



INTERNATIONAL TRIBUNAL FOR THE LAW OF THE SEA  
TRIBUNAL INTERNATIONAL DU DROIT DE LA MER

## Press Release

### **RULES OF THE TRIBUNAL AMENDED: THE TRIBUNAL MAY DECIDE IN PROMPT RELEASE CASES THAT A BOND OR OTHER FINANCIAL SECURITY BE POSTED WITH THE REGISTRAR**

On 17 March 2009, the International Tribunal for the Law of the Sea amended articles 113, paragraph 3, and 114, paragraphs 1 and 3, of the Rules of the Tribunal. Under the amended articles, the Tribunal has the option to determine in cases of prompt release of vessels and crews that a bond or other financial security be posted with the Registrar of the Tribunal or with the detaining State. Prior to amendment, article 113, paragraph 3, of the Rules stipulated that the bond or other financial security shall be posted with the detaining State, unless the parties agree otherwise. The aim of the amendments is to facilitate the implementation of the Tribunal's decisions in prompt release proceedings.

Articles 113, paragraph 3, and 114, paragraphs 1 and 3, as amended, read as follows:

*Article 113, paragraph 3:*

“Unless the parties agree otherwise, the Tribunal shall determine whether the bond or other financial security shall be posted with the Registrar or with the detaining State.”

*Article 114, paragraph 1:*

“If the bond or other financial security has been posted with the Registrar, the detaining State shall be promptly notified thereof.”

*Article 114, paragraph 3:*

“The bond or other financial security shall be endorsed or transmitted, to the extent that it is not required to satisfy the final judgment, award or decision, to the party at whose request the bond or other financial security is issued.”

The Tribunal decided that the amendments would enter into force forthwith.

On the same day, the Tribunal adopted Guidelines concerning the posting of a bond or other financial security with the Registrar in order to facilitate the implementation of the amended rules. The text of the amendments to articles 113 and 114 of the Rules and of the Guidelines is available on the website of the Tribunal.

The press releases of the Tribunal, documents and other information are available on the Tribunal's websites: <http://www.itlos.org> and <http://www.tidm.org> and from the Registry of the Tribunal. Please contact Ms Julia Ritter or Ms Johanna van Kisfeld;

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