

case, it shall, at an appropriate time before 15 August 1973, review the matter at the request of either Party in order to decide whether the foregoing measures shall continue or need to be modified or revoked.

Done in English and in French, the English text being authoritative, at the Peace Palace, The Hague, this seventeenth day of August, one thousand nine hundred and seventy-two, in four copies, one of which will be placed in the archives of the Court, and the others transmitted respectively to the Government of the Republic of Iceland, to the Government of the Federal Republic of Germany, and to the Secretary-General of the United Nations for transmission to the Security Council.

(Signed) ZAFRULLA KHAN,
President.

(Signed) S. AQUARONE,
Registrar.

Vice-President AMMOUN and Judges FORSTER and JIMÉNEZ DE ARÉCHAGA make the following joint declaration:

We have voted for this Order taking into account that the serious problems of the contemporary law of the sea which arise in this case are part of the merits, are not in issue at the present stage of the proceedings and have not in any way been touched upon by the Order. When indicating interim measures the Court must only take into account whether, if action is taken by one of the Parties pending the judicial proceedings, there is likelihood of irremediable damage to the rights which have been claimed before it and upon which it would have to adjudicate. It follows therefore that a vote for this Order cannot have the slightest implication as to the validity or otherwise of the rights protected by such Order or of the rights claimed by a coastal State dependent on the fish stock of its continental shelf or of a fishery zone. Those substantive questions have not been prejudged at all since the Court will, if it declares itself competent, examine them, after affording the Parties the opportunity of arguing their cases.

Judge PADILLA NERVO appends a dissenting opinion to the Order of the Court.

(Initialed) Z. K.

(Initialed) S. A.