

Annex 1

Amsterdam: 3rd October 2013

To Whom It May Concern

With this letter I confirm that all of the below were on board when the MY Arctic Sunrise left the port of Kirkenes, Norway when she departed to continue her onwards journey.

Surname	Given name	Nationality
Willcox	Peter Henry	USA
Ruzycski	Paul Douglas	CANADA
Perez Orzi	Miguel Hernan	ARGENTINA
Jensen	Anne Mie Roer	DENMARK
Ubels	Mannes	NETHERLANDS
Rogers	Iain Christopher	UK
Hausmann	David John	NEW ZEALAND
Beauchamp	Jonathan David	NEW ZEALAND
Russell	Colin Keith	AUSTRALIA
Yakushev	Ruslan	UKRAINE
Paul	Alexandre	CANADA
Pisanu	Francesco Pierre	FRANCE
D'Alessandro	Cristian	ITALY
Alminhana Maciel	Ana Paula	BRAZIL
Zaspa	Ekaterina	RUSSIA
Akhan	Gizhem	TURKEY
Speziale	Camila	ARGENTINA / ITALY - dual nationality
Saarela	Sini	FINLAND
Dziemianczuk	Tomasz	POLAND
Weber	Marco Paolo	SWITZERLAND
Ball	Philip Edward	UK
Perrell	Anthony	UK
Oulahsen	Faiza	NETHERLANDS / MOROCCO
Litvinov	Dimilri	SWEDEN / USA
Harris	Alexandra Hazel	UK
Hewelson	Frank	UK
Sinyakov	Dennis	RUSSIA
Bryan	Kieron	UK
Dolgov	Roman	RUSSIA
Allakhverdov	Andrey	RUSSIA

In case of any questions, I urge you to contact me. Contact details are to be found in my signature

Kindest regards,

Frits de Vink
Crew Manager
Ships Unit
Greenpeace International
Ottho Heldringstraat 5
1066 AZ Amsterdam
The Netherlands



Stichting Greenpeace Council
Crew Department
Ottho Heldringstraat 5
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e-mail: frits.de.vink@greenpeace.org
c-mail: crew.manager@greenpeace.org

Annex 2 TO THE EMBASSY OF THE KINGDOM OF THE NETHERLANDS
Moscow

No. 10344/1 edn

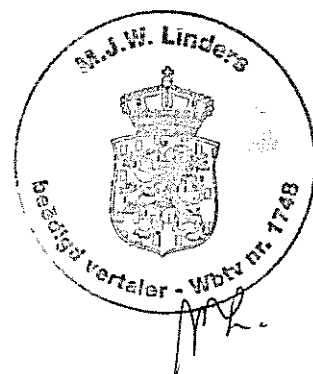
The Ministry of Foreign Affairs of the Russian Federation presents its compliments to the Embassy of the Kingdom of the Netherlands and has the honour to inform the Embassy as follows.

Despite being warned by the Russian authorities, the *Arctic Sunrise*, a ship which sails under the flag of the Netherlands, continues to carry out provocative activities in waters off the Russian Federation's northern coastline.

On several previous occasions the ship's crew have carried out activities that constituted a threat to the maritime safety of ships performing exploratory activities on the continental shelf in the Russian sector of the Arctic region.

After plans were announced in the media by activists of the organisation Greenpeace, aimed at disrupting the activities of OAO *Rosneft* and other Russian companies, the coastguard vessel *Ladoga* was deployed to the area in which the ship was located.

Despite the warnings given by coastguard officials, the *Arctic Sunrise* attempted to approach the oil and gas drilling platform *Prirazlomnaya*, even though the drilling platform is surrounded by a security zone, which ships are prohibited from entering.



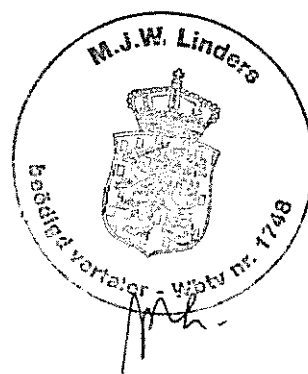
At 04:20 (Moscow time) on 18 September 2013, four speedboats were lowered from the ship, crewed by unidentified individuals, who approached the drilling platform *Prirazlomnaya* and attempted to gain admittance and force entry using special equipment. As the speedboats travelled in the direction of the platform they trailed an unidentified, barrel-shaped object.

Furthermore, the intruders' conduct was aggressive and provocative. To outward appearances their actions bore the characteristics of terrorist activities which could put lives in danger and have serious consequences for the platform.

The coastguard vessel *Ladoga* responded to the conduct described above by taking measures to prevent occupation of the platform. These included firing warning shots from firearms. Two of the speedboats' occupants (a Swiss national and a Finnish national) were removed from the platform and taken aboard the coastguard vessel. Two others remained behind, chained to the platform. The speedboats were brought back on board the vessel.

In view of the genuine danger posed to the Russian Federation's oil-and-gas drilling platform and the activists' refusal to follow the coastguard's instructions (issued in accordance with proper procedure) to cease their unlawful activities, the decision was made to seize the *Arctic Sunrise*.

The captain did not respond to the order (given in accordance with proper procedure) to bring the ship to a halt. As a consequence, at 07.15 (Moscow time) warning shots were fired from the coastguard vessel's artillery. The ship did not respond to the warning shots, however, and proceeded to leave the security zone, after which it remained in the area that bordered on the security zone.



The actions of the ship *Arctic Sunrise* can only be interpreted as a provocation, which exposed the Arctic region to the threat of an ecological disaster with unimaginable consequences.

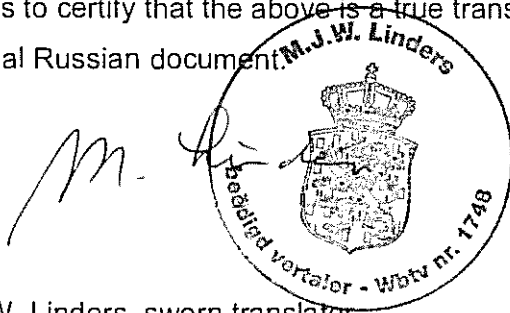
The Ministry of Foreign Affairs of the Russian Federation urgently requests the authorities of the Kingdom of the Netherlands to immediately take appropriate measures aimed at avoiding a repeat of such actions.

The Ministry avails itself of this opportunity to renew to the Embassy of the Kingdom of the Netherlands the assurances of its highest consideration.

Moscow, 18 September 2013

[Official stamp:] Ministry of Foreign Affairs of the Russian Federation * No. 1

This is to certify that the above is a true translation of the sworn translation into Dutch of the original Russian document.



M.J.W. Linders, sworn translator,
registered under no. 1748 with Bureau WBTv
(Bureau for Sworn Interpreters and Translators)
of the Dutch Legal Aid Council

Annex 3



Ministry of Foreign Affairs

The Hague, 23 September 2013

Europe Department
DEU-0725/2013

The Ministry of Foreign Affairs of the Kingdom of the Netherlands presents its compliments to the Embassy of the Russian Federation and wishes to raise the following matter with the Embassy:

The Netherlands' Government has learned that on Thursday, September 19, 2013, Russian officials boarded the Dutch flagged vessel "Arctic Sunrise". It also learned that these officials have taken over command of the vessel and that the "Arctic Sunrise" is currently taken to Murmansk.

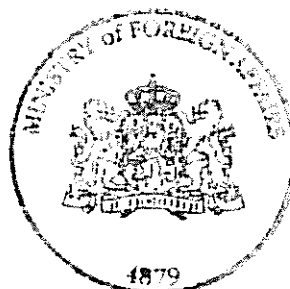
In order to ascertain the factual circumstances of these actions of the Russian Federation, the Ministry would appreciate information by the Russian Federation of these actions and answers to the following questions by Monday September 23, 2013:

- Why did the Russian authorities decide to board the "Arctic Sunrise" on Thursday, September 19, 2013;
- Why was the Netherlands, as flag state of the "Arctic Sunrise", not asked for its consent to board the vessel;
- What are the exact coordinates of the location where the Arctic Sunrise was boarded;
- Has the "Arctic Sunrise" been arrested or detained;
- Has the crew been arrested, or committed to prison or to custody pending trial or detained in any other manner;
- What are the nationalities of the individual members of the crew;
- What is the legal justification of the decision of the Russian authorities to board, arrest and detain the "Arctic Sunrise" and to arrest or detain in any other manner its crew;
- Have the Russian authorities considered alternative, less extreme measures?

The Ministry wishes to underline the importance that vessel and its crew are released by the Russian authorities immediately.

The Ministry of Foreign affairs avails itself of this opportunity to renew to the Embassy of the Russian Federation the assurances of its highest consideration.

The Embassy of the Russian Federation
Scheveningseweg 2
2517 KT The Hague



Annex 4



Ministry of Foreign Affairs

The Hague, 26 September 2013

Europe Department
DEU-0735/2013

The Ministry of Foreign Affairs of the Kingdom of the Netherlands presents its compliments to the Embassy of the Russian Federation and wishes to inform the Embassy as follows.

Referring to our Notes of 26 August 2013 (DEU-0674/2013) and of 23 September 2013 (DEU-0725/2013) the Netherlands regrets not having received the requested information before the set deadline, and urges the Russian Federation to provide answers to the questions put forward in these Notes.

The Netherlands reiterates the importance of this matter and its request that the Russian Federation immediately release the vessel and its crew. In this respect, the Netherlands would appreciate being informed whether such release would be facilitated by the posting of a bond or other financial security and, if so, what the Russian Federation would consider to be a reasonable amount for such bond or other financial security.

In addition, the Ministry requests the Russian authorities to detail the procedural steps leading to the inculcation of the two Dutch nationals among the arrested crew members, Faiza Oulahsen en Mannes Ubels, and to continue to allow visits by a consular officer of the Netherlands to these persons, in accordance with article 36 of the 1963 Vienna Convention on Consular Relations. The Ministry informs the Embassy that the Dutch authorities are present at the public hearing scheduled relating to the charges brought against these persons.

The Ministry would appreciate receiving all information requested in the present Note and aforementioned Notes by 26 September 2013 at 5 PM.

The Ministry of Foreign affairs avails itself of this opportunity to renew to the Embassy of the Russian Federation the assurances of its highest consideration.

The Embassy of the Russian Federation
Andries Bickerweg 2
2517 JP THE HAGUE



Annex 5

Committee of Investigation of the Russian Federation, Murmansk Oblast tel. 88152403902 27 September 2013, 17:08 page 1

[coat of arms of the Russian Federation]

**COMMITTEE OF INVESTIGATION OF THE
RUSSIAN FEDERATION**

**INVESTIGATION DEPARTMENT FOR THE
NORTHWESTERN FEDERAL DISTRICT**

ul. Torzhkovskaya no. 4, building A

St Petersburg, Russia 197342

To the Consul General of the Kingdom of
the Netherlands in St Petersburg

Jennes de Mol

Nab. reki Moyki no. 11,

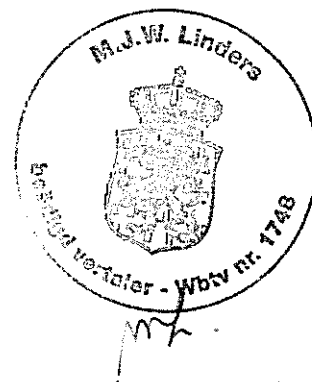
St Petersburg, 191186

27 September 2013 No. 303-49k-2013

Dear Jennes de Mol,

I am writing to inform you that from 28 September to 2 October 2013 members of the Committee of Investigation of the Russian Federation will, as part of the investigation concerning criminal case no. 83543, conduct a search of the ship *Arctic Sunrise*, which sails under the flag of the Netherlands, is registered in the port of Amsterdam, and is currently moored in Kola Bay in Murmansk Oblast.

In order to be able to participate in the investigative activities in question, the representatives of the Consulate General of the Kingdom of the Netherlands must be present at 09:00 on 28 September 2013 at the Department of the Committee of Investigation of the Russian Federation for Murmansk Oblast (address: ul. Karla Libknekhta no. 48, Murmansk).



Your contact person is Mr Vyacheslav Viktorovich Kazin, director of the Murmansk Investigation Division for Transport, at the Investigation Department for the Northwestern District of the Committee of Investigation of the Russian Federation, tel. +7-921-847-89-48, fax. +7-8152-42-38-28.

Yours sincerely,

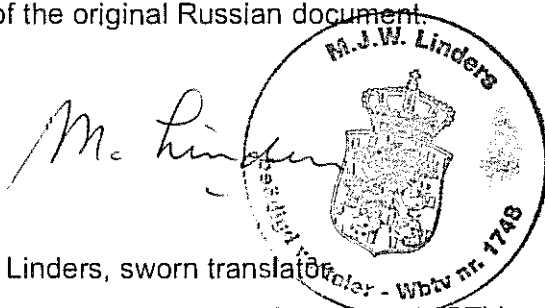
[signature]

I.V. Turetsky

Colonel of Justice [sic]

Deputy Director, Investigation Department

This is to certify that the above is a true translation of the sworn translation into Dutch of the original Russian document.



M.J.W. Linders, sworn translator
registered under no. 1748 with Bureau WBTV
(Bureau for Sworn Interpreters and Translators)
of the Dutch Legal Aid Council

Annex 6



Note

Legal Affairs Directorate

MinBuza-2013.274797

The Ministry of Foreign Affairs of the Kingdom of the Netherlands presents its compliments to the Embassy of the Russian Federation and wishes to inform the Embassy as follows.

On 27 September 2013, the Russian Investigative Committee, by communication of its Investigative Directorate of the North-Western Federal District in St. Petersburg, informed the Consulate-General of the Kingdom of the Netherlands in St. Petersburg that, from 28 September 2013 to 2 October 2013, officials of the Investigative Committee would conduct investigations on board of the "Arctic Sunrise", a vessel flying the flag of the Kingdom of the Netherlands, as part of criminal investigations in case Nr. 83543. It was suggested that a representative of the Consulate-General be present during these investigations.

In response to this communication, the Kingdom of the Netherlands informed the Embassy of the Russian Federation in The Hague on 27 September 2013 (DEU-0749/2013) that, pending the receipt of information requested in its Notes of 23 September 2013 (DEU-0725/2013) and 26 September 2013 (DEU-735/2013) and the consideration of this information by the Netherlands, the Netherlands was not in a position to consider the matter addressed in the communication, and noted that boarding and investigation of the "Arctic Sunrise" in the present circumstances is subject to the consent of the Netherlands.

On 28 September 2013, Greenpeace International informed the Netherlands Ministry of Foreign Affairs that officials of the Russian Federation have subsequently boarded and investigated the "Arctic Sunrise". Since the Russian Federation has not obtained the prior consent of the Netherlands, the Netherlands formally lodges its protest over the boarding and investigation of the "Arctic Sunrise" that commenced on 28 September 2013.

The Ministry of Foreign Affairs of the Kingdom of the Netherlands avails itself of this opportunity to renew to the Embassy of the Russian Federation the assurances of its highest consideration.

The Hague, 29 September 2013

The Embassy of the Russian Federation

Andries Bickerweg 2

2517 JP The Hague



Annex 7

№ 162-H

The Embassy of the Russian Federation presents its compliments to the Ministry of Foreign Affairs of the Kingdom of the Netherlands and in response to the Note of the Ministry № DEU-0725/2013 dated 23 September 2013 has the honour to convey the following.

On 18 September 2013, in the Barents Sea, at night time, unidentified individuals on 6 speedboats from the vessel "Arctic Sunrise" undertook an attempt to board and get into the offshore ice-resistant fixed platform (OIRFP) "Prirazlomnaya". Towards the drilling platform, around which an area dangerous for navigation was established and diving operations were carried out, the speedboats towed a large-size floating object, what created a real danger to divers' lives.

Measures taken by the coast guard ship "Ladoga" allowed to avert activities of unidentified individuals.

MINISTRY OF FOREIGN AFFAIRS
OF THE KINGDOM
OF THE NETHERLANDS

The Hague

During the next day the vessel continued dangerous maneuvering on the boundary of the area adjacent to the platform. The captain of the vessel had not reacted to lawful requests by the officials of the coast guard authorities to stop, nor to signals as provided under the International Code of Signals (ICS 1965). In contravention of the International Regulations for Preventing Collisions at Sea, 1972, the vessel carried out dangerous maneuvers, not allowing on board an inspection team from the coast guard ship, thus endangering life and health of members of both the crew of the vessel itself, and that of the coast guard ship.

On 19 September at 21:50 at the point with geographic coordinates 69°20,5'N, 57°17,9'E within the exclusive economic zone of the Russian Federation, on the basis of Articles 56, 60 and 80 of the United Nations Convention the Law of the Sea, 1982, and in accordance with Article 36 (1(1)) of the Federal Law "On the Exclusive Economic Zone of the Russian Federation" a visit of to the vessel "Arctic Sunrise" was carried out.

Based on the findings of the visit, in accordance with the fourth paragraph of Article 36 (1(1)) of the abovementioned Federal Law a decision was taken to bring the vessel to the port of Murmansk for the purpose of carrying out of investigative procedures and holding the captain of the vessel accountable pursuant to the legislation of the Russian Federation.

In view of the authority that a coastal State possesses in accordance with the aforementioned rules of international law, in the situation in question requesting consent of the flag State

to the visit by the inspection team on board the vessel was not required.

On 24 September 2013 the Investigative Department of the Investigative Committee of the Russian Federation for the North-West Federal District instituted a criminal investigation № 83543 into the attack on the OIRFP “Prirazlomnaya” by unidentified individuals from the crew of the vessel “Arctic Sunrise”, who acted as an organized group in the Barents Sea outside territorial waters of any state, i.e. on the elements of the crime provided for in Article 227(3) of the Criminal Code of the Russian Federation (“Piracy committed by an organized group”).

For the commission of the abovementioned acts, in the night from 24 to 25 September 2013, under Articles 91, 92 of the Code of Criminal Procedure of the Russian Federation 30 members of the crew of the “Arctic Sunrise” were detained, possessing nationalities of 18 foreign States (the United States, Canada, Argentina, the Netherlands, Denmark, the United Kingdom, New Zealand, Australia, Ukraine, Turkey, Sweden, Switzerland, Finland, Italy, France, Brazil, Poland) and the Russian Federation.

According to the decisions of the District Court Leninsky of the city of Murmansk detention of all 30 suspects was found lawful and justified.

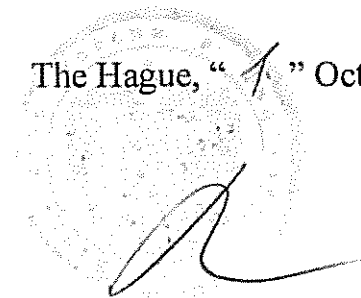
For the time being in respect of all suspects restrictive measures in the form of pre-trial detention were established by the same court.

Criminal charges in respect of the abovementioned crime will be brought against the crew members of the vessel “Arctic

Sunrise” and the detained activists of the “Greenpeace” in the nearest future within the time limits, prescribed by the Code of Criminal Procedure of the Russian Federation.

The Embassy avails itself of this opportunity to renew to the Ministry the assurances of its highest consideration.

The Hague, “ 1 ” October 2013



Annex 8



Note

Ministry of Foreign Affairs

Legal Affairs Directorate

MinBuza-2013.277972

The Ministry of Foreign Affairs of the Kingdom of the Netherlands presents its compliments to the Embassy of the Russian Federation and wishes to thank the Embassy for its note of 1 October 2013 (No. 162-4).

The note responds to the requests for information of the Kingdom of the Netherlands in its notes of 23 September 2013 (DEU-0725/2013) and 26 September 2013 (DEU-0735/2013), for which the Kingdom of the Netherlands expresses its appreciation. According to the note, the boarding, investigation and detention of the "Arctic Sunrise" and its crew were justified on the basis of general provisions in the United Nations Convention on the Law of the Sea related to the exclusive economic zone and the continental shelf (Articles 56, 60 and 80). The Kingdom of the Netherlands does not consider that these provisions justify the actions taken against the "Arctic Sunrise" and its crew.

It appears therefore that the Russian Federation and the Kingdom of the Netherlands have diverging views on the rights and obligations of the Russian Federation as a coastal state in its exclusive economic zone. Accordingly, there seems to be merit in submitting this dispute to arbitration under the United Nations Convention on the Law of the Sea. In view of the urgency of the matter, resulting from the detention of the vessel and its crew, the Kingdom of the Netherlands is considering to initiate such arbitration as soon as feasible. In this respect, the Kingdom of the Netherlands reiterates its request that the vessel and its crew be immediately released and would like to stress the urgent nature of this request.

The Ministry of Foreign Affairs of the Kingdom of the Netherlands avails itself of this opportunity to renew to the Embassy of the Russian Federation the assurances of its highest consideration.

The Hague, 3 October 2013

The Embassy of the Russian Federation

Andries Bickerweg 2

2517 JP The Hague

