Dear All,

We suggest the amendment of paragraph 1 of the Rule 41 of the ICSID Arbitration Rules, to be read as follows:

Rule 41
Preliminary Objections

(1) Any objection that the dispute or any ancillary claim is not within the jurisdiction of the Centre or, for other reasons, is not within the competence of the Tribunal shall be made as early as possible. A party shall file the objection with the Secretary-General in cases where the objection is made before the constitution of the tribunal, or, with the tribunal after its constitution no later than the expiration of the time limit fixed for the filing of the counter-memorial, or, if the objection relates to an ancillary claim, for the filing of the rejoinder—unless the facts on which the objection is based are unknown to the party at that time, then, that party shall state its objection within the time limit agreed upon, or within 14 days of becoming aware of the facts on which the objection is based in the absence of such agreement, otherwise that party shall be deemed to have waived its right to object.

Kind regards
Dear Madam/Sir,

On behalf of Secretary-General Kinnear, please see the attached.

Sincerely,

ICSID SECRETARIAT
1818 H Street, NW | MSN J2-200 | Washington, DC 20433 USA
T 202-458-1534 | F 202-522-2615/2027 | icsidruleamendment@worldbank.org

Madame, Monsieur,

Au nom du Secrétaire général, Mme Kinnear, nous vous prions de bien vouloir trouver la lettre ci- jointe.

Nous vous prions d'agréer, Madame, Monsieur, l'expression de notre haute considération.

Cordialement,

Secretariat du CIRDI
1818 H Street, NW | MSN J2-200 | Washington, DC 20433 USA
T 202-458-1534 | F 202-522-2615/2027 | icsidruleamendment@worldbank.org

Distinguida (o) Señora/Señor:

En nombre de la Sra. Meg Kinnear, Secretaria General del CIADI, sírvase ver lo adjunto.

Atentamente,

Secretariado del CIADI
1818 H Street, NW | MSN J2-200 | Washington, DC 20433 USA
T 202-458-1534 | F 202-522-2615/2027 | icsidruleamendment@worldbank.org
Please consider the environment before printing.

Tنييه: هذه الرسالة الإلكترونية وأي من مرفقاتها قد تحتوي على معلومات سرية وهمية موجهة للشخص / الأشخاص ...

المعنيين وعليه يرجى من المتلقي في حال تلقى رسالة إلكترونية عن طريق الخطأ ولم تكن المعني بها، أخطار المرسل وحذفها من البريد الإلكتروني وكذلك إبلاغ أي نسخ مطبوعة عنها حيث أنه يحظر عليك قراءة ونسخ ونشر أو توزيع أو استخدام هذه الرسالة الإلكترونية وأي من مرفقاتها بأي شكل من الأشكال علماً بأن القيام بأي فعل مخالف لما تم توضيحه مسبقاً يعرض المخالف للمساءلة القانونية. Disclaimer: This message contains confidential information and is intended only for the addressee. If you are not the addressee you should not disseminate, distribute or copy this e-mail. Please notify the sender immediately by e-mail. If you have received this e-mail by mistake, delete this e-mail from your system. E-mail transmission cannot be guaranteed to be secured or error-free as information could be intercepted, corrupted, lost, destroyed, arrive late or incomplete, or contain viruses. ET therefore does not accept liability for any errors or omissions in the contents of this message, which arise as a result of e-mail transmission. If verification is required please request a hard-copy version.