

ANNEX IV

Rules of Procedure for *Amicus curiae* Submissions

1. The person or entity seeking *amicus curiae* status must serve the Tribunal and all the disputing parties with an application for leave to file an *amicus curiae* submission and the proposed oral representations.
2. An application for leave to file an *amicus curiae* submission must:
 - (a) be made in writing, and be dated and signed by the person or entity that files the application, and include the address and other contact details of the applicant. The person or entity may be represented by counsel for this purpose;
 - (b) not exceed seven typed pages;
 - (c) describe the applicant, which include, if relevant, its membership and legal status (for example, company, trade association or other non-governmental organization), its general objectives, the nature of its activities, and any parent organization (including any organization that directly or indirectly controls the applicant);
 - (d) disclose whether or not the applicant has an affiliation, direct or indirect, with a disputing party;
 - (e) identify any government, person or entity that has provided financial or other assistance to prepare the submission;
 - (f) specify the nature of the applicant's interest in the arbitration;
 - (g) identify the specific issues of fact or law in the arbitration that the applicant plans to address in its written submissions;
 - (h) explain, by referring to the factors specified in paragraph 5, why the Tribunal should allow the submission; and
 - (i) be made in a language of the arbitration or in one of the official languages of the disputing Party.
3. The submission filed by an *amicus curiae* must:
 - (a) be dated and signed by the person who files the submission;
 - (b) be concise, and not exceed 30 typed pages, which includes any appendices;
 - (c) set out a precise statement supporting the *amicus curiae*'s position on the issues; and
 - (d) address only matters within the scope of the dispute.
4. The Tribunal will set an appropriate date for the disputing parties to comment on the application for leave to file an *amicus curiae* submission.