

ARCLIVIS



INTERNATIONAL COURT OF JUSTICE

Peace Palace, 2517 KJ The Hague. Tel. (070 - 392 44 41). Cables: Intercourt, The Hague.

Telefax (070 - 364 99 28). Telex 32323.

Communiqué

unofficial
for immediate release

5-11-90 Judgment Case (1990)
6-11-90 No. 19/1990

No. 90/19
2 November 1990

Case concerning the Territorial Dispute
(Libyan Arab Jamahiriya/Chad)

Further to Press Communiqué 90/14 of 4 September 1990, the following information is communicated to the Press by the Registry of the International Court of Justice:

By an Order of 26 October 1990 the Court, having ascertained the views of the Parties, decided that, as provided in Article 46, paragraph 2, of the Rules of Court, each Party should file a Memorial and Counter-Memorial, within the same time-limit, and fixed 26 August 1991 as time-limit for the Memorials.

The Order was made taking into account the following developments:

On 31 August 1990 the Government of the Socialist People's Libyan Arab Jamahiriya filed in the Registry of the Court a notification of an agreement between that Government and the Government of the Republic of Chad, entitled "Framework Agreement on the Peaceful Settlement of the Territorial Dispute between the Great Socialist People's Libyan Arab Jamahiriya and the Republic of Chad", concluded in Algiers on 31 August 1989.

On 3 September 1990, the Republic of Chad filed in the Registry of the Court an Application instituting proceedings against the Socialist People's Libyan Arab Jamahiriya, based on Article 2 (a) of the "Framework Agreement" and subsidiarily on Article 8 of a Franco-Libyan Treaty of Friendship and Good Neighbourliness of 10 August 1955.

Subsequently, the Agent of Chad, by a letter of 28 September 1990, informed the Court, inter alia, that his Government had noted that:

"its claim coincides with that contained in the notification addressed to the Court on 31 August 1990 by the Libyan Arab Jamahiriya"

/.

and considered that

"Those two notifications relate to one single case, referred to the Court in application of the Algiers Agreement, which constitutes the Special Agreement, the principal basis of the Court's jurisdiction to deal with the matter."

At a meeting between the President of the Court and representatives of the Parties held on 24 October 1990 it was agreed between the Agents of the Parties that the proceedings in the case had in effect been instituted by two successive notifications of the Special Agreement constituted by the "Framework Agreement" of 31 August 1989, that filed by the Libyan Arab Jamahiriya on 31 August 1990, and the communication from the Republic of Chad filed on 3 September 1990 read in conjunction with the letter from the Agent of Chad of 28 September 1990, and that the procedure in the case should be determined by the Court on that basis, pursuant to Article 46, paragraph 2, of the Rules of Court.

The subsequent procedure has been reserved for further decision.
