

International Centre for Settlement of Investment Disputes

1818 H Street, N.W., Washington, D.C. 20433, U.S.A.
Telephone: (202) 458-1534 Faxes: (202) 522-2615/2027
Web site: www.worldbank.org/icsid

By Fax

September 13, 2005

OKO Osuuspankkien Keskuspankki Oyj,
Ost-West Handelsbank AG and
Sampo Bank Plc
c/o Mr. Patrik Lindfors
and Mrs. Petra Kiurunen
Hannes Snellman Attorneys
Eteläranta 8
P.O.Box 333
00131 Helsinki, Finland

The Republic of Estonia
c/o Ilmar-Erik Aavakivi
Law Office Aivar Pilv
Vabaduse väljak 10
10146 Tallinn, Estonia
and
Mr. Brian King and
Ms. Melanie van Leeuwen
Freshfields Bruckhaus Deringer
Appollolaan 151
1077 AR Amsterdam, Netherlands
and
Mr. Georgios Petrochilos
2-4, rue Paul Cézanne
75375 Paris Cedex 08
France
and
The Ministry of Finance of the
Republic of Estonia
Suur-Ameerika 1
15006 Tallinn, Estonia

Re: OKO Osuuspankkien Keskuspankki Oyj and others v. Republic of Estonia
(ICSID Case No. ARB/04/6)

Dear Sirs and Mesdames,

With reference to our letter of September 9, 2005, the Tribunal, having carefully considered the Parties' arguments as to the submission by the Claimants' of extracts of a documentary featuring [REDACTED], has decided as follows:

1. The Claimants may file a witness statement by [REDACTED] by September 19, 2005. Given the late stage at which such new evidence is being presented, the Tribunal allows such filing with reluctance.
2. The Respondent is invited to submit its response to [REDACTED] statement, and/or to present rebuttal evidence in respect of such statement by September 26, 2005. If Respondent wishes to cross-examine [REDACTED] it may submit an application to the Tribunal before September 26, 2005. All is subject to the Tribunal's further directions.
3. As mentioned in our letter of September 9, 2005, the Tribunal maintains the scheduled hearing dates. The Tribunal notes that, as suggested in the Claimants' letter of September 5 and as indicated in the Respondent's letter of September 6, the scheduled hearing dates need not necessarily be vacated in respect of the examination of [REDACTED]. Any additional witness may thus be heard during the week scheduled for the hearing or at a later date to be agreed upon. The Tribunal reserves its decision concerning the issue of any additional costs involved in hearing new witnesses.

September 13, 2005

Sincerely yours,

A handwritten signature in black ink, appearing to read 'M. Polasek', written in a cursive style.

Martina Polasek
Secretary of the Tribunal

cc:

Mr. O.L.O. de Witt Wijnen, President
Mr. L. Yves Fortier, C.C., Q.C,
Mr. V.V. Veeder, Q.C.