

**IN THE MATTER OF THE BAY OF BENGAL
MARITIME BOUNDARY ARBITRATION**

-before-

**THE ARBITRAL TRIBUNAL CONSTITUTED
IN ACCORDANCE WITH ANNEX VII OF THE
1982 UNITED NATIONS CONVENTION ON THE LAW OF THE SEA**

- between -

THE PEOPLE'S REPUBLIC OF BANGLADESH

- AND -

THE REPUBLIC OF INDIA

**PROCEDURAL ORDER No. 4
(Concerning Admission of the Site Visit Record into Evidence)**

The Arbitral Tribunal:

**Judge Rüdiger Wolfrum (President)
Judge Jean-Pierre Cot
Judge Thomas A. Mensah
Dr. Pemmaraju Sreenivasa Rao
Professor Ivan Shearer**

The Registry:

The Permanent Court of Arbitration

The Hague, 6 December 2013

CONSIDERING that under paragraph 2.5 of *Procedural Order No. 2 (Concerning the Hearing on the Merits)*, the Parties are authorized to “employ any photographs and video recordings of the site visit that are admitted by the Tribunal into evidence by procedural order”;

CONSIDERING that under paragraph 3.3 of *Procedural Order No. 3 (Concerning the Record of the Site Visit)*, “[a]ny part of the Site Visit Record so submitted by a Party that is not objected to by the other Party may be accepted into evidence by the Tribunal. If so accepted, such photographs and video segments shall be duly marked pursuant to Article 12(2) of the Rules of Procedure, and their admission into evidence shall be confirmed by procedural order”;

CONSIDERING Bangladesh’s letter to the Tribunal dated 27 November 2013 communicating a list of photographs and video segments of the site visit it wishes to introduce into evidence, as well as India’s letter to the Tribunal dated 2 December 2013 stating that it has no objection to the photographs and video segments identified by Bangladesh; and


CONSIDERING India’s letter to the Tribunal dated 2 December 2013 communicating a list of photographs and video segments of the site visit it wishes to introduce into evidence, as well as Bangladesh’s letter to the Tribunal dated 5 December 2013 stating that it has no objection to the photographs and video segments identified by India;

THE TRIBUNAL ISSUES THE FOLLOWING ORDER:

1. Pursuant to paragraph 3.3 of *Procedural Order No. 3*, all photographs and video segments of the site visit listed in Bangladesh’s letter to the Tribunal dated 27 November 2013 and India’s letter to the Tribunal dated 2 December 2013 are admitted into evidence.
2. When cited by the Parties, these photographs and video segments shall be duly marked in accordance with Article 12(2) of the Rules of Procedure, which provides that “[e]ach document submitted to the Tribunal shall be given a number (for Bangladesh’s documents, B-1, B-2 etc; for India’s documents, IN-1, IN-2 etc); and each page of each document shall be numbered.”

Dated: 6 December 2013, The Hague

ON BEHALF OF THE ARBITRAL TRIBUNAL:



Judge Rüdiger Wolfrum
President