

Clarifications

1. Have the parties made any submission agreements?

No

2. Are there any amendments to the claim or counterclaim?

No

3. Whether respondent has raised objection to jurisdiction in writing before the first oral hearing is held by the arbitral tribunal?

Yes. The respondent has indicated that it will raise the same or even more grounds of objection at the time of first oral hearing again.

4. Have the parties complied with all procedural rules?

Yes, all procedural rules have been complied with.

5. Why respondent can only export wheat from the main port? Is it because the distance from the east coast to the west one so far? Is it because respondent has to take risk when exporting wheat due to the pirates?

Respondent has never tried the smaller port before. It is not the distance but the loading equipment and the wharf facilities at the second smaller port are not as good as those of the main port and not because of pirates.

6. How much support can Ego navy provide to those when exporting goods from the small port?

The navy of Ego patrols the area regularly.

7. Does the small port that is subject to floods have any influence on exporting?

No, there are exporters who use the smaller port.

8. When and where was the Memorandum of Understanding (MOU) signed?

The Memorandum of Understanding (MOU) was signed on the Island of Sun.

9. How much profits should be considered as “handsome profits”?

The actual amount has no bearing on the issue and furthermore we do not know the exact amount.

10. Does the Background Information timeline run concurrently to the Exhibits?

The bundle of facts is the relevant information. The background information is what it indicates merely background.

11. What were the details of the initial phone call between the parties?

No other facts available in this regard.

12. Where can we find the *Draft Hong Kong Code of Conduct for Mediators*?

Draft Code of Conduct for Mediators is attached in the “Rules” of this competition as Appendix-1. http://www.cityu.edu.hk/slw/ADR_Moot/rules.html

13. Is the unit of measurement tonnes or tons?

Tons

14. What quantity should have been supplied (monthly and total)?

The monthly quantity should read as 100,000 metric tons.

15. When should Exhibits 8 and 9 be dated?

Dates indicated on the exhibits are correct and no adjustment is made to the bundle on this issue.

16. Is there any reference to the term to run on the contract?

The facts on this issue are as they stand.

17. What is the date for the meeting at the airport?

May 20, 2009

18. Are either Id or Ego parties to the United Nations Convention on Contracts for the International Sale of Goods (CISG)?

No