

Bank of Nova Scotia v. Republic of Peru
(ICSID Case No. ARB/22/30)

Annex A - Procedural Calendar

Schedule
Scenario 1: Respondent does not request bifurcation

Date	Party	Step
Rule 41 Submission		
22 June 2023	Respondent	Rule 41 Submission
18 August 2023	Claimant	Opposition to Rule 41 Submission
25 September 2023	Respondent	Respondent's Reply
2 November 2023	Claimant	Claimant's Rejoinder
26 February 2024	Tribunal and Both Parties	Hearing
31 May 2024	Tribunal	Decision on Rule 41
Initial Phase		
29 November 2024	Claimant	Memorial on the Merits
13 December 2024	Claimant	Memorial Translations
21 February 2025	Respondent	Counter-Memorial on the Merits [and Memorial on Objections]
7 March 2025	Respondent	Counter-Memorial Translations
Document Production		
11 April 2025	Both	Requests for Production of Documents
2 May 2025	Both	Responses to Requests for Production of Documents

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16 May 2025	Both	Replies to Requests for Production of Documents
6 June 2025	Tribunal	Target for Rulings on Document Production
27 June 2025	Both	Production of Documents Agreed or Ordered
Reply, Rejoinder and Hearing		
12 September 2025	Claimant	Reply on the Merits and Counter-Memorial on Objections
26 September 2025	Claimant	Reply Translations
19 December 2025	Respondent	Rejoinder on the Merits and Reply on Objections and Supporting Evidence
9 January 2026	Respondent	Rejoinder Translations
6 March 2026	Claimant	Rejoinder on Objections and Supporting Evidence
20 March 2026	Claimant	Rejoinder on Objections Translations
[Date to be determined targeting summer 2026]	Tribunal and Both Parties	Case Management Conference

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[Dates to be determined targeting fall 2026]	Tribunal and Both Parties	Hearing on Objections and the Merits
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Scenario 2: Respondent seeks to file Memorial on Preliminary Objections Only and Bifurcation Granted

Date	Party	Step
Rule 41 Submission		
22 June 2023	Respondent	Rule 41 Submission
18 August 2023	Claimant	Opposition to Rule 41 Submission
25 September 2023	Respondent	Respondent's Reply
2 November 2023	Claimant	Claimant's Rejoinder
26 February 2024	Tribunal and Both Parties	Hearing, if the Tribunal deems one is necessary
31 May 2024	Tribunal	Decision on Rule 41
Initial Phase		
29 November 2024	Claimant	Memorial on the Merits
13 December 2024	Claimant	Memorial Translations
Bifurcation Motion		
10 January 2025	Respondent	Request for Bifurcation Setting out Grounds for Bifurcation
31 January 2025	Claimant	Opposition to Request for Bifurcation
14 February 2025	Respondent	Respondent's Reply
28 February 2025	Claimant	Claimant's Rejoinder
21 March 2025	Tribunal	Tribunal grants bifurcation request [The Tribunal reserves the right to issue a short-form decision on bifurcation,

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		with detailed reasons to follow, in order not to delay the further stages of the proceeding while the Tribunal is preparing its longer-form decision]
Preliminary Objections – First Round		
16 May 2025	Respondent	Respondent’s Memorial on Preliminary Objections
30 May 2025	Respondent	Memorial Translations
11 July 2025	Claimant	Claimant’s Counter-Memorial on Preliminary Objections
25 July 2025	Claimant	Counter-Memorial Translations
Preliminary Objections – Document Production¹		
1 August 2025	Both	Requests for Production of Documents
15 August 2025	Both	Responses to Requests for Production of Documents
29 August 2025	Both	Replies to Requests for Production of Documents
12 September 2025	Tribunal	Target for Rulings on Document Production
3 October 2025	Both	Production of Documents Agreed or Ordered

¹ Unless the Parties waive their right to request documents relevant to the jurisdictional phase in accordance with ¶ 15.3 of Procedural Order No. 1.

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Preliminary Objections – Second Round		
28 November 2025	Respondent	Respondent's Reply on Preliminary Objections
12 December 2025	Respondent	Reply Translations
23 January 2026	Claimant	Claimant's Rejoinder on Preliminary Objections
6 February 2026	Claimant	Rejoinder Translations
[Date to be determined]	Tribunal and Both Parties	Case Management Conference
[Dates to be determined]	Tribunal and Both Parties	Hearing on Preliminary Objections
If the Tribunal decides in Respondent's favor on Preliminary Objections and none of Claimants' claims remain to be adjudicated, end of proceeding. If all or some of Claimants' claims remain, then the following procedural calendar applies:		
Merits Phase		
+12 weeks from decision on	Respondent	Counter-Memorial on the Merits

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Preliminary Objections TBD		
+2 weeks TBD	Respondent	Counter-Memorial Translations
Document Production		
+3 weeks TBD	Both	Requests for Production of Documents
+2 weeks TBD	Both	Responses to Requests for Production of Documents
+2 weeks TBD	Both	Replies to Requests for Production of Documents
+3 weeks TBD	Tribunal	Target for Rulings on Document Production
+4 weeks TBD	Both	Production of Documents Agreed or Ordered
Reply, Rejoinder and Merits		
+12 weeks from Production of Documents upon Order TBD	Claimant	Reply on the Merits
+2 weeks TBD	Claimant	Reply Translations
+12 weeks from Reply TBD	Respondent	Rejoinder on the Merits
+2 weeks TBD	Respondent	Rejoinder Translation

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[Date to be determined]	Tribunal and Both Parties	Case Management Conference and Notification of Witnesses and Experts to be Cross-examined
[Dates to be determined]	Tribunal and Both Parties	Hearing on the Merits

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**Scenario 3: Respondent seeks to file Memorial on Preliminary Objections and Bifurcation
Not Granted**

Date	Party	Step
Initial Phase		
22 June 2023	Respondent	Rule 41 Submission
18 August 2023	Claimant	Opposition to Rule 41 Submission
25 September 2023	Respondent	Respondent's Reply
2 November 2023	Claimant	Claimant's Rejoinder
26 February 2024	Tribunal and Both Parties	Hearing, if the Tribunal deems one is necessary
31 May 2024	Tribunal	Decision on Rule 41
Initial Phase		
29 November 2024	Claimant	Memorial on the Merits
13 December 2024	Claimant	Memorial Translations
Bifurcation Motion		
10 January 2025	Respondent	Request for Bifurcation Setting out Grounds for Bifurcation
31 January 2025	Claimant	Opposition to Request for Bifurcation
14 February 2025	Respondent	Respondent's Reply
28 February 2025	Claimant	Claimant's Rejoinder
21 March 2025	Tribunal	Tribunal denies bifurcation request

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		[The Tribunal reserves the right to issue a short-form decision on bifurcation, with detailed reasons to follow, in order not to delay the further stages of the proceeding while the Tribunal is preparing its longer-form decision]
Merits Phase		
13 June 2025	Respondent	Counter-Memorial on the Merits & Memorial on Objections
27 June 2025	Respondent	Counter-Memorial Translation
Document Production		
4 July 2025	Both	Requests for Production of Documents
18 July 2025	Both	Responses to Requests for Production of Documents
1 August 2025	Both	Replies to Requests for Production of Documents
29 August 2025	Tribunal	Target for Rulings on Document Production
26 September 2025	Both	Production of Documents Agreed or Ordered
Reply, Rejoinder and Hearing		
19 December 2025	Claimants	Reply on the Merits and Counter-Memorial on Objections

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9 January 2026	Claimants	Reply Translations
13 March 2026	Respondent	Rejoinder on the Merits and Reply on Objections
27 March 2026	Respondent	Rejoinder Translations
15 May 2026	Claimants	Rejoinder on Objections
29 May 2026	Claimants	Rejoinder Translations
[Date to be determined]	Tribunal and Both Parties	Case Management Conference
[Dates to be determined]	Tribunal and Both Parties	Hearing on Objections and the Merits