

Standard Chartered Bank v. United Republic of Tanzania
(ICSID Case No. ARB/10/12)
Procedural Order No. 2

Having considered the Parties' submissions on confidentiality, the Tribunal directs counsel to confer on the precise wording of an order which shall include the following elements.

1. Each side may designate a limited number of documents as commercially or governmentally sensitive, subject to any timely objections by the other side alleging abusive designation.
2. During the term of this arbitration proceeding, neither side shall disseminate to third parties documents designated as commercially or governmentally sensitive.
3. For good cause shown, either side may apply to modify the confidentiality restrictions (i) on a case-by-case basis (e.g., court subpoena) or (ii) to extend the order beyond the end of this arbitration.

Not later than 4 May 2011, the Parties shall jointly submit to the Tribunal the text of a single proposed order in Word format. If agreement proves elusive, the Parties shall annotate the single text with alternative language.

For the Tribunal

[Signed]

William W. Park
29 April 2011