

PCA Case N° 2013-30

**IN THE MATTER OF
THE ATLANTO-SCANDIAN HERRING ARBITRATION**

- before -

**AN ARBITRAL TRIBUNAL CONSTITUTED UNDER ANNEX VII TO THE
1982 UNITED NATIONS CONVENTION ON THE LAW OF THE SEA**

- between -

THE KINGDOM OF DENMARK IN RESPECT OF THE FAROE ISLANDS

(Applicant)

- and -

THE EUROPEAN UNION

(Respondent)

TERMINATION ORDER

ARBITRAL TRIBUNAL:

**Judge Thomas Mensah (Presiding Arbitrator)
Professor Gerhard Hafner
Professor Francisco Orrego Vicuña
Dr. M.C.W. Pinto
Judge Rüdiger Wolfrum**

REGISTRY:

Permanent Court of Arbitration

23 September 2014

WHEREAS the Kingdom of Denmark in respect of the Faroe Islands (“Denmark in respect of the Faroe Islands”) invoked Article 287, Article 288(1) and Annex VII to the United Nations Convention on the Law of the Sea (“Convention”) with regard to a dispute over the interpretation and application of Article 63(1) of the Convention concerning the shared stock of Atlanto-Scandian herring, as set out in the Notification and Statement of Claim sent by Denmark in respect of the Faroe Islands to the European Union on 16 August 2013;

WHEREAS in accordance with Article 3 of Annex VII to the Convention, by 9 December 2013, the Arbitral Tribunal composed of Professor Gerhard Hafner, Professor Francisco Orrego Vicuña, Dr. M.C.W. Pinto, Judge Rüdiger Wolfrum and Judge Thomas Mensah (Presiding Arbitrator) was constituted;

WHEREAS the Arbitral Tribunal held a First Organizational Meeting with the Parties at the Peace Palace in The Hague on 15 March 2014 at which the Parties, the Members of the Arbitral Tribunal and the Registrar signed the Terms of Appointment;

WHEREAS following consultation with the Parties, on 15 March 2014, the Arbitral Tribunal issued Procedural Order N° 1 adopting the Rules of Procedure and setting a procedural timetable for the arbitration;

WHEREAS following a request from the Parties of 27 June 2014, and in accordance with Article 13(3) of the Rules of Procedure, the Arbitral Tribunal issued Procedural Order N° 2 on 30 June 2014 ordering a stay of proceedings for a period of sixty days;

WHEREAS on 21 August 2014, the Parties jointly wrote to the Presiding Arbitrator requesting the Arbitral Tribunal to “issue an order for the termination of the arbitral proceedings” and noting that their request was “without prejudice to the rights and duties of either of the Parties under the United Nations Convention on the Law of the Sea;”

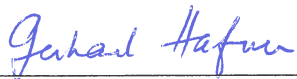
CONSIDERING the provisions of Article 22 of the Rules of Procedure concerning “Settlement or other Grounds for Termination” as well as Articles 26 and 28 of the Rules of Procedure and Article 7 of Annex VII to the Convention concerning expenses and remuneration:

THE ARBITRAL TRIBUNAL HEREBY ISSUES THE FOLLOWING TERMINATION ORDER:

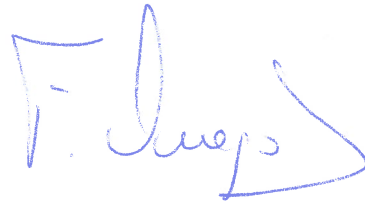
1. The proceedings in this arbitration are terminated pursuant to Article 22(1) of the Rules of Procedure.
2. In keeping with Article 28(4) of the Rules of Procedure, the Permanent Court of Arbitration will render an accounting to the Parties of the amounts deposited with it in this matter and return the unexpended balance to the Parties in equal shares.

Seat of Arbitration: The Hague, The Netherlands

Dated the 23rd day of September, 2014



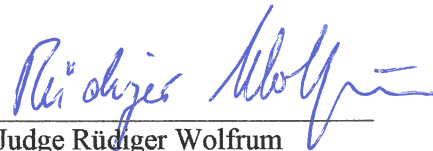
Professor Gerhard Hafner



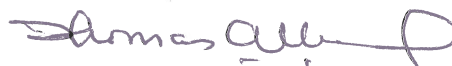
Professor Francisco Orrego Vicuña



Dr. M.C.W. Pinto



Judge Rüdiger Wolfrum



Judge Thomas A. Mensah
Presiding Arbitrator



Ms. Judith Levine
Registrar