

## Annex 8-D

### Submissions by Non-Disputing Parties

1. An application for leave to file a non-disputing party submission must:
  - (a) be made in writing, and be dated and signed by the person filing the application, and include the address and other contact details of the applicant;
  - (b) not exceed five typed pages;
  - (c) describe the applicant, including, if relevant, its membership and legal status (for example, company, trade association or other non-governmental organisation), its general objectives, the nature of its activities, and any parent organisation (including any organisation that directly or indirectly controls the applicant);
  - (d) disclose whether the applicant has an affiliation, direct or indirect, with a disputing party;
  - (e) identify any government, person or organisation that has provided any financial or other assistance to prepare the submission;
  - (f) specify the nature of the interest that the applicant has in the arbitration;
  - (g) identify the specific issues of fact or law in the arbitration that the applicant has addressed in its written submission;
  - (h) explain, by referring to the factors specified in Article 8.36.4, why the Tribunal should accept the submission; and
  - (i) be made in a language of the arbitration.
2. The submission filed by a non-disputing party must:
  - (a) be dated and signed by the person filing the submission;
  - (b) be concise, and not exceed 20 typed pages, including any appendices;
  - (c) set out a precise statement supporting the applicant's position on the issues; and
  - (d) only address matters within the scope of the dispute.