

CORTE PERMANENTE DE ARBITRAJE



PERMANENT COURT OF ARBITRATION

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August 31, 2022

RE: PCA CASE Nº 2020-19 – AECON CONSTRUCTION GROUP INC. (CANADA) V. THE REPUBLIC OF ECUADOR

Dear Mesdames,  
Dear Sirs,

I write under the instructions of the Tribunal further to the Parties' correspondence of August 30, 2022, whereby they indicate (i) a preference for holding the November Hearing in The Hague and (ii) no objection to shortening the duration of the Hearing.


In the circumstances, the Tribunal revokes its decision to hold the November Hearing in Washington D.C. and determines that the Hearing shall be held at the PCA's premises in The Hague. All arrangements made to date to hold the Hearing in Washington D.C. will be cancelled.

Further, the Tribunal confirms that the November Hearing shall take place between November 7 and November 11, 2022, with November 12, 2022 in reserve.

The PCA will contact the Parties at an appropriate juncture regarding the logistical and other arrangements surrounding the Hearing. Should either Party require assistance in securing visas for prospective hearing participants, they are requested to contact the PCA directly at their convenience.

Please do not hesitate to contact me at the contact details set forth above should you have any questions regarding this letter.

Yours sincerely,

  
José Luis Aragón Cardiel  
Legal Counsel

cc: Ms. Carole Malinvaud (*by e-mail*: malinvaud@gide.com)  
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## PCA CASE N° 2020-19

AECON CONSTRUCTION GROUP INC. (CANADA)

V.

THE REPUBLIC OF ECUADOR

## Procedural Calendar (as of November 2, 2021)

| Description  | By                      | [Days]<br>Weeks | Dates                         |
|--|-------------------------|-----------------|-------------------------------|
| <b>Written Submissions</b>   |                         |                 |                               |
| Memorial on the Merits with any Witness Statement(s) and Expert Report(s)  | Claimant                | [140]<br>20     | April 23, 2021<br>(Friday)    |
| Counter-Memorial on the Merits and Statement of Defense, including any objection to the Tribunal's jurisdiction and/or counter-claim, with any Witness Statement(s) and Expert Report(s) | Respondent              | [168]<br>24     | October 8, 2021<br>(Friday)   |
| <b>Document Production Phase</b>   |                         |                 |                               |
| Request to Produce   | Claimant and Respondent | [35]<br>5       | November 12, 2021<br>(Friday) |
| Production of Non-Objected Documents and Objections to Produce   | Claimant and Respondent | [14]<br>2       | November 26, 2021<br>(Friday) |
| Response to Objections to Produce and reasoned applications for an order on production of documents in the form of a Redfern Schedule (Annex 2)  | Claimant and Respondent | [14]<br>2       | December 10, 2021<br>(Friday) |

|   |                         |                  |  |
|---|-------------------------|------------------|--|
| Decision on Request to Produce  | Tribunal                | [35]<br>5        | January 14, 2022<br><i>(Friday)</i>                                  |
| Production as ordered   | Claimant and Respondent | [28]<br>4        | February 11, 2022<br><i>(Friday)</i>                                 |
| <b><i>Further Written Submissions</i></b>   |                         |                  |  |
| Reply on the Merits and Counter-Memorial on any objection to the Tribunal's jurisdiction and/or any counter-claim, with any Reply Witness Statement(s) and Expert Report(s) | Claimant                | [112]<br>16      | May 6, 2022<br><i>(Friday)</i>                                       |
| Rejoinder on the Merits and Reply on any objection to the Tribunal's jurisdiction and/or any counter-claim, with any Rejoinder Witness Statement(s) and Expert Report(s)    | Respondent              | [84]<br>12       | July 29, 2022<br><i>(Friday)</i>                                     |
| Rejoinder on any objection to the Tribunal's jurisdiction and/or counter-claim, with any Rejoinder Witness Statement(s) and Expert Report(s)                                | Claimant                | [42]<br>6        | September 9, 2022<br><i>(Friday)</i>                                 |
| <b><i>Oral Pleadings</i></b>  |                         |                  |  |
| Notification of witnesses and experts for the examination at the Hearing  | Claimant and Respondent | To be determined | To be determined<br><i>Approx. 10 days after the last submission</i> |
| Pre-hearing Conference  | All                     | To be determined | To be determined<br><i>Approx. three weeks before the hearings</i>   |
| Oral Hearing  | All                     | N/A              | November 7-16, 2022  |