

2 FEBRUARY 2017

ORDER

MARITIME DELIMITATION IN THE INDIAN OCEAN

(SOMALIA v. KENYA)

DÉLIMITATION MARITIME DANS L'OCÉAN INDIEN

(SOMALIE c. KENYA)

2 FÉVRIER 2017

ORDONNANCE

INTERNATIONAL COURT OF JUSTICE

YEAR 2017

**2017
2 February
General List
No. 161**

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MARITIME DELIMITATION IN THE INDIAN OCEAN

(SOMALIA *v.* KENYA)

ORDER

Present: *President* ABRAHAM; *Vice-President* YUSUF; *Judges* OWADA, TOMKA, CANÇADO TRINDADE, GREENWOOD, XUE, DONOGHUE, GAJA, SEBUTINDE, ROBINSON, CRAWFORD, GEVORGIAN; *Judge ad hoc* GUILLAUME; *Registrar* COUVREUR.

The International Court of Justice,

Composed as above,

After deliberation,

Having regard to Article 48 of the Statute of the Court and to Article 79, paragraph 9, of the Rules of Court,

Having regard to the Application filed in the Registry of the Court on 28 August 2014, whereby the Federal Republic of Somalia instituted proceedings against the Republic of Kenya concerning a dispute in relation to “the establishment of the single maritime boundary between Somalia and Kenya in the Indian Ocean delimiting the territorial sea, exclusive economic zone . . . and continental shelf, including the continental shelf beyond 200 nautical miles”,

Having regard to the Order of 16 October 2014, whereby the President of the Court, taking into account the views of the Parties, fixed 13 July 2015 as the time-limit for the filing of the Memorial of the Federal Republic of Somalia and 27 May 2016 as the time-limit for the filing of the Counter-Memorial of the Republic of Kenya,

Having regard to the Memorial of the Federal Republic of Somalia filed within the time-limit thus fixed,

Having regard to the preliminary objections to the jurisdiction of the Court and to the admissibility of the Application raised by the Government of the Republic of Kenya on 7 October 2015;

Whereas the filing of the preliminary objections by the Republic of Kenya had the effect, under Article 79, paragraph 5, of the Rules of Court, of suspending the proceedings on the merits;

Whereas, by a Judgment dated 2 February 2017, the Court found that it had jurisdiction to entertain the Application filed by the Federal Republic of Somalia on 28 August 2014 and that the Application was admissible,

Fixes 18 December 2017 as the time-limit for the filing of the Counter-Memorial of the Republic of Kenya; and

Reserves the subsequent procedure for further decision.

Done in English and in French, the English text being authoritative, at the Peace Palace, The Hague, this second day of February, two thousand and seventeen, in three copies, one of which will be placed in the archives of the Court and the others transmitted to the Government of the Federal Republic of Somalia and the Government of the Republic of Kenya, respectively.

(Signed) Ronny ABRAHAM,
President.

(Signed) Philippe COUVREUR,
Registrar.
