

**THE INTERNATIONAL CENTRE FOR SETTLEMENT OF INVESTMENT DISPUTES  
WASHINGTON, D.C.**

**ELECTRABEL S.A.**  
*(Claimant)*

v.

**REPUBLIC OF HUNGARY**  
*(Respondent)*

(ICSID Case No ARB/07/19)

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**Procedural Order No. 3**

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*Dated: 27 March 2009*

1. The Tribunal, by Procedural Order No. 2 of 10 March 10 2009 (having fixed the oral hearing in this case to take place at the World Bank in in Washington, D.C. USA, from 8 February to 19 February 2010), invited the Parties to propose, if possible, an agreed procedural timetable consistent with the dates fixed for the oral hearing.

2. By letter of 20 March 2009, Counsel for the Respondent, on behalf of both Parties, notified the Tribunal that the Parties had reached agreement on a proposal for the procedural timetable, up to and including the oral hearing, for the Tribunal's consideration.

3. The Tribunal, having considered the Parties' proposal, hereby orders the following procedural timetable up to and including the oral hearing, in replacement of all previous timetables, as set out below:

<i>Procedural Step</i>	<i>Action Date</i>
The Respondent's Counter-Memorial (including termination claim, but excluding the "Other Disputes"):	15 May 2009
Procedural meeting (either by telephone conference-call or in-person) to discuss estimate for length of hearing and any other procedural matters:	Late-May 2009, to be advised (TBA)

Parties to exchange document requests (in the form of a Redfern Schedule) <sup>1</sup> :	10 June 2009
European Commission Amicus Written Submission:	12 June 2009
Parties to (i) agree to produce and/or (ii) exchange between themselves objections to document production requests (the latter to be added to the Schedule):	24 June 2009
Parties to (i) produce documents and/or (ii) reply to objections to document production requests (the latter to be added to the Schedule):	8 July 2009
Contesting Party to (i) answer reply (to be added to the Schedule) and (ii) send the consolidated Schedule to the Tribunal:	15 July 2009
The Tribunal to decide contested document requests and, if ordered, production to be made within 14 days thereafter:	TBA
Claimant's Reply and comments on EC submission:	16 September 2009
Respondent's Rejoinder and comments on EC submission:	17 December 2009
Procedural meeting (either by telephone conference-call or in-person):	Early-January 2010
Oral Hearing on jurisdiction/attribution and liability, starting at 0900 hours on 08.02.2010:	8-19 February 2010
Post-Hearing timetable to be discussed at the Hearing, including Post-Hearing Briefs:	TBA
The Tribunal to decide on jurisdiction/attribution and liability issues:	TBA
If the Tribunal decides upon any liability of the Respondent, briefing on damages to be scheduled under further procedural orders to be made in consultation with the Parties:	TBA

<sup>1</sup> The Parties have proposed that additional requests for documents may be exchanged following the EC's submission of its *amicus* paper, to the extent that it raises new issues not anticipated in the Parties' initial exchange of document requests.

*[Signed]*

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V.V.Veeder  
President of the Tribunal