

are generally considered by the Tribunal in chronological order based on the date of submission of the application, that is, priority is given to older cases.

7. On 11 April 2017, by Order No. 73 (NY/2017) the Tribunal instructed the
set down
for 20

On the same
day Counsel for the Respondent confirmed he would participate in the CMD and be
present in the courtroom in New York.

8. On 13 April 2017, Counsel for the Applicant informed the Tribunal that he
would participate in the CMD from Geneva using Skype. He also informed the
Tribunal that Ms. N. Nyamai will not participate in the CMD as she is no longer the
-counsel in this case.

9. On 20 April 2017, Counsel for both parties participated in a CMD and
discussed the logistical aspects such as communication technology, the number and
location of witnesses, the time difference between New York and Juba, the location
of the Applicant and both counsel, and the impact of these and other matters on
conducting a hearing. In facilitating the selection of the most appropriate venue, the
parties agreed to confer and prepare a jointly signed submission setting forth their
view as to whether a hearing was required, or whether the Tribunal could decide the
matters in issue on the papers, supplemented where necessary by witness statements
and agreed facts.

Consideration

10. Having considered the logistical implications discussed at the CMD, the
Tribunal finds it appropriate and in the interests of justice to invite the parties to make
submissions on the above noted matters. Accordingly, pursuant to art. 19 of the

