

INTERNATIONAL COURT OF JUSTICE

REPORTS OF JUDGMENTS,
ADVISORY OPINIONS AND ORDERS

CASE CONCERNING BORDER AND
TRANSBORDER ARMED ACTIONS

(NICARAGUA v. HONDURAS)

ORDER OF 22 OCTOBER 1986

1986

COUR INTERNATIONALE DE JUSTICE

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FRONTALIÈRES ET TRANSFRONTALIÈRES

(NICARAGUA c. HONDURAS)

ORDONNANCE DU 22 OCTOBRE 1986

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22 October 1986

**CASE CONCERNING BORDER AND
TRANSBORDER ARMED ACTIONS**

(NICARAGUA *v.* HONDURAS)

ORDER

Present : *President* NAGENDRA SINGH ; *Vice-President* DE LACHARRIÈRE ;
Judges LACHS, RUDA, ELIAS, ODA, AGO, SETTE-CAMARA,
SCHWEBEL, Sir Robert JENNINGS, MBAYE, BEDJAOUI, NI, EVENSEN,
TARASSOV ; *Registrar* TORRES BERNÁRDEZ.

The International Court of Justice,

Composed as above,

Having regard to Article 48 of the Statute of the Court,

Having regard to Articles 31, 40, 44, 48 and 79 of the Rules of Court,

Having regard to the Application filed by the Republic of Nicaragua in the Registry of the Court on 28 July 1986, instituting proceedings against the Republic of Honduras ;

Whereas the Republic of Honduras was on the same day informed by telegram of the filing of the Application, and of the submissions made therein, and was immediately sent a copy of it ;

Whereas in a letter dated 29 August 1986 the Minister for External Relations of Honduras informed the Court that in his Government's view it had no jurisdiction over the matters raised by the Application, and

expressed the hope that the Court would first confine the written proceedings to the issues of jurisdiction and admissibility ;

Whereas the Parties have appointed as agents their respective Ambassadors in The Hague, namely Mr. Carlos Argüello Gómez for the Republic of Nicaragua and Mr. Mario Carías for the Republic of Honduras ;

Whereas the Parties are agreed that the issues of jurisdiction and admissibility should be dealt with at a preliminary stage of the proceedings ;

Whereas it is necessary for the Court to be informed at that stage of all the contentions and evidence of fact and law on which the Parties rely in that connection ;

Taking into account the agreement concerning the procedure expressed by the Parties, consulted under Article 31 of the Rules ;

Decides that the first pleading shall be a Memorial by the Republic of Honduras dealing exclusively with the issues of jurisdiction and admissibility, and that the Republic of Nicaragua shall in reply submit a Counter-Memorial confined to the same issues ;

Fixes the following time-limits for the filing of those pleadings :

23 February 1987 for the Memorial of Honduras ;

22 June 1987 for the Counter-Memorial of Nicaragua ;

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 twenty-second day of October, one thousand nine hundred and eighty-six, in three copies, of which one will be placed in the archives of the Court, and the others transmitted to the Government of the Republic of Nicaragua, and to the Government of the Republic of Honduras, respectively.

(Signed) NAGENDRA SINGH,
President.

(Signed) Santiago TORRES BERNÁRDEZ,
Registrar.