

**IN THE MATTER OF AN ARBITRATION UNDER THE 1965 CONVENTION ON THE
SETTLEMENT OF INVESTMENT DISPUTES BETWEEN STATES AND NATIONALS OF
OTHER STATES**

AND

PURSUANT TO THE 1994 ENERGY CHARTER TREATY

BETWEEN:

(1) UNIPER SE

(2) UNIPER BENELUX HOLDING B.V.

(3) UNIPER BENELUX N.V.

Claimants

– and –

THE KINGDOM OF THE NETHERLANDS

Respondent

**INDEX OF EXHIBITS AND AUTHORITIES
TO CLAIMANTS' MEMORIAL OF 20 MAY 2022**

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TABLE OF CONTENTS

	Page
I. FACT EXHIBITS	2
II. LEGAL AUTHORITIES	18
III. ANNEXES.....	24

I. FACT EXHIBITS









Exhibit No	Description	Date	Language
C-0002-DUT C-0002-ENG	Environmental Management Act (as amended from time to time) [An updated translation has been submitted with the Claimants' Memorial.]	13 June 1979	DUTCH ENG Trans. (Partial)
C-0003-DUT-FRE C-0003-ENG	Instrument of ratification of the Energy Charter Treaty for the Netherlands	27 March 1998	DUTCH FRENCH ENG Trans.
C-0004-DUT C-0004-ENG	Parliamentary documents 2002-2003, 29 023, No. 1, Letter from the Minister of Economic Affairs to the House of Representatives	3 September 2003	DUTCH ENG Trans. (Partial)
C-0005-ENG	Directive 2003/87/EC of the European Parliament and of the Council establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC [2003] OJ L 275/32	13 October 2003	ENG
C-0007-DUT C-0007-ENG	R. Op Het Velt, <i>Brinkhorst advocates for construction of a new coal plant</i> , Financieel Dagblad, https://fd.nl/frontpage/Print/krant/Pagina/Voorpagina/380947/brinkhorst-pleit-voor-bouw-nieuwe-kolencentrale	10 June 2004 (Last accessed 16 April 2020)	DUTCH ENG Trans.
C-0008-DUT C-0008-ENG	Parliamentary documents 2003-2004, 1857, Questions by the House of Representatives with the replies by the Government	15 June 2004	DUTCH ENG Trans.
			
C-0010-DUT C-0010-ENG	Minister of Economic Affairs, <i>Now for later, Energy Report 2005</i> [An updated translation has been submitted with the Claimants' Memorial.]	8 July 2005	DUTCH ENG Trans. (Partial)
C-0011-DUT C-0011-ENG	Parliamentary documents 2005-2006, 30 300 XIII, No. 8, Letter from Minister of Economic Affairs to the House of Representatives	7 October 2005	DUTCH ENG Trans.
			

Exhibit No	Description	Date	Language
C-0013-DUT C-0013-ENG	Parliamentary documents 2005-2006, 30 300, XIII, No. 58, Letter from the Minister of Economic Affairs to the House of Representatives	9 December 2005	DUTCH ENG Trans.
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
C-0017-DUT C-0017-ENG	Parliamentary documents 2005-2006, 30 300 XIII, No. 65, Report of a General Consultation in the House of Representatives	25 January 2006	DUTCH ENG Trans. (Partial)
C-0018-ENG	E.ON Benelux Press Release, <i>New power station based on clean coal technology: E.ON selects Maasvlakte for new large-scale power plant</i>	3 March 2006	ENG
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
C-0021-DUT C-0021-ENG	MPP3 Environmental Permit <i>[An updated translation has been submitted with the Claimants' Memorial.]</i>	26 October 2007	DUTCH ENG Trans. (Partial)
C-0022-DUT C-0022-ENG	MPP3 Planning and Construction Permit	4 April 2008	DUTCH ENG Trans.
C-0023-DUT C-0023-ENG	2008 Energy Report <i>[An updated version of the original Dutch document containing two additional pages (pp. 1 and 2) has been submitted with the Claimants' Memorial.]</i> <i>[An updated translation has been submitted with the Claimants' Memorial.]</i>	18 June 2008	DUTCH ENG Trans. (Partial)

Exhibit No	Description	Date	Language
C-0024-ENG	Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions (integrated pollution prevention and control) (Recast) [2010] OJ L 334/17	24 November 2010	ENG
C-0025-DUT C-0025-ENG	SER (Social and Economic Council) Report, Energy agreement for sustainable growth	6 September 2013	DUTCH ENG Trans. (Partial)
C-0027-ENG	Minister of Economic Affairs of the Netherlands, <i>Energy Report: Transition to sustainable energy</i>	28 April 2016	ENG
C-0028-ENG	Frontier Economics, <i>Research of Scenarios for Coal-fired Power Plants in the Netherlands, A Report for the Ministry of Economic Affairs (MinEZ)</i>	1 July 2016	ENG
C-0029-DUT C-0029-ENG	Confidence in the Future: 2017-2021 Coalition Agreement, People's Party for Freedom and Democracy (VVD), Christian Democratic Alliance (CDA), Democrats '66 (D66) and Christian Union (CU)	10 October 2017	DUTCH ENG
C-0030-DUT C-0030-ENG	Parliamentary documents 2017-2018, 30 196, 32 813, No. 567, Letter from the Minister of Economic Affairs to the House of Representatives	13 December 2017	DUTCH ENG Trans.
C-0031-DUT C-0031-ENG	Legislative proposal containing a ban on producing electricity using coal (Law on the prohibition of coal for electricity production) and Explanatory Memorandum	19 May 2018	DUTCH ENG Trans.
C-0032-DUT C-0032-ENG	Uniper's Response to consultation on draft legislative proposal for prohibition of coal with electricity production	15 June 2018	DUTCH ENG Trans.
C-0034-DUT C-0034-ENG	Parliamentary documents 2018-2019, 35 167, No. 2, Legislative proposal for the prohibition of coal for electricity production	Issued 18 March 2019, published 19 March 2019	DUTCH ENG Trans.
C-0035-DUT C-0035-ENG	Parliamentary documents 2018-2019, 35 167, No. 3, Explanatory Memorandum	Issued 18 March 2019, published 19 March 2019	DUTCH ENG Trans.
C-0036-DUT C-0036-ENG	Parliamentary documents 2018-2019, 35 167, No. 4, Advisory Opinion of the Advisory Division of the Council of State and Further Report	Issued 18 March 2019, published 19 March 2019	DUTCH ENG Trans.

Exhibit No	Description	Date	Language
C-0037-DUT C-0037-ENG	House of Representatives Plenary Debate of Coal Ban Act Transcript	26 June 2019	DUTCH ENG Trans. (Partial)
C-0038-ENG	Frontier Economics, <i>Profitability and Dispatch of MPP3 Power Plant in Case of Biomass Conversion, A short report for Uniper Benelux</i>	September 2019	ENG
C-0039-ENG	Frontier Economics, <i>Profitability and Dispatch of MPP3 Power Plant with Alternative Fuels, A report for Uniper Benelux</i>	October 2019	ENG
C-0040-DUT C-0040-ENG	Parliamentary 2019-2020, 35 167, B, Memorandum of Reply	17 October 2019	DUTCH ENG Trans. (Partial)
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
C-0042-DUT C-0042-ENG	Act of 11 December 2019 establishing the Regulations for the Use of Coal to Generate Electricity (Act Prohibiting the Use of Coal to Generate Electricity), the Netherlands Official Gazette, Volume 2019, 493	Signed 11 December 2019, announced 19 December 2019 and entered into force 20 December 2019	DUTCH ENG Trans.
C-0044-ENG	2019 Annual Report of Uniper Benelux Holding B.V.	6 April 2020	ENG
C-0045-ENG	2019 Annual Report of Uniper Benelux N.V.	6 April 2020	ENG
C-0049-ENG	Uniper SE, Annual Report 2020	3 March 2021	ENG
C-0050-ENG	Uniper Benelux Holding B.V., Extract from the Commercial Register of the Netherlands Chamber of Commerce	12 March 2021	ENG
C-0051-ENG	Uniper Benelux N.V., Extract from the Commercial Register of the Netherlands Chamber of Commerce	12 March 2021	ENG
C-0052-GER C-0052-ENG	Uniper SE, Extract from the Commercial Register B of the Düsseldorf District Court <i>[An updated translation has been submitted with the Claimant's Memorial to correct a previous error.]</i>	16 March 2021	GER ENG Trans.

Exhibit No	Description	Date	Language
C-0053-GER C-0053-ENG	Uniper Holding GmbH, Extract from the Commercial Register B of the Düsseldorf District Court	16 March 2021	GER ENG Trans.
C-0056-ENG	Energy Charter Treaty, Members and Observers, the Netherlands, https://www.energycharter.org/who-we-are/members-observers/countries/the-netherlands/	Last accessed 13 April 2021	ENG
C-0057-ENG	Energy Charter Treaty, Members and Observers, Germany, https://www.energycharter.org/who-we-are/members-observers/countries/Germany	Last accessed 13 April 2021	ENG
C-0058-ENG	Extract of ICSID Database showing ICSID Member States, https://icsid.worldbank.org/about/member-states/database-of-member-states	Last accessed 13 April 2021	ENG
C-0059-ENG	European Commission, <i>Phases 1 and 2 (2005-2012)</i> , https://ec.europa.eu/clima/policies/ets/pre2013_en	Last accessed 19 April 2021	ENG
C-0060-ENG	European Commission, <i>EU Emissions Trading Scheme (EU ETS)</i> , https://ec.europa.eu/clima/policies/ets_en	Last accessed 19 April 2021	ENG
[REDACTED] [REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
C-0065-DUT C-0065-ENG	Letter from Bastiaan van't Wout (Minister of Economic Affairs and Climate Policy) to Dutch House of Representatives	17 May 2021	DUTCH ENG Trans.
C-0074-ENG	Council Directive 96/61/EC concerning integrated pollution prevention and control [1996] OJ L 257/26	24 September 1996	ENG
C-0075-DUT C-0075-ENG	Parliamentary documents 1997–1998, 25 621, No. 3, Explanatory Memorandum regarding the Rules Relating to the Production, Transport and Supply of Electricity	29 September 1997	DUTCH ENG Trans. (Partial)
C-0076-DUT C-0076-ENG	Act of 2 July 1998, containing rules regarding the production, transport and supply of electricity (Electricity Act 1998)	2 July 1998	DUTCH ENG Trans. (Partial)

Exhibit No	Description	Date	Language
C-0077-DUT C-0077-ENG	General Energy Council Report, <i>Care for Tomorrow's Energy, Advice to the Minister of Economic Affairs</i>	25 October 2001	DUTCH ENG Trans. (Partial)
C-0078-DUT C-0078-ENG	Parliamentary documents 2001-02, 28 241, No. 2, 2002 Energy Report	4 March 2002	DUTCH ENG Trans. (Partial)
C-0079-DUT C-0079-ENG	2002 Coal Covenant between the Dutch Government and Power Plant Operators	24 April 2002	DUTCH ENG Trans. (Partial)
C-0080-DUT C-0080-ENG	Parliamentary documents 2003–2004, 29 372, No. 3, Explanatory Memorandum regarding the Amendment of the Electricity Act 1998 and the Gas Act	22 December 2003	DUTCH ENG Trans. (Partial)
C-0081-ENG	International Energy Agency, <i>Energy Policies of IEA Countries, The Netherlands (2004)</i>	June 2004	ENG
C-0082-DUT C-0082-ENG	Parliamentary documents 2003-2004, 29 023, No. 4, Letter from the Minister of Economic Affairs on Supply Security	9 June 2004	DUTCH ENG Trans. (Partial)
C-0083-DUT C-0083-ENG	Energieia Editorial Staff, <i>Lankhorst: the Netherlands ideally positioned for the construction of a coal plant</i>	10 June 2004	DUTCH ENG Trans.
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
C-0085-DUT C-0085-ENG	Trouw Editorial Staff, <i>Van Geel sees future for 'clean coal'</i> , Trouw	26 May 2005	DUTCH ENG Trans.
[REDACTED] [REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
C-0087-DUT C-0087-ENG	Parliamentary documents 2005-2006, 30 300 XIII, No. 42, Letter from the Minister of Economic Affairs on Consortium Negotiations	31 October 2005	DUTCH ENG Trans.
[REDACTED] [REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
C-0089-DUT C-0089-ENG	Parliamentary documents 2005–2006, 30 300 XIII, No. 70, Letter from the Minister of Economic Affairs on consortium negotiations	3 February 2006	DUTCH ENG Trans.

Exhibit No	Description	Date	Language
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
C-0091-DUT C-0091-ENG	Parliamentary documents 2005-2006, No. 1224, Questions from the Lower House and Replies from the Minister of Economic Affairs	10 April 2006	DUTCH ENG Trans.
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
C-0093-DUT C-0093-ENG	Parliamentary documents 2005-2006, 29 023, No. 28, Letter from the Minister of Economic Affairs regarding Security of Energy Supply	26 June 2006	DUTCH ENG Trans. (Partial)
C-0094-DUT C-0094-ENG	Assessment Framework for New Power Plants in Rijnmond (“DCMR Framework”)	4 July 2006	DUTCH ENG Trans.
C-0095-DUT C-0095-ENG	Parliamentary documents 2005-2006, 28 240-28 982, No. 50, Report of a General Meeting in relation to the Climate Policy Evaluation Memorandum and Liberalisation of Energy Markets	8 August 2006	DUTCH ENG Trans. (Partial)
C-0096-DUT C-0096-ENG	Parliamentary documents 2006–2007, 28 240, No. 61, Letter from the Minister of Economic Affairs on consortium negotiations	17 October 2006	DUTCH ENG Trans.
C-0097-DUT C-0097-ENG	Energiea Editorial Team, <i>Essent and E.ON are still negotiating with Consortium to build a Coal-fired Power Station</i> , Energiea	19 October 2006	DUTCH ENG Trans.
C-0098-DUT C-0098-ENG	Memorandum from the Director General of Energy to the Minister regarding telephone contact with Mr van Duyne	24 November 2006	DUTCH ENG Trans.
C-0099-DUT C-0099-ENG	MPP3 Environmental Impact Assessment	December 2006	DUTCH ENG Trans. (Partial)
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

















Exhibit No	Description	Date	Language
C-0115-ENG	Communication from the European Commission to the European Parliament, <i>Supporting Early Demonstration of Sustainable Power Generation from Fossil Fuels</i>	23 January 2008	ENG
C-0116-ENG	Communication from the European Commission to the European Parliament, <i>20 20 by 2020, Europe's Climate Change Opportunity</i>	23 January 2008	ENG
			
C-0118-DUT C-0118-ENG	Parliamentary documents 2008–2009, 31 510, No. 2, List of Questions and Answers regarding the Energy Report 2008	29 September 2008	DUTCH ENG Trans. (Partial)
C-0119-DUT C-0119-ENG	Parliamentary documents 2008–2009, 31 209, No. 42, Letter from the Minister of Housing, Spatial Planning and Environmental Management	27 October 2008	DUTCH ENG Trans. (Partial)
C-0120-DUT C-0120-ENG	Environmental (General Provisions) Act	6 November 2008	DUTCH ENG Trans. (Partial)
C-0121-DUT C-0121-ENG	<i>The Stichting Natuur en Milieu and the foundation Stichting Zuid-Holland Milieufederatie, The foundation Stichting Greenpeace Nederland and The Association of Concerned Citizens of Voorne v The provincial executive of South Holland, ECLI:NL:RVS:2009:BI2680</i>	29 April 2009	DUTCH ENG Trans.
C-0122-DUT C-0122-ENG	Parliamentary documents 2008–2009, 31 510, No. 36, Letter from the Ministers of Economic Affairs and Housing, Spatial Planning and the Environment, regarding CCS	23 June 2009	DUTCH ENG Trans.
			
			
			

Exhibit No	Description	Date	Language
C-0140-ENG	European Parliament Resolution on making the internal energy market work (2013/2005(INI)) [2016] OJ C93/8	10 September 2013	ENG
C-0142-ENG	ROAD Project Presentation, <i>CATO and ROAD, A Symbiotic Relationship</i>	19 June 2014	ENG
C-0144-GER C-0144-ENG	Uniper Holding GmbH, Shareholder List, Commercial Register of Hanover	9 April 2015	GER ENG Trans.
C-0145-GER C-0145-ENG	Uniper Holding GmbH, Shareholder List, Commercial Register of Hanover	7 October 2015	GER ENG Trans.
C-0146-ENG	<i>Dutch lawmakers approve plan to close coal power plants</i> , Phys Org	26 November 2015	ENG
C-0147-GER C-0147-ENG	Uniper Holding GmbH, Shareholder List, Commercial Register of Düsseldorf	26 November 2015	GER ENG Trans.
C-0148-DUT C-0148-ENG	Parliamentary documents 2015-16, 30 196 and 32 813, No. 380, Letter from the Minister of Economic Affairs regarding the phase out of coal plants	18 December 2015	DUTCH ENG Trans.
C-0149-ENG	2015 Annual Report of Uniper Benelux N.V.	15 April 2016	ENG
C-0150-ENG	E.ON SE and Uniper SE, Joint Spin-off Report	18 April 2016	ENG
C-0151-DUT C-0151-ENG	NOS News Article, <i>Kamp: new coal-fired power station fits within the rules</i> , NOS Nieuws	20 April 2016	DUTCH ENG Trans.
C-0153-DUT C-0153-ENG	<i>Minister Henk Kamp of Economic Affairs does not want to close new coal plants</i> , NU.nl	4 September 2016	DUTCH ENG Trans.
C-0155-DUT C-0155-ENG	Parliamentary documents 2016–2017, 34 550, No. 14, Legislative Proposal by Member Pechtold	22 September 2016	DUTCH ENG Trans.
C-0156-DUT C-0156-ENG	Letter from Frits Bruijn (Uniper) to the Minister of Economic Affairs regarding the Phase-out of coal	26 September 2016	DUTCH ENG Trans.

Exhibit No	Description	Date	Language
C-0172-DUT C-0172-ENG	Parliamentary documents 2016-2017, 34 627, No. 15, Council of State Advice on the Amendment of the Electricity Act 1998 and of the Gas Act	17 July 2017	DUTCH ENG Trans.
C-0173-DUT C-0173-ENG	Parliamentary documents 2016–2017, 34 627, No 14, Letter from the Minister of Economic Affairs to the Lower House regarding the proposed amendment to the to the Electricity Act 1998 and the Gas Act	18 July 2017	DUTCH ENG Trans.
C-0174-ENG	ROAD Project Close-Out Report Overview (1)	February 2018	ENG
C-0175-ENG	ROAD Project Close-Out Report Capture and Compression (2)	February 2018	ENG
C-0176-ENG	ROAD Project Close-Out Report Transport (3)	February 2018	ENG
C-0177-ENG	ROAD Project Close-Out Report CO ₂ Storage (4)	February 2018	ENG
C-0178-ENG	ROAD Project Close-Out Report Risk Management (5)	February 2018	ENG
C-0179-ENG	ROAD Project Close-Out Report Permitting Regulation (6)	February 2018	ENG
C-0180-ENG	ROAD Project Close-Out Report Governance and Compliance (7)	February 2018	ENG
C-0181-ENG	ROAD Project Close-Out Report Project Costs and Funding (8)	February 2018	ENG
C-0182-ENG	ROAD Project Close-Out Report Finance and Control (9)	February 2018	ENG
C-0183-ENG	ROAD Project Close-Out Report Knowledge Sharing (10)	February 2018	ENG
C-0184-ENG	ROAD Project Close-Out Report Public Engagement (11)	February 2018	ENG
C-0185-DUT C-0185-ENG	Consultation Report on the draft Coal Ban Act	9 October 2018	DUTCH ENG Trans.
C-0186-DUT C-0186-ENG	Draft Coal Ban Act and Updated Explanatory Memorandum	12 October 2018	DUTCH ENG Trans.
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
C-0188-DUT C-0188-ENG	Parliamentary papers 2018-2019, 35 167, No. 6, Rules for the production of energy using coal (Law prohibiting coal in electricity production)	20 May 2019	DUT ENG Trans

Exhibit No	Description	Date	Language
C-0201-DUT C-0201-ENG	Parliamentary documents 2020-2021, 35 668, No. 44, Letter from the Minister of Economic Affairs and Climate Policy regarding Amendment of the Law on prohibition of coal in electricity production	17 May 2021	DUTCH ENG Trans.
C-0202-DUT C-0202-ENG	Law amending the Law on prohibition of coal in electricity production	7 July 2021 (Issued 28 July 2021 and entered into force 1 January 2021)	DUTCH ENG Trans.
C-0203-ENG	Uniper Energy Website, Sustainability report: Empower energy evolution, https://www.uniper.energy/news/sustainability-report-empower-energy-evolution	29 July 2020	ENG
C-0204-DUT C-0204-ENG	Decree No. 640 containing rules with regard to compensation for damage suffered by operators of coal-fired power stations in connection with the limitation of CO ₂ emissions	16 December 2021	DUTCH ENG Trans.
C-0205-DUT C-0205-ENG	Decree No. 641 to establish the time of the entry into force of the Act of 7 July 2021, to amend the Law on the prohibition of coal for electricity production	16 December 2021	DUTCH ENG Trans.
C-0206-ENG	2021 Annual Report of Uniper SE	22 February 2022	ENG
[REDACTED] [REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
C-0208-GER C-0208-ENG	E.ON SE, Commercial Register B of the District Court of Düsseldorf	21 April 2022	GER ENG Trans. (Partial)
C-0209-DUT C-0209-ENG	EnergieNed Webpage, <i>The Members of EnergieNed</i> , https://www.energie-nederland.nl/leden	Last accessed 26 April 2022	DUTCH ENG Trans.
C-0210-ENG	U.S Energy Information Administration Webpage, <i>Biomass Explained</i> , https://www.eia.gov/energyexplained/biomass/	Last accessed 26 April 2022	ENG
C-0211-ENG	Uniper SE Website, About Us, Our Profile Factsheet	Last accessed: 26 April 2022	ENG

Exhibit No	Description	Date	Language
C-0212-DUT C-0212-ENG	Letter from the Minister for Climate and Energy to the Lower House regarding Compensation to coal plants for limiting their production	28 April 2022	DUTCH ENG Trans.
C-0213-ENG	European Commission, <i>Revision for phase 4 (2021-2030)</i> https://ec.europa.eu/clima/eu-action/eu-emissions-trading-system-eu-ets/revision-phase-4-2021-2030_en	Last accessed 11 May 2022	ENG
C-0214-ENG	Uniper Energy Website, About Uniper, Our company brief, https://www.uniper.energy/about-uniper/company-brief	Last accessed 13 May 2022	ENG
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
R-0008-DUT R-0008-ENG	2008 Covenant between the Government and the Energy Sector <i>[An updated translation of R-0008 has been submitted with the Claimants' Memorial.]</i>	28 October 2008	DUTCH ENG Trans. (Partial)
R-0010-DUT R-0010-ENG	Parliamentary documents 2015-2016, 34 302, No. 99, Amended Motion by Members van Weyenberg and van Veldhoeven , 18 November 2015	18 November 2015	DUTCH ENG Trans.

II. LEGAL AUTHORITIES

Authority No	Description
CL-0001-ENG	Energy Charter Treaty, 17 December 1994
CL-0007-ENG	Vienna Convention on the Law of Treaties, 1155 U.N.T.S. 331, 23 May 1969
CL-0030-ENG	Judgment of the CJEU in <i>Achmea B.V. v. The Slovak Republic</i> , Case C-284/16, 6 March 2018
CL-0031-ENG	<i>Landesbank Baden-Württemberg and others v. Kingdom of Spain</i> , ICSID Case No. ARB/15/45, Decision on the “Intra-EU” Jurisdictional Objection, 25 February 2019
CL-0033-ENG	Judgment of the CJEU, <i>Republic of Moldova v. Komstroy LLC, successor in law to the company Energoatlans</i> , Case C-741/19, 2 September 2021
CL-0034-ENG	<i>Infracapital F1 S.à.r.l. and Infracapital Solar B.V. v. Kingdom of Spain</i> , ICSID Case No. ARB/16/18, Decision on Jurisdiction, Liability and Directions on Quantum, 13 September 2021
CL-0043-ENG	<i>Case Concerning the Factory at Chorzów (Germany v. Poland)</i> , Judgment No. 13, P.C.I.J., Series A. No. 17, 13 September 1928
CL-0044-ENG	<i>Texaco Overseas Petroleum Company (TOPCO) and California Asiatic Oil Company (CALASIATIC) v. The Government of the Libyan Arab Republic</i> , Award on the Merits, 17 I.L.M. 1, 19 January 1977
CL-0045-ENG	<i>Starrett Housing Corporation, et al. v. The Government of the Islamic Republic of Iran et al.</i> , IUSCT Case No. 24, Interlocutory Award (Award No. ITL 32-24-1), 19 December 1983
CL-0046-ENG	<i>Amoco International Finance Corporation v. The Government of the Islamic Republic of Iran et al.</i> , IUSCT Case No. 56, Partial Award (Award No. 310-56-3), 14 July 1987
CL-0047-ENG	<i>Saar Papier Vertriebs GmbH v. Poland</i> , UNCITRAL, Award, 16 October 1995.
CL-0048-ENG	<i>Compañía del Desarrollo de Santa Elena S.A. v. Republic of Costa Rica</i> , ICSID Case No. ARB/96/1, Final Award, 17 February 2000
CL-0049-ENG	<i>Metalclad Corporation v. The United Mexican States</i> , ICSID Case No. ARB(AF)/97/1, Award, 30 August 2000
CL-0050-ENG	<i>Ronald S. Lauder v. The Czech Republic</i> , UNCITRAL, Final Award, 3 September 2001
CL-0051-ENG	<i>CME Czech Republic B.V. (The Netherlands) v. The Czech Republic</i> , UNCITRAL, Partial Award, 13 September 2001
CL-0052-ENG	<i>Middle East Cement Shipping and Handling Co. S.A. v. Arab Republic of Egypt</i> , ICSID Case No. ARB/99/6, Award, 12 April 2002

Authority No	Description
CL-0053-ENG	<i>Técnicas Medioambientales Tecmed, S.A. v. United Mexican States</i> , ICSID Case No. ARB (AF)/00/2, Award, 29 May 2003
CL-0054-ENG	International Court of Justice, Reports of Judgments, Advisory Opinions and Orders, “ <i>Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory</i> ”, Advisory Opinion of 9 July 2004, (2004) I.C.J. Reports 136
CL-0055-ENG	<i>CMS Gas Transmission Company v. The Argentine Republic</i> , ICSID Case No. ARB/01/8, Award, 12 May 2005
CL-0056-ENG	<i>Saluka Investments BV (The Netherlands) v. The Czech Republic</i> , UNCITRAL, PCA Case No. 2001-04, Partial Award, 17 March 2006
CL-0057-ENG	<i>Azurix Corp. v. The Argentine Republic (I)</i> , ICSID Case No. ARB/01/12, Award, 14 July 2006
CL-0058-ENG	<i>Telenor Mobile Communications A.S. v. The Republic of Hungary</i> , ICSID Case No. ARB/04/15, Award, 13 September 2006
CL-0059-ENG	<i>ADC Affiliate Limited and ADC & ADMC Management Limited v. Republic of Hungary</i> , ICSID Case No. ARB/03/16, Award, 2 October 2006
CL-0060-ENG	<i>LG&E Energy Corp. et al. v. The Argentine Republic</i> , ICSID Case No. ARB/02/1, Decision on Liability, 3 October 2006
CL-0061-ENG	<i>Siemens A.G. v. The Argentine Republic</i> , ICSID Case No. ARB/02/8, Award, 6 February 2007
CL-0062-ENG	<i>Enron Creditors Recovery Corporation (formerly Enron Corporation) and Ponderosa Assets, L.P. v. The Argentine Republic</i> , ICSID Case No. ARB/01/3, Award, 22 May 2007
CL-0063-ENG	<i>Compañía de Aguas del Aconquija S.A. (formerly Aguas del Aconquija) and Vivendi Universal S.A. (formerly Compagnie Générale des Eaux) v. The Argentine Republic (I)</i> , ICSID Case No. ARB/97/3, Award II, 20 August 2007
CL-0064-ENG	<i>Sempra Energy International v. The Argentine Republic</i> , ICSID Case No. ARB/02/16, Award, 28 September 2007
CL-0065-ENG	<i>BG Group Plc. v. The Republic of Argentina</i> , UNCITRAL, Final Award, 24 December 2007
CL-0066-ENG	<i>Rumeli Telekom A.S. and Telsim Mobil Telekomunikasyon Hizmetleri A.S. v. Republic of Kazakhstan</i> , ICSID Case No. ARB/05/16, Award, 29 July 2008
CL-0067-ENG	<i>Plama Consortium Limited v. Republic of Bulgaria</i> , ICSID Case No. ARB/03/24, Award, 27 August 2008
CL-0068-ENG	<i>National Grid P.L.C. v. The Argentine Republic</i> , UNCITRAL, Award, 3 November 2008

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CL-0069-ENG	<i>Bayindir Insaat Turizm Ticaret Ve Sanayi A.S. v. Islamic Republic of Pakistan (I)</i> , ICSID Case No. ARB/03/29, Award, 27 August 2009
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CL-0073-ENG	<i>AES Summit Generation Limited and AES-Tisza Erömi Kft v. The Republic of Hungary (II)</i> , ICSID Case No. ARB/07/22, Award, 23 September 2010
CL-0074-ENG	<i>Reinhard Hans Unglaube and Marion Unglaube v. Republic of Costa Rica</i> , ICSID Case No. ARB/09/20 and ARB/08/1, Award, 16 May 2012
CL-0075-ENG	<i>Electrabel S.A. v. The Republic of Hungary</i> , ICSID Case No. ARB/07/19, Decision on Jurisdiction, Applicable Law and Liability, 30 November 2012
CL-0076-ENG	<i>Burlington Resources Inc. v. Republic of Ecuador</i> , ICSID Case No. ARB/08/5, Decision on Liability, 14 December 2012
CL-0077-SPA CL-0077-ENG (Partial)	<i>Abengoa, S.A. and COFIDES, S.A. v. United Mexican States</i> , ICSID Case No. ARB(AF)/09/2, Award, 18 April 2013
CL-0078-ENG	<i>AES Corporation and Tau Power B.V. v. Republic of Kazakhstan</i> , ICSID Case No. ARB/10/16, Award, 1 November 2013
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CL-0081-ENG	<i>Gold Reserve Inc. v. Bolivarian Republic of Venezuela</i> , ICSID Case No. ARB(AF)/09/1, Award, 22 September 2014
CL-0082-ENG	<i>Bernhard von Pezold et al. v. Republic of Zimbabwe</i> , ICSID Case No. ARB/10/15, Award, 28 July 2015
CL-0083-ENG	<i>Quiborax S.A. and Non-Metallic Minerals S.A. v. Plurinational State of Bolivia</i> , ICSID Case No. ARB/06/2, Award, 16 September 2015
CL-0084-ENG	<i>Hrvatska Elektroprivreda D.D. v. Republic of Slovenia</i> , ICSID Case No. ARB/05/24, Award, 17 December 2015

Authority No	Description
CL-0085-ENG	<i>Crystallex International Corporation v. Bolivarian Republic of Venezuela</i> , ICSID Case No. ARB(AF)/11/2, Award, 4 April 2016
CL-0086-ENG	<i>Vestey Group Limited v. Bolivarian Republic of Venezuela</i> , ICSID Case No. ARB/06/4, Award, 15 April 2016
CL-0087-ENG	<i>Murphy Exploration & Production Company – International v. The Republic of Ecuador (II)</i> , UNCITRAL, PCA Case No. 2012-16, Partial Final Award, 6 May 2016
CL-0088-ENG	<i>ConocoPhillips Petrozuata B.V. et al. v. Bolivarian Republic of Venezuela</i> , ICSID Case No. ARB/07/30, Interim Decision, 17 January 2017
CL-0089-ENG	<i>Burlington Resources, Inc. v. Republic of Ecuador</i> , ICSID Case No. ARB/08/5, Decision on Reconsideration and Award, 7 February 2017
CL-0090-ENG	<i>Teinver S.A., Transportes de Cercanías S.A. and Autobuses Urbanos del Sur S.A. v. The Argentine Republic</i> , ICSID Case No. ARB/09/01, Award, 21 July 2017
CL-0091-ENG	<i>Novenergia II - Energy & Environment (SCA) (Grand Duchy of Luxembourg), SICAR v. The Kingdom of Spain</i> , SCC Case No. 2015/063, Final Award, 15 February 2018
CL-0092-ENG	<i>Masdar Solar & Wind Cooperatief U.A. v. Kingdom of Spain</i> , ICSID Case No. ARB/14/1, Award, 16 May 2018
CL-0093-ENG	<i>Vattenfall AB et al. v. Federal Republic of Germany (II)</i> , ICSID Case No. ARB/12/12, Decision on the <i>Achmea</i> Issue, 31 August 2018
CL-0094-ENG	<i>Foresight Luxembourg Solar 1 S.À.R.L. et al. v. The Kingdom of Spain</i> , SCC Case No. 2015/150, Final Award, 14 November 2018
CL-0095-ENG	<i>South American Silver Limited (Bermuda) v. The Plurinational State of Bolivia</i> , UNCITRAL, PCA Case No. 2013-15, Award, 22 November 2018
CL-0096-ENG	<i>Cube Infrastructure Fund SICAV and others v. Kingdom of Spain</i> , ICSID Case No. ARB/15/20, Decision on Jurisdiction, Liability and Partial Decision on Quantum, 19 February 2019.
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CL-0098-ENG	<i>Eskosol S.p.A. in liquidazione v. Italian Republic</i> , ICSID Case No. ARB/15/50, Decision on Termination Request and Intra-EU Objection, 7 May 2019
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CL-0104-ENG	<i>Watkins Holdings S.à r.l et al. v. The Kingdom of Spain</i> , ICSID Case No. ARB/15/44, Award, 21 January 2020
CL-0105-ENG	<i>Hydro Energy 1 S.à r.l. and Hydroxana Sweden AB v. Kingdom of Spain</i> , ICSID Case No. ARB/15/42, Decision on Jurisdiction, Liability and Directions on Quantum, 9 March 2020
CL-0106-ENG	<i>Cavalum SGPS, S.A. v. Kingdom of Spain</i> , ICSID Case No. ARB/15/34, Decision on Jurisdiction, Liability and Directions on Quantum, 31 August 2020
CL-0107-ENG	<i>ESPF Beteiligungs GmbH et al. v. Italian Republic</i> , ICSID Case No. ARB/16/5, Award, 14 September 2020
CL-0108-ENG	<i>Silver Ridge Power BV v. Italian Republic</i> , ICSID Case No. ARB/15/37, Award, 26 February 2021
CL-0109-ENG	<i>Eco Oro Minerals Corp. v. The Republic of Colombia</i> , ICSID Case No. ARB/16/41, Decision on Jurisdiction, Liability and Directions on Quantum, 9 September 2021
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III. ANNEXES

Annexes
Annex A , Table of (i) ECT Tribunals, (ii) ICSID Annulment Committees, and (iii) Non-ECT Tribunals that have Dismissed the Intra-EU Objection to Jurisdiction, updated May 2022