PCA Case No. 2017-06

IN THE MATTER OF AN ARBITRATION

before

AN ARBITRAL TRIBUNAL CONSTITUTED UNDER ANNEX VII
TO THE 1982 UNITED NATIONS CONVENTION ON THE LAW OF THE SEA

between

UKRAINE

and

THE RUSSIAN FEDERATION

in respect of a

DISPUTE CONCERNING COASTAL STATE RIGHTS
IN THE BLACK SEA, SEA OF AZOV, AND KERCH STRAIT

REPLY OF THE RUSSIAN FEDERATION TO THE WRITTEN OBSERVATIONS
AND SUBMISSIONS OF UKRAINE ON JURISDICTION

Volume III – LEGAL AUTHORITIES (in electronic form only)

ARBITRAL TRIBUNAL:
Judge Jin-Hyun Paik, President
Judge Boualem Bouguettaa
Judge Alonso Gómez-Robledo
Judge Vladimir Golitsyn
Professor Vaughan Lowe, QC

REGISTRY:
The Permanent Court of Arbitration

28 January 2019
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O. Gorbun, The Status of the Kerch Strait, Master Thesis, Mykolas Romeris University Faculty of Law, 2018, pp. 35-38, 45-50

A. Lott, The Estonian Straits. Exceptions to the Strait Regime of Innocent or Transit Passage, Brill Nijhoff, 2018, pp. 127-129

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