


**De:** Pierre-Olivier Savoie pierre-olivier@savoie.com   
**Objet:** Re: SIA North Star and Peteris Pildegovics - released document  
**Date:** 1 juillet 2019 à 18:48  
**À:** Norum, Margrethe Margrethe.Norum@mfa.no  
**Cc:** Seland, Helge helge.seland@mfa.no, Jervell, Kristian kristian.jervell@mfa.no

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Dear Ms Norum,

We write in answer to your email below.

We thank you for informing us of the existence of a request under Norway's Freedom of Information Act as to our email and letter of 12 June 2019 and of its disclosure. However, we believe that the Act does not justify such disclosure without the Claimants' consent, pursuant, at least, to sections 13 and 20 of the Act. We refer in particular to the established practice in investment treaty arbitration that communications and documents from one party to the other should not be made public prior to notification to the other party as well as the conclusion of an agreement on the manner and extent of disclosure of such documents. We also note that the 12 June letter is properly characterized as a document relating to ongoing international negotiations of Norway.

Our clients will monitor the possible consequences of this disclosure, to which they did not consent, and reserve the right to submit detailed representations on this matter in due course. For future purposes, we request to be notified, in advance of any further disclosure of documents provided to you in the context of this dispute, and that our consent be sought.

The above is without prejudice of our clients' position on transparency in investment treaty arbitration should the present case go forward.

In any event, we underscore that we are grateful for the meeting of later this week and hope that it will be constructive and cordial, in light of the importance of the issues not only for both Norway and the Claimants, but also for Norway's important relationships with Latvia and the European Union.

Sincerely,

Pierre-Olivier Savoie  
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**De :** "Norum, Margrethe" <Margrethe.Norum@mfa.no>  
**Date :** vendredi 28 juin 2019 à 15:25  
**À :** "Pierre-Olivier@savoie.com" <Pierre-Olivier@savoie.com>  
**Cc :** "Seland, Helge" <helge.seland@mfa.no>, "Jervell, Kristian" <kristian.jervell@mfa.no>  
**Objet :** SIA North Star and Peteris Pildegovics - released document

Dear Mr. Savoie,

Please be informed that your e-mail and letter of 12 June 2019 to the Norwegian Ministry of Foreign Affairs regarding notification of dispute of SIA North Star (Latvia) and Mr. Peteris Pildegovics against Norway has been released to a Norwegian journalist today, by request.

Under the Norwegian act relating to the right of access to documents held by public authorities and public undertakings (Freedom of Information Act), the main rule is that case documents, journals and similar registers of an administrative agency are public except as otherwise provided by statute or by regulations pursuant thereto. In this case there is no legal basis for an exception.

We do foresee that similar requests can be put forward regarding other documents relating to the case.

Best regards,



Margrethe R. Norum  
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