for annulment of the Award and annulling the Decision on Supplemental Decisions and Rectification rendered on December 17, 1992.

Subject Matter
Construction and operation of a fertilizer factory

(a) Original Arbitration Proceeding

Date Registered
April 14, 1981

Date of Constitution of Tribunal
October 26, 1981

Composition of Tribunal
President: Eduardo JIMENEZ DE ARECHAGA (Uruguayan)
Arbitrators: Wm. D. ROGERS (U.S.)
Dominique SCHMIDT (French)

Outcome of Proceeding
Award rendered on October 21, 1983; attached to the Award is a Dissenting Opinion by one of the arbitrators.

Published Decisions


(b) Annulment Proceeding

Date Registered
February 16, 1984

Date of Constitution of Ad Hoc Committee
March 19, 1984
Composition of Ad Hoc Committee

President: Pierre LALIVE (Swiss)
Members: Ahmed Sadek EL-KOSHERI (Egyptian)
         Ignaz SEIDL-HOHENVELDERN (Austrian)

Outcome of Proceeding
Decision annulling the Award signed by the ad hoc Committee on May 3, 1985.

Published Decisions

(c) Resubmission

Dates Registered
Requests for resubmission of the dispute to a new Tribunal registered on June 7, 1985 and July 3, 1985

Date of Constitution of Tribunal
March 3, 1986

Composition of Tribunal
President: Carl F. SALANS (U.S.)
Arbitrators: Jorge CASTANEDA (Mexican)
            Juan Antonio CREMADES
            SANZ-PASTOR (Spanish)

Outcome of Proceeding
Award rendered on January 26, 1988.

(d) Second Annulment Proceeding

Date Registered
July 1, 1988

Date of Constitution of Ad Hoc Committee
July 8, 1988

Composition of Ad Hoc Committee
President: Sompong SUCHARITKUL (Thai)
Members: Andrea GIARDINA (Italian)
         Kéba MBAYE (Senegalese)
**Outcome of Proceeding**
Decision rejecting the parties’ applications for annulment signed by the *ad hoc* Committee on May 17, 1990.

12. **Société Ouest Africaine des Bétons Industriels v. State of Senegal** *(Case No. ARB/82/1)*

**Subject Matter**
Construction of low-income housing units

**Date Registered**
November 5, 1982

**Dates of Constitution of Tribunal**
September 15, 1983
December 5, 1983 (reconstituted)
May 30, 1985 (reconstituted)

**Composition of Tribunal**
President: Aron BROCHES\(^{11}\) (Netherlands)
Arbitrators: Kéba MBAYE (Senegalese)
J.C. SCHULTSZ\(^{12}\) (Netherlands)

**Outcome of Proceeding**
Award rendered on February 25, 1988; attached to the Award is a Dissenting Opinion by one of the arbitrators.

**Published Decisions**


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\(^{11}\) Appointed in December 1983 after the resignation of R.L. BINDSCHEDLER (Swiss).

\(^{12}\) Appointed in May 1985 after the resignation of Jean VAN HOUTTE (Belgian).
13. SEDITEX Engineering Beratungsgesellschaft für die Textilindustrie m.b.H. v. Government of the Democratic Republic of Madagascar (Case No. CONC/82/1)

Subject Matter
Textile enterprise

Date Registered
October 5, 1982

Outcome of Proceeding
Settlement agreed by the parties and proceeding closed on June 20, 1983 before the constitution of a Commission.

14. Swiss Aluminium Limited and Icelandic Aluminium Company Limited v. Government of Iceland (Case No. ARB/83/1)

Subject Matter
Aluminium smelter

Date Registered
June 16, 1983

Outcome of Proceeding
Settlement agreed by the parties and proceeding discontinued at their request (Order of the Secretary-General taking note of the discontinuance issued on March 6, 1985 pursuant to Arbitration Rule 43(1)).

15. Liberian Eastern Timber Corporation v. Government of the Republic of Liberia (Case No. ARB/83/2)

Subject Matter
Forestry concession
**Date Registered**
June 21, 1983

**Dates of Constitution of Tribunal**
November 15, 1983
March 2, 1984 (reconstituted)

**Composition of Tribunal**
President: Bernardo M. CREMADES (Spanish)
Arbitrators: Jorge GONCALVES PEREIRA
(Domestic, Portuguese)
D.A. REDFERN (British)

**Outcome of Proceeding**
Award rendered on March 31, 1986; Rectification of error in the Award rendered on June 10, 1986.

**Published Decisions**


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13 Appointed in March 1984 after the resignation of Frank CHURCH (U.S.).
16. Tesoro Petroleum Corporation v. Government of Trinidad and Tobago (Case No. CONC/83/1)

Subject Matter
Oil exploitation and exploration

Date Registered
August 26, 1983

Date of Constitution of Commission
January 6, 1984

Composition of Commission
Sole Conciliator: Richard WILBERFORCE (British)

Outcome of Proceeding
Settlement agreed by the parties and proceeding closed (Report of the Conciliation Commission issued on November 27, 1985 pursuant to Conciliation Rule 33).

17. Atlantic Triton Company Limited v. People's Revolutionary Republic of Guinea (Case No. ARB/84/1)

Subject Matter
Contract for the conversion, equipping and operation of fishing vessels

Date Registered
January 19, 1984

Date of Constitution of Tribunal
August 1, 1984

Composition of Tribunal
President: Pieter SANDERS (Netherlands)
Arbitrators: Jean-François PRAT (French)
A.J. VAN DEN BERG (Netherlands)

Outcome of Proceeding
Award signed by the Tribunal on April 21, 1986.

Published Decisions


18. Colt Industries Operating Corporation, Firearms Division v. Government of the Republic of Korea (Case No. ARB/84/2)

Subject Matter
Technical and licensing agreements for the production of weapons

Date Registered
February 21, 1984

Date of Constitution of Tribunal
August 15, 1984

Composition of Tribunal
President: Kenneth O. RATTRAY (Jamaican)
Arbitrators: Eduardo JIMENEZ DE ARECHAGA (Uruguayan)
Ian E. McPHERSON (Canadian)

Outcome of Proceeding
Settlement agreed by the parties and proceeding discontinued at their request (Order taking note of the discontinuance issued by the Tribunal on August 3, 1990 pursuant to Arbitration Rule 43(1)).
19. Southern Pacific Properties (Middle East) Limited v. Arab Republic of Egypt (Case No. ARB/84/3)

Subject Matter
Tourism development project

(a) Original Arbitration Proceeding

Date Registered
August 28, 1984

Date of Constitution of Tribunal
December 18, 1984

Composition of Tribunal
President: Eduardo JIMENEZ DE ARECHAGA (Uruguayan)
Arbitrators: Mohamed Amin Elabassy EL MAHDI (Egyptian)
Robert F. PIETROWSKI, Jr. (U.S.)

Outcome of Proceeding
Award rendered on May 20, 1992; attached to the Award is a Dissenting Opinion by one of the arbitrators.

Published Decisions


(b) Annulment Proceeding

Date Registered
May 27, 1992
Date of Constitution of Ad Hoc Committee
June 25, 1992

Composition of Ad Hoc Committee
President: Claude REYMOND (Swiss)
Members: Arghyrios A. FATOUROS (Greek)
Kéba MBAYE (Senegalese)

Outcome of Proceeding
Settlement agreed by the parties and proceeding discontinued at their request (Order taking note of the discontinuance issued by the Committee on March 9, 1993 pursuant to Arbitration Rule 43(1)).


Subject Matter
Bauxite transportation joint venture

(a) Original Arbitration Proceeding

Date Registered
September 18, 1984

Date of Constitution of Tribunal
June 17, 1985

Composition of Tribunal
President: Donald E. ZUBROD (U.S.)
Arbitrators: Jack BERG (U.S.)
David K. SHARPE (U.S.)

Outcome of Proceeding
Award rendered on January 6, 1988.

Published Decisions

(b) Annulment Proceeding

Date Registered
March 30, 1988

Date of Constitution of Ad Hoc Committee
April 29, 1988

Composition of Ad Hoc Committee
President: Sompong SUCHARITKUL (Thai)
Members: Aron BROCHES (Netherlands)
          Kéba MBAYE (Senegalese)

Outcome of Proceeding
Decision partially annulling the Award rendered on December 22, 1989.

Published Decisions

(c) Resubmission

Date Registered
Request for resubmission of the dispute to a new Tribunal registered on January 26, 1990.

Outcome of Proceeding
Settlement agreed by the parties and proceeding discontinued at their request (Order taking note of the discontinuance issued by the Secretary-General on November 20, 1990 pursuant to Arbitration Rule 43(1)).

21. Ghaith R. Pharaon v. Republic of Tunisia (Case No. ARB/86/1)

Subject Matter
Tourism and holiday resort projects

Date Registered
September 24, 1986

Date of Constitution of Tribunal
January 20, 1987

Composition of Tribunal
President: Claude REYMOND (Swiss)
Arbitrators: Giorgio BERNINI (Italian)
Karl-Heinz BÖCKSTIEGEL (German)

Outcome of Proceeding
Settlement agreed by the parties and proceeding discontinued at their request (Order taking note of the discontinuance issued by the Tribunal on November 21, 1988 pursuant to Arbitration Rule 43(1)).

22. Société d’Etudes de Travaux et de Gestion SETIMEG S.A. v. Republic of Gabon (Case No. ARB/87/1)

Subject Matter
Restructuring of an administrative and residential complex
23. Mobil Oil Corporation, Mobil Petroleum Company, Inc. and Mobil Oil New Zealand Limited v. New Zealand Government (Case No. ARB/87/2)

**Subject Matter**

Synthetic fuels project

**Date Registered**

April 15, 1987

**Date of Constitution of Tribunal**

November 4, 1987

**Composition of Tribunal**

President: Graham SPEIGHT (New Zealand)
Arbitrators: Maureen BRUNT (Australian)
Stephen CHARLES (Australian)

**Outcome of Proceeding**

Settlement agreed by the parties and proceeding discontinued at their request (Order taking note of the discontinuance issued by the Tribunal on January 21, 1993 pursuant to Arbitration Rule 43(1)).

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14 Appointed in May 1988 after the death of Edgar FAURE (French).
issued by the Tribunal on November 26, 1990 pursuant to Arbitration Rule 43(1)).

Published Decisions


Subject Matter
Shrimp farming joint venture

Date Registered
July 20, 1987

Date of Constitution of Tribunal
January 5, 1988

Composition of Tribunal
President: Ahmed Sadek EL-KOSHERI (Egyptian)
Arbitrators: S.K.B. ASANTE (Ghanaian)
Berthold GOLDMAN (French)

Outcome of Proceeding
Award rendered on June 27, 1990; attached to the Award is a Dissenting Opinion by one of the arbitrators.

Published Decisions

25. Occidental of Pakistan, Inc. v. Islamic Republic of Pakistan (Case No. ARB/87/4)

Subject Matter
Petroleum concession

Date Registered
October 7, 1987
Date of Constitution of Tribunal
May 6, 1988

Composition of Tribunal
President: Ian BROWNLIE (British)
Arbitrators: Anthony COLMAN (British)
             Ashraf Ullah KHAN (British)

Outcome of Proceeding
Settlement agreed by the parties and proceeding discontinued at the request of the Claimant (Order taking note of the discontinuance issued by the Tribunal on January 27, 1989 pursuant to Arbitration Rule 44).

26. Manufacturers Hanover Trust Company v. Arab Republic of Egypt and General Authority for Investment and Free Zones (Case No. ARB/89/1)

Subject Matter
Bank branch operation

Date Registered
June 15, 1989

Date of Constitution of Tribunal
July 2, 1990

Composition of Tribunal
President: Ignaz SEIDL-HOHENVELDERN (Austrian)
Arbitrators: Mohamed Yassin ABDEL A’AL (Sudanese)
             Andreas BUCHER (Swiss)

Outcome of Proceeding
Settlement agreed by the Claimant and one of the Respondents and proceeding discontinued at their request (Order taking note of the discontinuance issued by the Tribunal on June 24, 1993 pursuant to Arbitration Rule 44).
27. Vacuum Salt Products Limited v. Government of the Republic of Ghana (Case No. ARB/92/1)

Subject Matter
Salt mining operation

Date Registered
June 11, 1992

Date of Constitution of Tribunal
October 15, 1992

Composition of Tribunal
President: Robert Y. JENNINGS (British)
Arbitrators: Charles N. BROWER (U.S.)
Kamal HOSSAIN (Bangladeshi)

Outcome of Proceeding
Award declining jurisdiction over the dispute rendered on February 16, 1994.

Published Decisions

28. Scimitar Exploration Limited v. Bangladesh and Bangladesh Oil, Gas and Mineral Corporation (Case No. ARB/92/2)

Subject Matter
Oil exploration and development

Date Registered
November 3, 1992

Date of Constitution of Tribunal
February 16, 1993

Composition of Tribunal
President: Keith HIGHET (U.S.)
Arbitrators: Ian BROWNIE (British)
Edward C. CHIASSON (Canadian)

Outcome of Proceeding
Award declining jurisdiction over the dispute rendered on May 4, 1994.
29. American Manufacturing & Trading, Inc. v. Republic of Zaire (Case No. ARB/93/1)

Subject Matter
Manufacturing and trading enterprise

Date Registered
February 2, 1993

Date of Constitution of Tribunal
August 4, 1993

Composition of Tribunal
President: Sompong SUCHARITKUL (Thai)
Arbitrators: Heribert GOLSONG (German)
Kéba MBAYE (Senegalese)

Status of the Proceeding
Pending (proceeding declared closed on November 12, 1996).

30. Philippe Gruslin v. Government of Malaysia (Case No. ARB/94/1)

Subject Matter
Construction enterprise

Date Registered
January 13, 1994

Date of Constitution of Tribunal
May 31, 1994

Composition of Tribunal
Sole Arbitrator: Sompong SUCHARITKUL (Thai)

Status of the Proceeding
Settlement agreed by the parties and proceeding discontinued at their request (Order taking note of the discontinuance issued by the Tribunal on April 24, 1996 pursuant to Arbitration Rule 43(1)).
31. SEDITEX Engineering Beratungsgesellschaft für die Textilindustrie m.b.H. v. Government of Madagascar (Case No. CONC/94/1)

**Subject Matter**
Textile enterprise

**Date Registered**
June 13, 1994

**Date of Constitution of Commission**
September 23, 1994

**Composition of Commission**
President: André FAURES (Belgian)
Conciliators: Dominique CARREAU (French)
Raymond RANJEVA (Malagasy)

**Status of the Proceeding**

32. Tradex Hellas S.A. v. Republic of Albania (Case No. ARB/94/2)

**Subject Matter**
Agricultural enterprise

**Date Registered**
December 8, 1994

**Date of Constitution of Tribunal**
January 3, 1996

**Composition of Tribunal**
President: Karl-Heinz BÖCKSTIEGEL (German)
Arbitrators: Fred F. FIELDING (U.S.)
Andrea GIARDINA (Italian)

**Status of the Proceeding**
Pending (hearing on jurisdictional objections held on September 10, 1996).
33. Leaf Tobacco A. Michaelides S.A. and Greek-Albanian Leaf Tobacco & Co. S.A. v. Republic of Albania (Case No. ARB/95/1)

Subject Matter
Tobacco manufacturing and warehousing

Date Registered
April 27, 1995

Status of the Proceeding
Pending (Tribunal not yet constituted).

34. Cable Television of Nevis, Ltd. and Cable Television of Nevis Holdings, Ltd. v. Federation of St. Kitts and Nevis (Case No. ARB/95/2)

Subject Matter
Cable television franchise

Date Registered
November 14, 1995

Date of Constitution of Tribunal
February 16, 1996

Composition of Tribunal
President:  Woodbine A. DAVIS (Barbadian)
Arbitrators:  Arthur A. MAYNARD (Barbadian)
             Rex McKAY (Guyanese)

Status of the Proceeding
Pending (hearing on jurisdictional objections held on July 1 and 2, 1996).

35. Antoine Goetz and others v. Republic of Burundi (Case No. ARB/95/3)

Subject Matter
Mining enterprise

Date Registered
December 18, 1995
Date of Constitution of Tribunal
June 26, 1996

Composition of Tribunal
President: Prosper WEIL (French)
Arbitrators: Mohammed BEDJAOUI (Algerian)
Jean-Denis BREDIN (French)

Status of the Proceeding
Pending (first session of the Tribunal to be held on December 4, 1996).

36. Compañía del Desarrollo de Santa Elena S.A. v. Government of Costa Rica (Case No. ARB/96/1)

Subject Matter
Valuation of land holding

Date Registered
March 22, 1996

Status of the Proceeding
Pending (Tribunal not yet constituted).

37. Misima Mines Pty. Ltd. v. Independent State of Papua New Guinea (Case No. ARB/96/2)

Subject Matter
Mining concession agreement

Date Registered
April 29, 1996

Status of the Proceeding
Pending (Tribunal not yet constituted).
38. Fedax N.V. v. Republic of Venezuela (Case No. ARB/96/3)

Subject Matter
Debt instruments

Date Registered
June 26, 1996

Date of Constitution of Tribunal
November 27, 1996

Composition of Tribunal
President: Francisco ORREGOVICUÑA (Chilean)
Arbitrators: Meir HETH (Israeli)
            Roberts B. OWEN (U.S.)

Status of the Proceeding
Pending (first session of the Tribunal to be held within two months from the date of the constitution of the Tribunal).
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