

**INTERNATIONAL CENTRE FOR SETTLEMENT  
OF INVESTMENT DISPUTES**

**BERNHARD VON PEZOLD AND OTHERS (CLAIMANTS)**

**V.**

**REPUBLIC OF ZIMBABWE (RESPONDENT)  
(ICSID CASE NO. ARB/10/15)**

**- AND -**

**BORDER TIMBERS LIMITED, BORDER TIMBERS INTERNATIONAL (PRIVATE)  
LIMITED, AND HANGANI DEVELOPMENT CO. (PRIVATE) LIMITED  
(CLAIMANTS)**

**V.**

**REPUBLIC OF ZIMBABWE (RESPONDENT)  
(ICSID CASE NO. ARB/10/25)**

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**PROCEDURAL ORDER NO. 10**

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**Members of the Arbitral Tribunals**

The Hon. L. Yves Fortier, P.C., C.C., Q.C., President  
Professor David A.R. Williams, Q.C., Arbitrator  
Mr. Michael Hwang, S.C., Arbitrator

*Secretary of the Tribunals*  
Frauke Nitschke

*Assistant to the Tribunals*  
Alison G. FitzGerald

*Representing the Claimants*

Mr. Matthew Coleman  
Mr. Anthony Rapa  
Ms. Helen Aldridge  
Steptoe & Johnson, London, United Kingdom

Mr. Charles O. Verril, Jr.  
Wiley Rein LLP, Washington, D.C., U.S.A.

*Representing the Respondent*

The Honorable Johannes Tomana  
Advocate Prince Machaya  
Ms. Fortune Chimbaru  
Ms. Elizabeth Sumowah  
Attorney General's Office  
Harare, Republic of Zimbabwe

Mr. Phillip Kimbrough  
Mr. Tristan Moreau  
Kimbrough & Associés, Paris, France

## **I. INTRODUCTION**

1. On the final day of the Hearing on jurisdiction, liability and quantum held in Washington, D.C., from 28 October to 2 November 2013 (the “Hearing”), the Tribunals directed, *inter alia*, that the parties submit any proposed corrections to the Hearing transcript by 22 November 2013 and any replies to the other party’s proposed corrections by 16 December 2013. The Respondent also reiterated its undertaking, given on the fifth day of the Hearing, to provide responses to certain questions posed by the members of the Tribunals and to produce certain documentary materials relating to land audit reports and the travaux préparatoires of the bilateral investment treaty between Germany and Zimbabwe (“Germany-Zimbabwe BIT”) (collectively, the “post-hearing materials”).
2. In her letter of 2 December 2013 to the parties, the Tribunals’ Secretary wrote on behalf of the Tribunals directing a further procedure by which the parties were invited to agree corrections of an editorial nature and to provide (i) a final list of editorial transcript corrections agreed by the parties and (ii) a final list of editorial transcript corrections remaining in dispute between the parties, if any, by 16 December 2013. The Claimants were invited to file any observations they may have on the Respondent’s post-hearing materials by 23 December 2013, and the Respondent was invited to file a reply to the Claimants’ observations by 6 January 2014.
3. This Procedural Order No. 10 disposes of the above matters, among others.

## **II. PROCEDURAL HISTORY**

4. On 22 November 2013, the Claimants submitted their proposed corrections and redactions to the Hearing transcript. The Respondent sought and was granted a one-week extension of time to submit its proposed corrections.

5. On 29 November 2013, the Respondent submitted its proposed corrections to the Hearing transcript along with its post-hearing materials. The post-hearing materials comprised the following documents:
- (a) A letter from counsel for the Respondent, dated 29 November 2013;
  - (b) A letter from Mr. Graciano Nyaguse, dated 29 November 2013;
  - (c) A report prepared by Mr. Nyaguse on the negotiations that occurred between 26th and 30th November 1990, between Germany and Zimbabwe in regard to the Germany-Zimbabwe BIT (“Zimbabwe’s 1990 Report”) (RLEX-31(a));
  - (d) a letter from Mr. Klaus-Peter Brandes of the German Embassy in Harare to Mrs. Alice Nyazika of Zimbabwe’s Ministry of Foreign Affairs, dated 2 December 1993 (RLEX-31(b));
  - (e) a letter from Mr. Nyaguse to Mr. Klaus-Peter Brandes of the German Embassy in Harare, dated 3 January 1980 (but purportedly written in early 1994) (RLEX-31(c));
  - (f) a letter from Mr. Nyaguse to the German Embassy in Harare, dated 1 September 1994 (RLEX-31(d));
  - (g) a letter from Mr. Klaus-Peter Brandes of the German Embassy in Harare to Mr. Nyaguse, dated 9 September 1994 (RLEX-31(e));
  - (h) a letter from Mr. Nyaguse to Mr. Klaus-Peter Brandes of the German Embassy in Harare, dated 24 March 1995 (RLEX-31(f)); and
  - (i) a Verbal Note from the German Embassy in Harare to the Zimbabwe Ministry of Foreign Affairs, dated 30 March 1995 (RLEX-31(g)).
6. On 2 December 2013, the Secretary of the Tribunals wrote to the parties on behalf of the Tribunals directing a further procedure relating to the parties’ proposed transcript corrections of an editorial nature and relating to the post-hearing materials filed by the Respondent. The Secretary communicated that the Tribunals considered they had been sufficiently briefed on the matter of potential inadmissible evidence and/or submissions such that no further submissions were necessary relating to substantive redactions to the transcript.

7. On 16 December 2013, counsel for both parties wrote to the Tribunals to advise that they had not yet completed the joint transcript correction review exercise and therefore proposed to communicate their final agreed and disputed lists to the Tribunals by 20 December 2013.
8. On 20 December 2013, the Claimants submitted, on behalf of the parties, two lists, being a list of the editorial transcript corrections that have been jointly agreed by the parties (“List 1”) and a list of the editorial transcript corrections that remain in dispute (“List 2”).
9. Also on 20 December 2013, the Respondent wrote to the Tribunals confirming its agreement to the corrections in List 1 and submitting its “comments on Claimants’ proposed corrections to the transcripts”. The Tribunals understand this document to contain all of the proposed substantive redactions proposed by the Claimants and the Respondent’s observations thereto. The Respondent also enclosed a copy of Exchange Control Directive RE-277, requested by and provided to counsel for the Claimants during the Hearing (see Tr. Day 5, pp. 1439-1440).
10. On 23 December 2013, the Claimants submitted their observations on the post-hearing materials (the “Claimants’ December 23 Observations”).
11. No reply was submitted by the Respondent to the Claimants’ December 23 Observations on 6 January 2014.
12. On 5 February 2014, the Claimants clarified in connection with certain proposed substantive redactions to the Hearing transcript on grounds of inadmissibility that no redactions are sought in connection with Mr. Paul Paul’s evidence, but underscored their concern in respect of the use that might be made of such evidence by the Respondent in support of arguments declared to be inadmissible.
13. On 13 February 2014, the Respondent wrote to the Tribunals seeking an extension of time for the filing of its Post-Hearing Submission, due on 7 March 2014, to a date at least 60 days following receipt of (a) the final version of the Respondent’s Skeleton Argument integrating the Tribunals’ decisions regarding the Claimants’ request for redaction; and

(b) the final corrected version of the Hearing transcript (“Respondent’s 13 February Letter”).

14. On 17 February 2014, further to the Tribunals’ invitation, the Claimants wrote in response to the Respondent’s 13 February Letter agreeing to the requested extension for the filing of the Post-Hearing Submissions in connection with the final correction version of the Hearing transcript but objecting to the Respondent’s request in connection with the Respondent’s Skeleton Argument, recalling the Tribunals’ decision with respect to the provisional admission of the parties’ Skeleton Arguments recorded in the Hearing transcript as follows (see “Claimants’ 17 February Letter”, para. 3):

“[T]he Tribunal, informed by the clear terms of Procedural Order Number 9, will determine, during its deliberations, what needs to be redacted, what should be redacted, and what should remain as being admissible. This is a situation where the Parties are invited to trust the Tribunal, to trust the arbitrators to act in accordance with their conscience. ... So, both Skeletons are admitted into the record provisionally, subject to what I have explained.” (Day 1, pp. 22-23)

15. On 18 February 2014, the Respondent wrote to the Tribunals in reply to the Claimants’ 17 February Letter (“Respondent’s 18 February Letter”) maintaining its request in connection with its Skeleton Argument, explaining its position as follows (see *ibid.*, p. 2):

“The Arbitral Tribunals’ resolution of matters raised by Claimants in connection with the transcript will require an effort on the part of the Arbitral Tribunals conceptually contiguous to that of deciding on redactions to final form of Respondent’s Skeleton Argument as submitted on 21 October 2013. It would also seem logical to allow the Parties to make Post-Hearing Submissions knowing exactly what interpretation of Procedural order No.9 the Arbitral Tribunals deem acceptance. Respondent believes that it would also be to the benefit of the case and the Arbitral Tribunals to have Post-Hearing Submissions only contain material not subject to any pending questions of admissibility. On the contrary, the Arbitral Tribunals would have to review Skeleton Arguments and Post-Hearing Submissions twice, once for admission of their contents and then on their merits.”

16. The Respondent further pointed to the following statement made by the President of the Tribunals, on behalf of the Tribunals, on the first day of the Hearing in connection with the Tribunals’ decision relating to the provisional admission of the Skeleton Arguments (see *ibid.*):

“[to redact from the Skeleton those sentences, those passages, which, because of Procedural order Number 9, should be declared as inadmissible] was going to be an impossible task to be performed thoroughly and in a fulsome way prior to 2:15 this afternoon [Monday 28 October 2014].”

17. The Respondent takes the position that the above passage and course of action until now “tends to contradict Claimants’ assertion in paragraph 4 of Claimants’ aforementioned letter that ‘the terms of PO No. 9 and the Orders that came before it, are clear as to what should not be included in the Respondent’s Skeleton Argument.” (see ibid.)
18. On 19 February 2014, the Claimants wrote again to the Tribunals, averring that, in their view, there is no genuine misunderstanding on the Respondent’s part with respect to the meaning of Procedural Order No. 9, dated 15 October 2013 (“Claimants’ 19 February Letter”). The Claimants take the following position (see Claimants’ 19 February Letter, para. 3):

“... The Respondent’s true intent is to achieve a reconsideration of PO No. 9 by other means in the hope that it may have admitted into argument (via the Skeleton Argument) matters which it has not pleaded and which were therefore ruled by PO No. 9 to be inadmissible. This is an unfair and inefficient manner in which to conduct arbitration. Indeed there is no provision under the ICSID arbitration rules for parties to seek interpretation of the procedural orders of the Tribunals.

In the circumstances, the Claimants request that the extension for the time in which the Parties have to file their submission is 60 days from the date on which the Parties receive the final version of the Hearing Transcripts.”
19. On 21 February 2014, the Secretary to the Tribunals wrote to the parties on behalf of the Tribunals to advise that no further submissions were required from the parties on the foregoing matters.

### **III. DISCUSSION**

#### **A. Transcript Corrections and Redactions**

20. The Tribunals have reviewed the parties’ proposed agreed corrections to the Hearing transcript in List 1, attached as Annex A to this Procedural Order. The Tribunals hereby approve List 1. The Hearing transcript shall be amended so as to reflect the corrections contained in List 1.
21. The Tribunals have also reviewed the parties’ disputed editorial corrections to the Hearing transcript in List 2 and have decided each proposed correction in dispute. The

Tribunals' decisions are contained in the column titled "Tribunals' Decision" in List 2, attached as Annex B to this Procedural Order.

22. The Tribunals have considered the Claimants' proposed substantive redactions to the Hearing transcript and the Respondent's observations thereon and have recorded their decisions in the column titled "Tribunals' Decision" in the document titled "Claimants' Proposed Redactions to Hearing Transcript and Respondent's Comments", attached as Annex C to this Procedural Order.

**B. Land Audits**

23. During the Hearing, the matter of land audits was put to Minister Mutasa by counsel for the Claimants on cross-examination. Counsel for the Claimants directed Minister Mutuasa's attention to the Redfern Schedule prepared by the Claimants in connection with the Claimants' First Request to Produce Documents dated 11 March 2011, in which copies of land audit reports prepared by the Government of Zimbabwe had been requested during the document production phase of these proceedings and which were ordered to be produced by the Tribunals in Procedural Order No. 1, dated 31 October 2011. Certain of the requested land audit reports were produced, while others were not. On cross-examination, Minister Mutasa agreed that, in principle, all of the requested reports should be produced, whereupon counsel for the Claimants invited Minister Mutasa and the current Minister of Lands, Minister Mombeshora, in attendance at the Hearing but not called as a witness by either party, to agree that the outstanding land audit reports will be released to the Claimants (see Tr. Day 5, pp. 1397, 1417).
24. Minister Mombeshora subsequently committed, on behalf of the Respondent, to endeavour to obtain copies of the requested reports that had not previously been produced, noting however that such reports were not Ministry of Land documents (see Tr. Day 5, pp. 1441-1442).
25. In their letter of 29 November 2013, the Respondent communicated the following results of Minister Mombeshora's search:

“There was no audit carried out in 2010 (TB-016, p. 6(1)(i)). There was an agreement between the two main political parties that there should be a Land Audit Commission. The Commission was never established and the funds were not available to conduct the audit.

The other reports requested by the Claimants are not available and most are unknown to the Ministry of Lands e.g. (1)(a) to (1)(h) with the exception of the Utete Report (1)(c) which appears in the form submitted to the Claimants and the 2008 Report produced by the Ministry of Lands (1)(f).”

26. In their December 23 Observations, the Claimants noted their acceptance of the position that land audits from 2010 onward were blocked and therefore no reports are likely to exist. As regards the pre-2010 land audits, the Claimants maintain that the Respondent’s response is unsatisfactory. The Claimants take the following position:

“15. ... The Respondent to these ICSID proceedings is the State of Zimbabwe, not the Ministry of Lands. Therefore it is irrelevant that some of the land audits may be ‘unknown’ to the Ministry of Lands. In any event, the Respondent’s prior responses suggest that it is aware of all of the pre-2010 land audits and considers that they exist (**see paras 5 to 7 and 11 to 12 above**). Further, the Respondent in its 29 November 2013 submissions does not state why the pre-2010 land audits are not available. However, it is noteworthy that the Respondent does not assert any legal impediment or privilege in regard to the land audits. Therefore there is no legitimate reason as to why they should not be provided by the Respondent (see the Claimants’ letter of 11 May 2011, regarding legal privilege).”

27. The Claimants therefore request that, pursuant to Article 9(5) of the IBA Rules on the Taking Evidence in International Arbitration (2010), the Tribunals infer that the land audits would be adverse to the interests of the Respondent and, in particular, that the land audits would confirm the information contained in the Political Beneficiary Table (TB7/95), the CFU Beneficiary Table (C-518) and paragraphs 51 to 53 of Professor Chan’s First Witness Statement (TB4/50).

28. The Tribunals have taken note of the parties’ respective positions in connection with the existence and, as the case may be, content of the land reform audit reports identified by the Claimants in their March 2011 Redfern Schedule and again at paragraph 4 of their December 23 Observations. In due course, the Tribunals shall consider all of the relevant evidence surrounding the land audits and any reports that are alleged to have been prepared but not produced in this proceeding, and will draw inferences as the Tribunals consider appropriate and necessary to render their final Award in each arbitration. The Tribunals recall in this regard that the parties have agreed that the Tribunals may be



guided by the IBA 2010 *Rules on the Taking of Evidence in Imitational Arbitration* to the extent that they are not inconsistent with the Summary Minutes of the First Organizational Conference or the ICSID Arbitration Rules (see Summary Minutes, para. 15.19).

### **C. Travaux Préparatoires**

29. Following the cross-examination by counsel for the Claimants of Mr. Graciano Nyaguse, members of the Tribunals questioned Mr. Nyaguse on the interpretation of certain provisions of the Germany-Zimbabwe BIT and its Protocol. It arose in the course of this examination that Mr. Nyaguse had consulted the travaux préparatoires of the BIT in Harare in the recent period prior to attending to give evidence at the Hearing (see Tr. Day 5, pp. 1559-1662).
30. Counsel for both parties confirmed that incomplete copies of travaux préparatoires in connection with the Germany-Zimbabwe BIT were produced by the Respondent and exist on the record of the proceedings (see Tr. Day 5, pp. 1562-1563). At the Tribunals' invitation, Respondent agreed to advise the Tribunals and the Claimants should it be determined that additional documents forming part of the travaux préparatoires are located (see Tr. Day 5, pp. 1591).
31. On 29 November 2013, the Respondent produced seven contemporary documents, described in a letter from Mr. Nyaguse to counsel for the Respondent, dated 29 November 2013, as "the documents and correspondence pertaining to the discussions surrounding the BIT with Germany". In his covering letter, counsel for the Respondent in turn noted that, in Mr. Nyaguse's view, the additional seven documents provided "constitute a reasonably complete chain of discussions leading up to the signature of the German BIT". The documents produced are identified in paragraph 5 above.
32. In their December 23 Observations, the Claimants note that the Respondent does not purport to have provided the entire content of the travaux préparatoires and that three of the documents provided are unsigned, in circumstances where the original final

documents, if they existed, would have been signed (see Claimants’ December 23 Observations, p. 10). In the Claimants’ view, the documents provided do not constitute a “reasonably complete” set of travaux préparatoires and cannot therefore serve as an effective supplementary means of interpretation because they invite speculation as to the course of negotiations, their common intent and the evolution of the final text of the treaty, as well as changes in a State’s intention or position during the course of the negotiation (see ibid., p. 11-12).

33. The Tribunals note the Claimants’ substantive response, at pages 12 to 22 of their December 23 Observations, to the opinions expressed by Mr. Nyaguse in his November 29 letter to counsel for the Respondent as to the conclusions that should be drawn from the travaux préparatoires. The Tribunals note also the Claimants’ position as to the use that appears to be made or is likely to be made of these documents in support of certain arguments of the Respondent that have been declared to be inadmissible.
34. As with the land audit reports, the Tribunals shall take all of the parties’ submissions regarding the interpretation of the Germany-Zimbabwe BIT into account, with due regard to the questions raised surrounding the authenticity of certain of the documents and the limited number of documents provided. The proposed use of such materials by either party will also be considered within the boundaries of the decisions already articulated by the Tribunals in its prior procedural orders relating to the admissibility of certain of the Respondent’s arguments.

**D. Extension of Time for Post-Hearing Submissions**

35. In view of the parties’ agreement to extend the time for filing their respective Post-Hearing Submissions until 60 days following receipt of the corrected Hearing transcript, the Tribunals hereby confirm the requested extension and direct that the parties file their Post-Hearing Submissions no later than 60 days following receipt of the final corrected Hearing transcript.

## **E. Procedural Order No. 9 and the Respondent's Skeleton Argument**

36. The Tribunals have considered the Respondent's additional request concerning revisions to the Respondent's Skeleton Argument and the Claimants' objections thereto. The Tribunals' decision communicated to the parties on the first day of the Hearing, i.e. 28 October 2013, was clear. Both parties' Skeleton Arguments were admitted onto the record of these proceedings provisionally. The parties were invited to trust the members of the Tribunals that, *in the course of the Tribunals' deliberations*, any passages in the Respondent's Skeleton Argument that must be struck and disregarded based on the terms of Procedural Order No. 9 would be struck and disregarded. The Tribunals clearly communicated to the parties with this decision that redacted Skeleton Arguments would not be further circulated to the parties. Moreover, the fact that the redactions of the Respondent's Skeleton Argument could not be confirmed in advance of the start of the Hearing was due to the short time between the receipt of the Claimants' proposed redactions to the Skeleton Argument on Tuesday, 22 October 2013, and the start of the Hearing on Monday, 28 October 2013, as is clear from the Day 1 transcript, and not due to any latent ambiguity in Procedural Order No. 9.
37. The redaction of the Respondent's Skeleton Argument for content ruled inadmissible by the clear terms of Procedural Order No. 9 is not "conceptually contiguous" to the transcript correction exercise. The transcript correction process was put in place following discussions with the parties during the 16 October 2013 pre-Hearing telephone conference to ensure that any live witness testimony and argument recorded in the transcript is consistent with the Tribunals' decisions set out in its various Procedural Orders, and in particular in Procedural Order No. 9. The transcript review process was intended to avoid disruptions of time reserved for the parties' oral arguments through lengthy procedural discussions given the limited time agreed by the parties for the oral procedure (see Pre-Hearing Telephone Conference of 16 October 2013, audio recording, at 1:43:35 – 1:50:50).

38. The Tribunals understand the Respondent to suggest at page 2 of its 19 February Letter that by circulating a redacted version of the Respondent's Skeleton Argument in advance of the Post-Hearing Submissions, the parties will then – and only then - know exactly what interpretation of Procedural Order No. 9 the Tribunals deem acceptable. The Tribunals disagree. Procedural Order No. 9, which runs 27 pages in length and decides matters that were extensively briefed in written and oral submissions, is both detailed and clear. Counsel for the Respondent confirmed during the pre-Hearing telephone conference held on 16 October 2013 that Procedural Order No. 9 was “very clear” (see pre-Hearing telephone conference of 16 October 2013, audio recording, at 1:48:33).
39. Accordingly, the parties are directed to abide by the terms of Procedural Order No. 9 in preparing their Post-Hearing Submissions. No further or additional interpretation of Procedural Order No. 9 shall be given to the parties through redactions to the Respondent's Skeleton Argument.

**F. Reply Post-Hearing Submissions to Identify Inadmissible Material**

40. The Tribunals note the Respondent's statement that it would be to the benefit of the case and to the Tribunals to have Post-Hearing Submissions which “only contain material not subject to any pending question of admissibility” (see Respondent's 19 February Letter, p. 2). The Tribunals agree. This ought to be possible by following the Tribunal's directions above and abiding by the clear terms of Procedural Order No. 9. Nevertheless, the Tribunals understand this last proposition by the Respondent to be a precautionary measure that would ensure clarity, as much for the parties as for the Tribunals, as to any material pleaded by either party in their Post-Hearing Submission that is, despite a good faith effort to abide by the terms of Procedural Order No. 9, nonetheless inadmissible.
41. Accordingly, each party may file within 30 days of receipt of the other party's Post-Hearing Submission a brief statement identifying any material that it considers to be inadmissible based on the Tribunals' decisions set out in Procedural Order No. 9 or another Procedural Order issued by the Tribunals in these proceedings. As indicated by the Tribunals at the outset of the Hearing and confirmed in paragraph 36 above, the

Tribunals will consider these matters in the course of their deliberations and the Tribunals' decisions will be set out in the Final Award to be rendered in each proceeding.

#### **IV. THE ARBITRAL TRIBUNALS' DECISIONS**

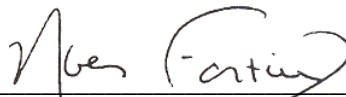
42. Based on the foregoing, the Arbitral Tribunals have decided as follows:

- (a) The parties' List 1 editorial corrections to the Hearing transcript as set out in Annex A to this Procedural Order are approved and adopted;
- (b) The Tribunals' decisions in respect of the disputed List 2 editorial corrections to the Hearing transcript are recorded in Annex B to this Procedural Order;
- (c) The Tribunals' decisions in respect of the Claimants' proposed substantive redactions to the Hearing transcript are recorded in Annex C to this Procedural Order;
- (d) The transcript of the Hearing shall be corrected according to the Tribunals' decisions recorded at paragraphs 42(a)-(c) of this Procedural Order and its Annexes and the corrected transcript shall be the official transcript of the Hearing in these proceedings;
- (e) The additional information and documents provided by the Respondent in connection with Zimbabwe's land audits and the travaux préparatoires for the Germany-Zimbabwe BIT shall be placed on the record and be treated consistent with the Tribunals' decisions set out at paragraphs 28 and 34 above;
- (f) The parties shall file their Post-Hearing Briefs within 60 days from receipt of the corrected Hearing transcript;
- (g) The parties may file a brief statement with the Tribunals within 30 days from receipt of the other party's Post-Hearing Submission identifying any inadmissible material contained in that Submission; and
- (h) The Respondent's request for an extension of time for the filing of its Post-Hearing Submission based on the circulation of a redacted version of the Respondent's Skeleton Argument is denied.

43. There shall be no order as to costs.

Dated as of 24 February 2014

Signed on behalf of the Arbitral Tribunals

A handwritten signature in black ink, appearing to read "L. Yves Fortier", written in a cursive style.

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L. Yves Fortier, P.C., C.C., Q.C.  
President

Annex A to Procedural Order No. 10, dated 24 February 2014

(List 1: Parties' Agreed Editorial Transcript Corrections)

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
<b>DAY ONE</b>					
1.	Table of Contents, p 3	"Mr. Thomas Innes" to be added.		Agreed	Granted
<b>TRIBUNALS' OPENING STATEMENT</b>					
2.	Day 1, p 7, line 6	"and Anthony Rapa" To be amended to "and Mr. Anthony Rapa"		Agreed	Granted
3.	Day 1, p 11, line 5	"Paragraphs 14 and 15 of the Procedural Order Number 8." To be amended to "Paragraphs 14 and 15 of Procedural Order Number 8."		Agreed	Granted
4.	Day 1, p 15, line 12	"the Secretariat's letter of paragraph 7" To be amended to "the Secretariat's letter of 17"		Agreed	Granted
5.	Day 1, p 16, line 11	"determine the exact other of each witness" To be amended to "determine the exact order of each witness"		Agreed	Granted
6.	Day 1, p 17, line 15	"there would be no Witness Expert sequestration" To be amended to "there would be no Witness/Expert sequestration"		Agreed	Granted
7.	Day 1, p 19, line 22	"Order Number 9. There were issues" To be amended to "Order Number 9--there were issues"		Agreed	Granted
8.	Day 1, p 20, lines 7 and 15	"Mr. Masiwa's Second Witness Statement" To be amended to "Mr. Masiwa's Second (sic.) [third] Witness Statement"		Agreed	Granted
9.	Day 1, p 21, line 16	"in the hour earlier this afternoon" To be amended to "in the hour--earlier this afternoon"		Agreed	Granted
10.	Day 1, p 24, line 9	"the record which it opines it views" To be amended to "the record which it opines--it views"		Agreed	Granted
11.	Day 1, p 26, line 17	"presenting his case. Now,"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "presenting his case[?]. Now,"			
12.	Day 1, p 27, line 1	"has been a serious departure from a fundamental Rule" To be amended to "has been [?]a serious departure from a fundamental Rule"		Agreed	Granted
13.	Day 1, p 29, line 4	"Mr. Fortier, this is a Trial Bundle." To be amended to "[?]Mr. Fortier, this is a Trial Bundle[?]."		Agreed	Granted
14.	Day 1, p 34, line 8	"William the First" To be amended to "Williams the First"		Agreed	Granted
15.	Day 1, p 35, line 9	"MR. WILLIAMS" To be amended to "MR. KIMBROUGH"		Agreed	Granted
<b>CLAIMANTS' OPENING STATEMENT</b>					
16.	Day 1, p 41, line 10		"Although they don't -- they don't seem to have references to the record." MR COLEMAN: They are in the record. Those are the only ones that I don't have, and we can provide those to you.	Agreed	Granted
17.	Day 1, p 42, line 3	"I've put forward today" To be amended to "I've put forward stand"		Agreed	Granted
18.	Day 1, p 42, line 18	"they were run by the ZANU-PF Party" To be amended to "they were won by the ZANU-PF Party"		Agreed	Granted
19.	Day 1, p 45, line 22	"our endeavors transform" To be amended to "our endeavors to transform"		Agreed	Granted
20.	Day 1, p 48, line 21	"Those messages" To be amended to "And those messages"		Agreed	Granted
21.	Day 1, p 49, line 4	"after the German Agreements are provisionally" To be amended to "after the German Agreement provisionally"		Agreed	Granted
22.	Day 1, p 51, line 4	"150 contiguous" To be amended to "10 contiguous"		Agreed	Granted



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
23.	Day 1, p 51, line 12	“Trial Bundle 791” To be amended to “Trial Bundle 7 [Tab] 91”		Agreed	Granted
24.	Day 1, p 52, line 8	“the farm cattle” To be amended to “the Boran cattle”		Agreed	Granted
25.	Day 1, p 52, line 9	“Cotter Dam” To be amended to “Gota Dam”		Agreed	Granted
26.	Day 1, p 53, line 2	“and interference with” To be amended to “and interfere with”		Agreed	Granted
27.	Day 1, p 53, line 10	“that is being built” To be amended to “that's been built”		Agreed	Granted
28.	Day 1, p 53, line 13	“the crispy color that we know it as it” To be amended to “the crispy color that we know it--as it”		Agreed	Granted
29.	Day 1, p 55, line 9	“14th of the September 2005” To be amended to “14th of September 2005”		Agreed	Granted
30.	Day 1, p 57, line 7	“550 hectares a year” To be amended to “50 hectares a year”		Agreed	Granted
31.	Day 1, p 57, line 17	“May of” To be amended to “May”		Agreed	Granted
32.	Day 1, p 57, line 21	“Rizzuto” To be amended to “Rusitu”		Agreed	Granted
33.	Day 1, p 58, line 20	“is that provision” To be amended to “is there provision”		Agreed	Granted
34.	Day 1, p 62, line 14	“The third pays” To be amended to “The third phase”		Agreed	Granted
35.	Day 1, p 63, line 12	“Article 14.41 of the”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "Articles 40 and 41 of the"			
36.	Day 1, p 64, line 2	"in February of" To be amended to "in February"		Agreed	Granted
37.	Day 1, p 64, line 5	"And the reason they were started by" To be amended to "And the reason they were started by"		Agreed	Granted
38.	Day 1, p 64, line 6	"Government have of Zimbabwe" To be amended to "Government of Zimbabwe"		Agreed	Granted
39.	Day 1, p 65, line 9	"Mr. Moya" To be amended to "Mr. Moyo"		Agreed	Granted
40.	Day 1, p 67, line 21	"PRESIDENT FORTIER" To be amended to "ARBITRATOR HWANG"		Agreed	Granted
41.	Day 1, p 69, line 4	"They're not sort of--" To be amended to "They're not sort of--within urban"		Agreed	Granted
42.	Day 1, p 70, line 16	"Act--none of this is in dispute" To be amended to "Act--and none of this is in dispute"		Agreed	Granted
43.	Day 1, p 70, line 19	"Order. It to make an Application" To be amended to "Order--had to make an Application"		Agreed	Granted
44.	Day 1, p 71, lines 3 to 4	"Treaties, for example, pay compensation. No compensation" To be amended to "Treaties. For example, pay compensation--no compensation"		Agreed	Granted
45.	Day 1, p 72, line 8	"that property covered" To be amended to "that properties covered"		Agreed	Granted
46.	Day 1, p 72, line 18 and P 73, lines 1 and 10	"Section 16, Subsection 9(b)" To be amended to "Section 16, Subsection (9b)"		Agreed	Granted
47.	Day 1, p 75, line 10	"Subsection 2, it is (i)"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "Subsection 2, it is (a)"			
48.	Day 1, p 75, line 17	"wealthy in any event.[""] To be amended to "wealthy in any event."		Agreed	Granted
49.	Day 1, p 77, line 18	"the in Skeleton Arguments" To be amended to "the Skeleton Arguments"		Agreed	Granted
50.	Day 1, p 79, line 7 and p 80, line 16 p 81, line 18	"Section 16.9(b)" To be amended to "Section 16 (9b)"		Agreed	Granted
51.	Day 1, p 82, line 4	"in Volume 7 of Tab 117" To be amended to "in Volume 7 Tab 117"		Agreed	Granted
52.	Day 1, p 83, line 2	"unattractive or legal" To be amended to "unattractive or illegal"		Agreed	Granted
53.	Day 1, p 83, lines 8 to 9	"is the Constitutional Amendment of 2005, Section 16B was a breach the Treaty" To be amended to "is that the Constitutional Amendment of 2005, Section 16B was a breach of the Treaty"		Agreed	Granted
54.	Day 1, p 83, line 17	"paragraph--sir, I will" To be amended to "paragraph--sorry, I will"		Agreed	Granted
55.	Day 1, p 83, line 18	"Note Verbales" To be amended to "Note Verbale"		Agreed	Granted
56.	Day 1, p 84, lines 14 to 15	"Page 2, the Bates numbering Page 3, just to cross over to the next" To be amended to "Page 2, but Bates numbering Page 3, just across the next"		Agreed	Granted
57.	Day 1, p 84, line 21	"the first paragraph the was" To be amended to "the first paragraph the effect was"		Agreed	Granted
58.	Day 1, p 85, line 12	"improvements." To be amended to "improvements[""]"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
59.	Day 1, p 86, lines 6 to 7	“no one's <b>property is</b> covered by Bilateral Investment Treaty <b>has</b> been stated.” To be amended to “no-one's <b>properties</b> covered by <b>a</b> Bilateral Investment Treaty <b>have</b> been stated.”		Agreed	Granted
60.	Day 1, p 87, line 2	“Absolutely grossly <b>being</b> ” To be amended to “Absolutely[,] grossly <b>been</b> ”		Agreed	Granted
61.	Day 1, p 87, line 21		“it said that treaties covered by” To be amended to “it said that [ <del>treaties</del> <b>(sic.) properties</b> ] covered by”	Agreed	Granted
62.	Day 1, p 88, line 2	“that's <b>being</b> confirmed” To be amended to “that's <b>been</b> confirmed”		Agreed	Granted
63.	Day 1, p 88, line 9 and p 90, line 9	“Mr. Justice <b>Chinlinga</b> ” To be amended to “Mr. Justice <b>Chinhengo</b> ”		Agreed	Granted
64.	Day 1, p 89, line 1	“of <b>the</b> Consent Order” To be amended to “of <b>a</b> Consent Order”		Agreed	Granted
65.	Day 1, p 89, line 4	“ <b>there's not</b> punctuation” To be amended to “ <b>it's not</b> punctuated”		Agreed	Granted
66.	Day 1, p 89, line 18	“ <b>of</b> Paragraphs A, B and C” To be amended to “ <b>--</b> Paragraphs A, B and C”		Agreed	Granted
67.	Day 1, p 90, line 9	“noted that these <b>refrained</b> ” To be amended to “noted that these <b>were framed</b> ”		Agreed	Granted
68.	Day 1, p 90, line 20	“Attorney General, it was urged upon” To be amended to “Attorney General, [ <b>“</b> ]it was urged upon”		Agreed	Granted
69.	Day 1, p 91, line 1	“a powder keg would be ignited, said” To be amended to “a powder keg would be ignited, <b>[“</b> ] said”		Agreed	Granted
70.	Day 1, p 91, line 3	“In the words of” To be amended to “ <b>[“</b> ]In the words of”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
71.	Day 1, p 91, line 6	“a bloody conflagration.” To be amended to “a bloody conflagration[“].”		Agreed	Granted
72.	Day 1, p 91, line 11	“that, as at the date of the Hearing” To be amended to “that, [“]as at the date of the Hearing”		Agreed	Granted
73.	Day 1, p 91, line 12	“than 58,000 people.” To be amended to “than 58,000 people[“].”		Agreed	Granted
74.	Day 1, p 92, line 16	“have acted, invasions” To be amended to “have acted, the invasions”		Agreed	Granted
75.	Day 1, p 92, line 18	“they had to” To be amended to “they either had to”		Agreed	Granted
76.	Day 1, p 93, line 4	“under the force security” To be amended to “under the full security”		Agreed	Granted
77.	Day 1, p 93, line 8	“Trial Bundle 13(3)-(9)” To be amended to “Trial Bundle 13 Tab 379”		Agreed	Granted
78.	Day 1, p 93, line 14	“accepted: Murders” To be amended to “accepted: [“]Murders”		Agreed	Granted
79.	Day 1, p 93, line 22	“encouraged by Party politicians.” To be amended to “encouraged by Party politicians[“].”		Agreed	Granted
80.	Day 1, p 94, line 2	“is not supported by our” To be amended to “is not supported by either our”		Agreed	Granted
81.	Day 1, p 94, line 7	“Mr. Hasluck's affidavit (seized from” To be amended to “Mr. Hasluck's affidavit (he is from”		Agreed	Granted
82.	Day 1, p 94, line 13	“the War Veterans, they have been” To be amended to “the War Veterans, [“]they have been”		Agreed	Granted
83.	Day 1, p 94, lines 15 to	“the CIO, Central Intelligence Organization,”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
	16	To be amended to "the CIO (Central Intelligence Organization),"			
84.	Day 1, p 94, line 22	"conclusion on that issue was there was no" To be amended to "conclusion on that issue was [""]there was no"		Agreed	Granted
85.	Day 1, p 95, line 4	"denied the protection of the law." To be amended to "denied the protection of the law[""]."		Agreed	Granted
86.	Day 1, p 95, line 22	"through 53. We note that" To be amended to "through 53. [""]We note that"		Agreed	Granted
87.	Day 1, p 96, line 2	"particular of a particular origin in the" To be amended to "particular origin in the"		Agreed	Granted
88.	Day 1, p 96, line 9	"Article VI(2) of the Treaty." To be amended to "Article VI(2) of the Treaty[""]."		Agreed	Granted
89.	Day 1, p 96, line 13	"of the slides: The question" To be amended to "of the slides: [""]The question"		Agreed	Granted
90.	Day 1, p 97, line 4	"skin." To be amended to "skin[""]."		Agreed	Granted
91.	Day 1, p 97, line 11	"subsequently constitutes indirect" To be amended to "consequently constitutes indirect"		Agreed	Granted
92.	Day 1, p 99, line 16	"South African" To be amended to "South Africa"		Agreed	Granted
93.	Day 1, p 100, line 2	"African's concept" To be amended to "African concept"		Agreed	Granted
94.	Day 1, p 100, line 3	"being human." To be amended to "being human[""]."		Agreed	Granted
95.	Day 1, p 100, line 19	"the economy going to tailspin" To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"the economy going into tailspin"			
96.	Day 1, p 102, line 8	"international laws" To be amended to "international norms"		Agreed	Granted
97.	Day 1, p 104, line 1	"reference search" To be amended to "reference to search"		Agreed	Granted
98.	Day 1, p 104, line 10	"What had happened was" To be amended to "What had happened is"		Agreed	Granted
99.	Day 1, p 104, line 21	"accounts" To be amended to "account"		Agreed	Granted
100.	Day 1, p 106, line 22	"that Provisional Agreement" To be amended to "that the Provisional Agreement"		Agreed	Granted
101.	Day 1, p 107, line 2	"it was through a" To be amended to "it was for a"		Agreed	Granted
102.	Day 1, p 108, line 14	"is there any way in" To be amended to "is there anywhere in"		Agreed	Granted
103.	Day 1, p 108, line 20	"I will go to today" To be amended to "I will go to later"		Agreed	Granted
104.	Day 1, p 111, line 1	"both agricultural and" To be amended to "both agriculture and"		Agreed	Granted
105.	Day 1, p 112, line 6	"In regard to some their" To be amended to "In regard to some of their"		Agreed	Granted
106.	Day 1, p 114, line 21	"said agreements" To be amended to "said agreement"		Agreed	Granted
107.	Day 1, p 115, line 5	"Now, no procedure is" To be amended to "Now, no approval procedure is"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
108.	Day 1, p 115, lines 6 to 7	“Respondent says that consisted of part of the procedure <b>is</b> detailed” To be amended to “Respondent says that <b>it</b> consisted of part of the procedure <b>as</b> detailed”		Agreed	Granted
109.	Day 1, p 115, line 21	“Tribunals” To be amended to “ <b>Tribunal</b> ”		Agreed	Granted
110.	Day 1, p 117, line 13	“and instruments <b>also</b> what” To be amended to “and instruments <b>alter</b> what”		Agreed	Granted
111.	Day 1, p 118, line 3	“ <b>2:</b> ” To be amended to “ <b>2.</b> ”		Agreed	Granted
112.	Day 1, p 119, line 6	“any event, subsequent practice” To be amended to “any event, <b>the</b> subsequent practice”		Agreed	Granted
113.	Day 1, p 119, line 14	“ <b>consequent</b> German practice” To be amended to “German <b>subsequent</b> practice”		Agreed	Granted
114.	Day 1, p 120, line 1	“ <b>investor</b> to the” To be amended to “ <b>Ambassador</b> to the”		Agreed	Granted
115.	Day 1, p 120, line 12 and p 121, line 6	“Note Verbales” To be amended to “Note <b>Verbale</b> ”		Agreed	Granted
116.	Day 1, p 120, line 17	“states, the Embassy” To be amended to “states, [ <b>”</b> ]the Embassy”		Agreed	Granted
117.	Day 1, p 121, line 19	“ <b>want</b> like to take you” To be amended to “ <b>would</b> like to take you”		Agreed	Granted
118.	Day 1, p 124, line 17	“February <b>of</b> 2002” To be amended to “February 2002”		Agreed	Granted
119.	Day 1, p 125, line 5	“said the <b>reserve bank</b> ” To be amended to “said the <b>Reserve Bank</b> ”		Agreed	Granted



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
120.	Day 1, p 126, line 8	“von Pezold Claimants investments” To be amended to “von Pezold Claimants[ ] investments”		Agreed	Granted
121.	Day 1, p 126, line 16	“This is man who” To be amended to “This is a man who”		Agreed	Granted
122.	Day 1, p 127, line 5	“the Executive of the Executive” To be amended to “the Executive”		Agreed	Granted
123.	Day 1, p 127, line 13	“the German BIT, and this” To be amended to “the German BIT, [ ]and this”		Agreed	Granted
124.	Day 1, p 128, line 8	“The Director of African Affairs” To be amended to “[ ]The Director of African Affairs”		Agreed	Granted
125.	Day 1, p 128, line 10	“referred to the--and” To be amended to “referred to the[ ]--and”		Agreed	Granted
126.	Day 1, p 128, line 11	“That the listing” To be amended to “[ ]That the listing”		Agreed	Granted
127.	Day 1, p 128, line 20	“been disregarded.” To be amended to “been disregarded.[ ]”		Agreed	Granted
128.	Day 1, p 128, line 22	“you to is? In” To be amended to “you to is in”		Agreed	Granted
129.	Day 1, p 129, line 12	“Programme program” To be amended to “Programme”		Agreed	Granted
130.	Day 1, p 129, line 20	“Umbukwe” To be amended to “Umvukwe”		Agreed	Granted
131.	Day 1, p 131, line 12	“Section 16(9)(b)” To be amended to “Section 16(9b)”		Agreed	Granted
132.	Day 1, p 132, line 17	“audit that was late”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "audit that was <b>leaked</b> "			
133.	Day 1, p 132, line 20	"you're not <b>on</b> it" To be amended to "you're not <b>in</b> it"		Agreed	Granted
134.	Day 1, p 133, lines 7 and 20, and p 134, line 1	" <b>Takeout</b> Problems" To be amended to " <b>Take up</b> Problems"		Agreed	Granted
135.	Day 1, p 134, line 2	" <b>(a)(2)</b> " To be amended to " <b>A2</b> "		Agreed	Granted
136.	Day 1, p 134, line 4	"paragraph numbered <b>3.1.35</b> " To be amended to "paragraph numbered <b>3.13.5.</b> "		Agreed	Granted
137.	Day 1, p 135, line 20	"I assure <b>that you</b> " To be amended to "I assure <b>you that</b> "		Agreed	Granted
138.	Day 1, p 136, line 12	"the <b>Asian</b> Treaty" To be amended to "the <b>ASEAN</b> Treaty"		Agreed	Granted
139.	Day 1, p 136, line 18	"Line case, It would advance no real" To be amended to "Line case, [ <b>"]</b> It would advance no real"		Agreed	Granted
140.	Day 1, p 136, line 20	"artificial trap <b>to private</b> investors" To be amended to "artificial trap <b>depriving</b> investors"		Agreed	Granted
141.	Day 1, p 137, line 1	"I quote, " <b>be neither</b> appropriate" To be amended to "I quote, " <b>have been</b> appropriate"		Agreed	Granted
142.	Day 1, p 138, line 3	"They were <b>all</b> projects" To be amended to "They were <b>old</b> projects"		Agreed	Granted
143.	Day 1, p 138, line 4	"So, therefore, Mr. Nyaguse's own" To be amended to "So, therefore, <b>on</b> Mr. Nyaguse's own"		Agreed	Granted
144.	Day 1, p 138, line 12	"In <b>ad</b> " To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"In <b>addition</b> "			
145.	Day 1, p 139, line 13	"because hasn't been" To be amended to "because <b>it</b> hasn't been"		Agreed	Granted
146.	Day 1, p 140, line 2	"2003 investments" To be amended to "2003 <b>investment</b> "		Agreed	Granted
147.	Day 1, p 141, line 3	"the question <b>arise</b> " To be amended to "the question <b>arises</b> "		Agreed	Granted
148.	Day 1, p 141, line 12	" <b>secretary</b> instruments" To be amended to " <b>statutory</b> instruments"		Agreed	Granted
149.	Day 1, p 142, line 6	"under Article 2(a)" To be amended to "under <b>Ad</b> Article 2(a)"		Agreed	Granted
150.	Day 1, p 143, line 11	"Skeleton Arguments" To be amended to "Skeleton <b>Argument</b> "		Agreed	Granted
151.	Day 1, p 143, line 12	"and the Swiss BIT" To be amended to "and <b>under</b> the Swiss BIT"		Agreed	Granted
152.	Day 1, p 143, line 21	"those <b>provision</b> " To be amended to "those <b>provisions</b> "		Agreed	Granted
153.	Day 1, p 144, line 3	"Desert Lines in a number of cases" To be amended to "Desert Lines <b>and</b> in a number of cases"		Agreed	Granted
154.	Day 1, p 145, line 12	"illegality on Paragraph 75" To be amended to "illegality-- <b>I</b> m on Paragraph 75"		Agreed	Granted
155.	Day 1, p 145, line 22	"regulations <b>in</b> Border" To be amended to "regulations <b>and</b> Border"		Agreed	Granted
156.	Day 1, p 146, line 2	"and said why not" To be amended to "and <b>I</b> said why not"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
157.	Day 1, p 147, line 3	“Mr. Paul <b>and</b> his” To be amended to “Mr. Paul <b>in</b> his”		Agreed	Granted
158.	Day 1, p 147, line 21	“ <b>already</b> had contractual effect” To be amended to “ <b>only</b> had contractual effect”		Agreed	Granted
159.	Day 1, p 149, line 6	“Preah Vihear, Cambodia” To be amended to “Preah Vihear <b>case</b> , Cambodia”		Agreed	Granted
160.	Day 1, p 149, line 8	“ <b>reference is</b> in 81” To be amended to “ <b>references are</b> in 81”		Agreed	Granted
161.	Day 1, p 149, line 17	“that the <b>BIT</b> applied” To be amended to “that the <b>BITs</b> applied”		Agreed	Granted
162.	Day 1, p 150, line 11	“indeed, <b>whether</b> commencing” To be amended to “indeed, <b>when</b> commencing”		Agreed	Granted
163.	Day 1, p 151, lines 14 to 15	“It also noted that almost all systems of law prevent Parties from blowing hot and cold.” To be amended to “It also noted that [ <b>”</b> ]almost all systems of law prevent Parties from blowing hot and cold[ <b>”</b> ].”		Agreed	Granted
164.	Day 1, p 153, line 8	“ <b>If</b> regard to” To be amended to “ <b>In</b> regard to”		Agreed	Granted
165.	Day 1, p 153, line 13	“circumstances <b>with</b> the Land Reform” To be amended to “circumstances <b>where</b> the Land Reform”		Agreed	Granted
166.	Day 1, p 153, line 15	“not enacted good faith” To be amended to “not enacted <b>in</b> good faith”		Agreed	Granted
167.	Day 1, p 155, line 9	“resolve from the” To be amended to “ <b>resile</b> from the”		Agreed	Granted
168.	Day 1, p 157, line 2	“is that the 8.3 hectares” To be amended to “is that <b>of</b> the 8.3 hectares”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
169.	Day 1, p 159, line 10	“1998” To be amended to “1988”		Agreed	Granted
170.	Day 1, p 160, line 2	“on what--” To be amended to “onwards--”		Agreed	Granted
171.	Day 1, p 161, line 7	“PRESIDENT: I'm <b>adjust</b> following up” To be amended to “PRESIDENT <b>FORTIER</b> : I'm <b>just</b> following up”		Agreed	Granted
172.	Day 1, p 161, line 9	“the dates <b>was</b> investments” To be amended to “dates <b>of the</b> investments”		Agreed	Granted
173.	Day 1, p 162, line 17		““assurances that were given to the Respondent” To be amended to “assurances that were given to the [ <b>Respondent (sic.) Claimants</b> ]”	Agreed	Granted
174.	Day 1, p 163, line 8	“meeting with <b>a</b> German <b>investor</b> ” To be amended to “meeting with <b>the</b> German <b>Ambassador</b> ”		Agreed	Granted
175.	Day 1, p 165, line 20	“ <b>BIT</b> ” To be amended to “ <b>bit</b> ”		Agreed	Granted
176.	Day 1, p 166, line 11	“ <b>what</b> I've also discussed” To be amended to “ <b>well</b> I've also discussed”		Agreed	Granted
177.	Day 1, p 166, line 17	“The Parties agreed <b>a little</b> differently” To be amended to “The Parties agreed <b>that treating people</b> differently”		Agreed	Granted
178.	Day 1, p 169, line 7	“the scope <b>of</b> number” To be amended to “the scope <b>and</b> number”		Agreed	Granted
179.	Day 1, p 169, line 9	“the <b>gross</b> phases” To be amended to “the <b>aggressive</b> phases”		Agreed	Granted
180.	Day 1, p 169, line 15	“Constitutional Amendments of 2005” To be amended to “Constitutional <b>Amendment</b> of 2005”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
181.	Day 1, p 169, line 17	“the systematic breach is,” To be amended to “the systematic breach is <b>evidenced</b> ”		Agreed	Granted
182.	Day 1, p 170, line 3	“Pantechniki and <b>the</b> Albania case” To be amended to “Pantechniki and Albania case”		Agreed	Granted
183.	Day 1, p 172, line 5	“It's the same in both: Investments” To be amended to “It's the same in both: <b>[“]</b> Investments”		Agreed	Granted
184.	Day 1, p 172, line 8	“Contracting Party.” To be amended to “Contracting Party <b>[“]</b> .”		Agreed	Granted
185.	Day 1, p 172, line 16	“breaches of <b>the</b> standard” To be amended to “breaches of <b>this</b> standard”		Agreed	Granted
186.	Day 1, p 173, line 5	“it stated: We have said” To be amended to “it stated: <b>[“]</b> We have said”		Agreed	Granted
187.	Day 1, p 173, line 8	“CIO are also comrades.” To be amended to “CIO are also comrades <b>[“]</b> .”		Agreed	Granted
188.	Day 1, p 174, line 1	“ <b>They</b> either had” To be amended to “ <b>It</b> either had”		Agreed	Granted
189.	Day 1, p 175, line 4	“We refer to--” To be amended to “We refer to <b>Wena</b> --”		Agreed	Granted
190.	Day 1, p 176, line 11	“emergency existed, <b>that</b> its own President” To be amended to “emergency existed, <b>but</b> its own President”		Agreed	Granted
191.	Day 1, p 176, line 22	“and <b>the</b> cumulative” To be amended to “and <b>they are</b> cumulative”		Agreed	Granted
192.	Day 1, p 177, line 7	“people in <b>position</b> of land” To be amended to “people in <b>possession</b> of land”		Agreed	Granted
193.	Day 1, p 177, line 13	“ <b>asserted</b> by grave and imminent peril”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "threatened by grave and imminent peril"			
194.	Day 1, p 178, line 16	"And as it played out" To be amended to "And as has played out"		Agreed	Granted
195.	Day 1, p 179, line 7	"must not impair an estate's" To be amended to "must not impair other State's"		Agreed	Granted
196.	Day 1, p 179, line 11	"ergo omnes" To be amended to "erga omnes"		Agreed	Granted
197.	Day 1, p 181, line 7	"necessity is successfully invoked" To be amended to "necessity if successfully invoked"		Agreed	Granted
198.	Day 1, p 181, line 16	"Amendment--so when" To be amended to "Amendment--sorry when"		Agreed	Granted
199.	Day 1, p 187, line 22	"5, Tab 56, specifically at Paragraphs 2.0, 2.23 to" To be amended to "5, Tab 56, specifically at Paragraphs 2.02.23 to"		Agreed	Granted
200.	Day 1, p 191, line 13	"Microforestry. The full judgment of this High Court" To be amended to "Mercrowe Forestry. The full judgment of this High Court"		Agreed	Granted
201.	Day 1, p 191, line 20	"that, in practice, because of his relative simplicity," To be amended to "that, in practice, because of its relative simplicity,"		Agreed	Granted
202.	Day 1, p 193, line 13	"improvement on the Estates are severely understated," To be amended to "improvements on the Estates are severely understated,"		Agreed	Granted
203.	Day 1, p 194, line 7	"provide a source for a figure is for his US\$67 per" To be amended to "provide a source for a figure is for his US\$6.67 per"		Agreed	Granted
204.	Day 1, p 198, line 7	"Report, C-7, corrected, Paragraphs 5.04.29 to 40," To be amended to "Report, CE-7, corrected, Paragraphs 5.04.29 to .40,"		Agreed	Granted
205.	Day 1, p 198, line 13	"What is important to note regarding this" To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		“What is important to note regarding <b>these</b> ”			
206.	Day 1, p 199, line 18	“the general manager responsible for <b>Borders, Charter,</b> ” To be amended to “the general manager responsible for <b>Border's Charter,</b>		Agreed	Granted
207.	Day 1, p 200, line 20	“In addition, Mr. Moyo's and <b>Mr. Kanyekanye</b> ” To be amended to “In addition, Mr. Moyo's and <b>Mr. Kanyekanye's</b> ”		Agreed	Granted
208.	Day 1, p 202, line 6	“ <b>Item 35</b> ” To be amended to “ <b>Article 35</b> ”		Agreed	Granted
209.	Day 1, p 203, line 10	“Professor Public International” To be amended to “Professor <b>of</b> Public International”		Agreed	Granted
210.	Day 1, p 205, line 21	“the--the date immediately” To be amended to “the-- <b>either</b> the date immediately”		Agreed	Granted
211.	Day 1, p 208, line 2	“However, such a” To be amended to “ <b>[“]</b> However, such a”		Agreed	Granted
212.	Day 1, p 208, line 7	“the Contract concerned.” To be amended to “the Contract concerned <b>[“]</b> .”		Agreed	Granted
213.	Day 1, p 209, line 19	“on Tab 99” To be amended to “on Tab 99 <b>(sic.) [slide]</b> ”		Agreed	Granted
214.	Day 1, p 209, line 21	“ <b>Exhibits 2 and 3</b> ” To be amended to “ <b>Annexes 2 and 3</b> ”		Agreed	Granted
215.	Day 1, p 210, line 10	“some of <b>them</b> carried” To be amended to “some of <b>whom</b> carried”		Agreed	Granted
216.	Day 1, p 213, line 8	“And <b>there</b> is a genuine message” To be amended to “And <b>that</b> is a genuine message”		Agreed	Granted
<b>DAY TWO</b>					
217.	Table of Contents, p 219	“Mr. Thomas Innes” to be added.		Agreed	Granted
<b>RESPONDENT'S OPENING STATEMENT</b>					



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
218.	Day 2, p 226, line 14		replace "Texas" by "text is"	Agreed	Granted
219.	Day 2, p 227, line 18	"don't-kill-Heinrich discussions or of the Mutasa Party" To be amended to "don't-kill-Heinrich discussions or of the Muzite Party"		Agreed	Granted
220.	Day 2, p 228, line 5	"Claimants chose not address" To be amended to "Claimants chose not to address"		Agreed	Granted
221.	Day 2, p 229, line 10	"Roman lawyers" To be amended to "Roman warriors"		Agreed	Granted
222.	Day 2, p 230, line 3		replace "LSATS" by "ersatz"	Agreed	Granted
223.	Day 2, p 230, line 10	"they wanted full no constraint" To be amended to "they wanted no constraint"		Agreed	Granted
224.	Day 2, p 231, line 5	"But alternatively" To be amended to "But ultimately"		Agreed	Granted
225.	Day 2, p 232, line 14	"Lancaster House Agreements" To be amended to "Lancaster House Agreement"		Agreed	Granted
226.	Day 2, p 232, lines 17 and 18	"Zimbabwe has made clear that land" To be amended to "Zimbabwe has made it clear that land"		Agreed	Granted
227.	Day 2, p 233, line 10	"lookouts" To be amended to "locals"		Agreed	Granted
228.	Day 2, p 235, line 10	"and there is the debate" To be amended to "and there is even a debate"		Agreed	Granted
229.	Day 2, p 236, line 8		replace "appreciation" by "precision"	Agreed	Granted
230.	Day 2, p 237, line 8		replace "on" by "of"	Agreed	Granted
231.	Day 2, p 237, line 17		replace "conversation" by "conception"	Agreed	Granted
232.	Day 2, p 237, line 18	"acquisition" To be amended to "acquisitions"		Agreed	Granted
233.	Day 2, p 237, line 20	"if it's about client"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "if it's about <b>land</b> "			
234.	Day 2, p 237, line 21		replace "right" by "rights"	Agreed	Granted
235.	Day 2, p 239, line 22	"case law <b>particularly about</b> in that case" To be amended to "case law <b>applicable</b> in that case"		Agreed	Granted
236.	Day 2, p 243, line 11	"Zimbabwe was always <b>clearer</b> " To be amended to "Zimbabwe was always <b>clear</b> "		Agreed	Granted
237.	Day 2, p 244, line 8	"investment <b>was</b> sufficient precision?" To be amended to "investment <b>with</b> sufficient precision?"		Agreed	Granted
238.	Day 2, p 246, line 12	"signatures" To be amended to " <b>signature</b> "		Agreed	Granted
239.	Day 2, p 246, line 21	"Let's move on the timeline" To be amended to "Let's move on <b>in</b> the timeline"		Agreed	Granted
240.	Day 2, p 247, line 5	"the von Pezold moves <b>s</b> on" To be amended to "the von Pezold <b>move</b> on"		Agreed	Granted
241.	Day 2, p 248, line 4	"Constitutional Amendments" To be amended to "Constitutional <b>Amendment</b> "		Agreed	Granted
242.	Day 2, p 251, line 18	" <b>could be</b> complete" To be amended to " <b>is not</b> complete"		Agreed	Granted
243.	Day 2, p 252, line 8	"been done <b>today</b> " To be amended to "been done <b>yesterday</b> "		Agreed	Granted
244.	Day 2, p 253, line 17	" <b>maze</b> " To be amended to "maize"		Agreed	Granted
245.	Day 2, p 256, line 22	"he did <b>an</b> emphasis" To be amended to "he did <b>not</b> emphasis"		Agreed	Granted
246.	Day 2, p 260, line 11	"It seems to remember"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "It seems <b>fit</b> to remember"			
247.	Day 2, p 262, line 7	"Borders <b>Estate</b> Holding" To be amended to " <b>Border Timbers</b> Holding"		Agreed	Granted
248.	Day 2, p 262, line 10	"to go over the <b>officials</b> and the free floats" To be amended to "to go over the <b>thresholds</b> and the free floats"		Agreed	Granted
249.	Day 2, p 268, lines 3 to 4	"a nebulous secret maze of <b>interest about</b> trust" To be amended to "a nebulous secret <b>offshore</b> maze of <b>untraceable</b> trust"		Agreed	Granted
250.	Day 2, p 268, line 18	"44" To be amended to "34"		Agreed	Granted
251.	Day 2, p 270, lines 7 to 9	"I refer to Heinrich <b>joining 0.50</b> percent of the Border Estates <b>for</b> Chingiz Khan Trust or the fact that the Parent Claimants indirectly <b>for</b> " To be amended to "I refer to Heinrich <b>owning 0.23</b> percent of the Border Estates <b>through the</b> Chingiz Khan Trust or the fact that the Parent Claimants indirectly <b>through the</b> "		Agreed	Granted
252.	Day 2 p 270, line 13	"Resitu" To be amended to "Rusitu"		Agreed	Granted
253.	Day 2, p 271, lines 8 to 9	"the whole family was <b>working</b> in one group, one <b>bloc</b> " To be amended to "the whole family was <b>voting</b> in one group, one <b>block</b> "		Agreed	Granted
254.	Day 2, p 272, line 10	"the board, everything, the Trust, the" To be amended to "the board, everything, <b>whether it is</b> the Trust, <b>or</b> the"		Agreed	Granted
255.	Day 2, p 273, line 1	" <b>fair</b> buyout" To be amended to " <b>for a</b> buyout"		Agreed	Granted
256.	Day 2, p 275, line 2	" <b>Like</b> in Zimbabwe" To be amended to " <b>But we're</b> in Zimbabwe"		Agreed	Granted
257.	Day 2, p 275, lines 3 to 6		" <b>I know, I know, it is</b> like a Canada Dry, as you say. 4 You don't have the details about it. You	Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
			5 have the three names, but you <b>don't</b> know what they 6 brought to the Trust, what's the <b>repartition</b> in that.		
258.	Day 2, p 282, line 16	“to be <b>kind of</b> foreign” To be amended to “to be <b>qualified as</b> foreign”		Agreed	Granted
259.	Day 2, p 283, line 16	“for the protection <b>of</b> the deprivation” To be amended to “for the protection <b>from</b> the deprivation”		Agreed	Granted
260.	Day 2, p 284, lines 13 to 14	“prepare its own set of rules <b>from</b> the people” To be amended to “prepare its own set of rules <b>and inform</b> the people”		Agreed	Granted
261.	Day 2, p 286, line 5	“taxation <b>of</b> Mr” To be amended to “taxation <b>as</b> Mr”		Agreed	Granted
262.	Day 2, p 287, line 22	“to go through <b>the</b> ” To be amended to “to go through <b>their</b> ”		Agreed	Granted
263.	Day 2, p 289, line 1	“when you are <b>part</b> of a <b>plan</b> and” To be amended to “when you are <b>pilot</b> of a <b>plane</b> and”		Agreed	Granted
264.	Day 2, p 289, line 12	“ <b>acquisition</b> ” To be amended to “ <b>acquisitions</b> ”		Agreed	Granted
265.	Day 2, p 289, line 22	“Mr. <b>Hang</b> , it is in each BIT” To be amended to “Mr. <b>Hwang</b> , it is <b>clearly stated</b> in each BIT”		Agreed	Granted
266.	Day 2, p 290, line 1	“Swiss one <b>on</b> the German one” To be amended to “Swiss one <b>and</b> the German one”		Agreed	Granted
267.	Day 2, p 291, line 16	“ <b>was it</b> not part of” To be amended to “ <b>it was</b> not part of”		Agreed	Granted
268.	Day 2, p 293, line 13	“ <b>Estate</b> ” To be amended to “ <b>State</b> ”		Agreed	Granted
269.	Day 2, p 295, line 4	“I think when you” To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"I think <b>that</b> when you"			
270.	Day 2, p 295, line 12	" <b>professional</b> " To be amended to " <b>policy</b> "		Agreed	Granted
271.	Day 2, p 295, line 21	"which would <b>reserve</b> or increase" To be amended to "which would <b>result in</b> or increase"		Agreed	Granted
272.	Day 2, p 298, line 19	" <b>recording</b> " To be amended to " <b>requiring</b> "		Agreed	Granted
273.	Day 2, p 299, line 15	" <b>initial</b> arbitration <b>by</b> that time" To be amended to " <b>UNCITRAL</b> arbitration <b>at</b> that time"		Agreed	Granted
274.	Day 2, p 300, line 18		replace "(in French)" by "Delegatus non potest delegare"	Agreed	Granted
275.	Day 2, p 302, line 5	"doesn't have the <b>end</b> and the little (b)" To be amended to "doesn't have the ' <b>and</b> ' and the little (b)"		Agreed	Granted
276.	Day 2, p 303, line 1	"there is the <b>end</b> " To be amended to "there is the <b>and</b> "		Agreed	Granted
277.	Day 2, p 304, line 5	"Again, I" To be amended to "Again, I <b>repeat</b> "		Agreed	Granted
278.	Day 2, p 309, line 8	"with the law <b>and</b> also in" To be amended to "with the law <b>also means</b> in"		Agreed	Granted
279.	Day 2, p 313, line 4	"Bundle <b>33</b> " To be amended to "Bundle <b>633</b> "		Agreed	Granted
280.	Day 2, p 326, line 22		replace "pat" by "patte"	Agreed	Granted
281.	Day 2, p 329, line 22	"The owners of the <b>funds</b> " To be amended to "The owners of the <b>farms</b> "		Agreed	Granted
282.	Day 2, p 330, lines 1 to 2	"should give some <b>debate</b> about the notice and the farm and the district" To be amended to "should give some <b>details</b> about the notice and the farm"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		name and the district"			
283.	Day 2, p 331, line 20	"CLEX-775" To be amended to "C-775"		Agreed	Granted
284.	Day 2, p 332, line 22		replace "spouts" by "bouts"	Agreed	Granted
285.	Day 2, p 341, line 9		replace "aver" by "aveu"	Agreed	Granted
286.	Day 2, p 334, line 15	"legalization characterization" To be amended to "legal characterization"		Agreed	Granted
287.	Day 2, p 344, line 8	"lands reform" To be amended to "land reform"		Agreed	Granted
288.	Day 2, p 346, line 22		replace "and" by "in"	Agreed	Granted
289.	Day 2, p 350, line 3		replace "reading" by "pleading"	Agreed	Granted
290.	Day 2, p 351, line 18		"Claimants' Counter-Memorial" To be amended to "Claimants' (sic.) Respondent's Counter-Memorial"	Agreed	Granted
291.	Day 2, p 353, line 2	"earlier with" To be amended to "earlier with the"		Agreed	Granted
292.	Day 2, p 353, lines 6 to 7	"Claimants look at their situation. They never talked about the whole country, they never talked about" To be amended to "Claimants just look at their situation. They have never talked about the whole country, they have never talked about"		Agreed	Granted
293.	Day 2, p 356, line 14		replace "implementations" by "implications"	Agreed	Granted
294.	Day 2, p 358, line 12		replace "line" by "land"	Agreed	Granted
295.	Day 2, p 358, line 14	"R-16" To be amended to "R-16 (sic.) [RHEX-16]"		Agreed	Granted
296.	Day 2, p 361, line 5		replace "there" by "their"	Agreed	Granted
297.	Day 2, p 362, line 4	"R-18" To be amended to "R-18 (sic.) [RHEX-18]"		Agreed	Granted
298.	Day 2, p 363, line 2		"challenging et" To be amended to	Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
			“challenging <b>the</b> ”		
299.	Day 2, p 364, line 19		replace “(in French)” by “Nana Mouskouri’s song”	Agreed	Granted
300.	Day 2, p 366, line 3	“ <b>was</b> carried out” To be amended to “ <b>were</b> carried out”		Agreed	Granted
301.	Day 2, p 367, line 9		replace “tutelage” by “tools”	Agreed	Granted
302.	Day 2, p 369, line 9		replace “Solomon” by “Solon”	Agreed	Granted
303.	Day 2, p 370, line 7	“the <b>total</b> verse <b>in</b> Argentine” To be amended to “the <b>Total</b> versus Argentine”		Agreed	Granted
304.	Day 2, p 371, line 4		delete “(in French)”	Agreed	Granted
305.	Day 2, p 378, line 15		replace “work” by “walk”	Agreed	Granted
306.	Day 2, p 379, line 11	“And most countries” To be amended to “And <b>in</b> most countries”		Agreed	Granted
307.	Day 2, p 381, line 20		“investor <b>of</b> the defined term I won’t repeat. <b>And</b> ” To be amended to “investor ( <b>the</b> defined term I won’t repeat), <b>and</b> ”	Agreed	Granted
308.	Day 2, p 383, line 5	“think case would <b>be</b> totally different” To be amended to “think <b>this</b> case would <b>have been</b> totally different”		Agreed	Granted
309.	Day 2, p 385, line 11	“R-23” To be amended to “R-23 ( <b>sic.</b> ) [RHEX-23]”		Agreed	Granted
310.	Day 2, p 386, line 6		replace “and recount” by “into account”	Agreed	Granted
311.	Day 2, p 387, line 21		“Respondent <b>there</b> means to hire” To be amended to “[ <b>Respondent (sic.) Claimants</b> ] , <b>their</b> means to hire”	Agreed	Granted
312.	Day 2, p 388, line 1		“where Respondents have” To be amended to “where [ <b>Respondents (sic.) Claimants</b> ] have”	Agreed	Granted
313.	Day 2, p 389, line 6		replace “we’re here” by “we’ve heard”	Agreed	Granted
314.	Day 2, p 402, line 11		replace “destruction” by “disruption”	Agreed	Granted
315.	Day 2, p 403, line 13		replace “compartment” by “comportment”	Agreed	Granted
316.	Day 2, p 411, lines 3 to 4	“Respondent have been made lately”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "Respondent have been made aware very late"			
317.	Day 2, p 414, line 12		delete "upon"	Agreed	Granted
318.	Day 2, p 415, line 2		add "No." before "Then"	Agreed	Granted
<b>ELISABETH VON PEZOLD</b>					
319.	Day 2, p 416, line 6	"Estate, Zimbabwe" To be amended to "Estate, Mvurwi"		Agreed	Granted
320.	Day 2, p 416, line 10	"Forrester Estate, Zimbabwe" To be amended to "Forrester Estate, Mvurwi, Zimbabwe"		Agreed	Granted
321.	Day 2, p 417, line 13		replace "Zimmer" by "Zim"	Agreed	Granted
322.	Day 2, p 420, line 6		replace "throw off" by "make laugh"	Agreed	Granted
323.	Day 2, p 420, line 9	"now working or" To be amended to "now working with or"		Agreed	Granted
324.	Day 2, p 421, line 6		replace "your" by "the"	Agreed	Granted
325.	Day 2, p 423, line 8	"purchase while not part" To be amended to "purchase who are not part"		Agreed	Granted
326.	Day 2, p 423, line 17	"South Africa" To be amended to "Southern Africa"		Agreed	Granted
327.	Day 2, p 424, line 2		delete "Sorry"	Agreed	Granted
328.	Day 2, p 424, lines 8 to 9	"Nowel, Franck and Lodley (phonetic)." To be amended to "Knight, Frank and Rutley."		Agreed	Granted
329.	Day 2, p 424, line 16	"Let me just say I don't remember" To be amended to "That I must say I don't remember"		Agreed	Granted
330.	Day 2, p 424, line 17		replace "approximately" by "clearly"	Agreed	Granted
331.	Day 2, p 426, line 8		replace "assurance" by "insurance"	Agreed	Granted
332.	Day 2, p 427, line 19		replace "pending" by "intended"	Agreed	Granted
333.	Day 2, p 428, line 3		replace "Given" by "Even"	Agreed	Granted
334.	Day 2, p 428, line 4	"purchase of the State?"		Agreed	Granted



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "purchase of the Estate?"			
335.	Day 2, p 428, line 16		add "do" before "you"	Agreed	Granted
336.	Day 2, p 429, line 16		delete "too"	Agreed	Granted
337.	Day 2, p 430, line 6	"I differed with him." To be amended to "I telephoned with him."		Agreed	Granted
338.	Day 2, p 430, line 17		replace "at" by "to"	Agreed	Granted
339.	Day 2, p 433, line 21		replace "I" by "you"	Agreed	Granted
340.	Day 2, p 435, line 15	"or in your behalf" To be amended to "or on your behalf"		Agreed	Granted
341.	Day 2, p 435, line 20		replace "the" by "that"	Agreed	Granted
342.	Day 2, p 436, line 20	"that authority your husband" To be amended to "that authority to your husband"		Agreed	Granted
343.	Day 2, p 437, line 6	"Miski (phonetic) and my son" To be amended to "mostly my son"		Agreed	Granted
344.	Day 2, p 437, line 13	"I may be useful" To be amended to "It may be useful"		Agreed	Granted
345.	Day 2, p 439, line 4		replace "other" by "the"	Agreed	Granted
346.	Day 2, p 439, lines 12 to 13	"That I can confirm where it would have come from." To be amended to "That I can confirm. Where else would it have come from?"		Agreed	Granted
347.	Day 2, p 444, line 9	"As I remember," To be amended to "Sarimba,"		Agreed	Granted
348.	Day 2, p 446, line 11		delete second occurrence of "just"	Agreed	Granted
349.	Day 2, p 446, line 22	"that as the Claimant" To be amended to "that as a Claimant"		Agreed	Granted
350.	Day 2, p 448, line 21	“,were interested in.” To be amended to “, we were interested in.”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
351.	Day 2, p 449, line 19		add "going" between "business" and "for"	Agreed	Granted
352.	Day 2, p 451, line 17	"Not <b>as I said</b> , no." To be amended to "Not <b>at that stage</b> , no."		Agreed	Granted
353.	Day 2, p 453, line 1		add "of" between "kind" and "marital"	Agreed	Granted
354.	Day 2, p 453, line 13		replace "tranche" by "trunk"	Agreed	Granted
355.	Day 2, p 455, line 13	" <b>Were you aware</b> in 1992?" To be amended to " <b>We are</b> in 1992?"		Agreed	Granted
356.	Day 2, p 457, line 3		add "of" between "aware" and "that"	Agreed	Granted
357.	Day 2, p 457, line 20	"qualify this document as a <b>loan</b> per this BIT" To be amended to "qualify this document as a <b>law</b> per this BIT"		Agreed	Granted
358.	Day 2, p 458, line 18; and p 459, line 3	"1998" To be amended to "1988"		Agreed	Granted
359.	Day 2, p 462, line 22		invert "will" and "you" in the sentence	Agreed	Granted
360.	Day 2, p 463, line 19	" <b>Estate</b> " To be amended to " <b>Estates</b> "		Agreed	Granted
361.	Day 2, p 467, line 22		replace "discretion" by "discussion"	Agreed	Granted
362.	Day 2, p 468, line 8	"for valuation <b>proposals</b> " To be amended to "for valuation <b>purposes</b> "		Agreed	Granted
363.	Day 2, p 470, line 10	"were <b>in</b> your own land" To be amended to "were <b>on</b> your own land"		Agreed	Granted
364.	Day 2, p 470, line 13	"accept as a fact in 2005" To be amended to "accept as a fact <b>that</b> in 2005"		Agreed	Granted
365.	Day 2, p 472, line 7		add "the name" before "David"	Agreed	Granted
366.	Day 2, p 473, line 20	"not <b>necessary</b> for" To be amended to "not <b>necessarily</b> for"		Agreed	Granted
367.	Day 2, p 474, lines 2 to 3		last part should read "I'm not sure I identify it".	Agreed	Granted

HEINRICH VON PEZOLD

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
368.	Day 2, p 475, line 22	“Party has <b>been</b> deemed them to be relevant to the <b>old</b> hearing” To be amended to “Party has deemed them to be relevant to the <b>oral</b> hearing”		Agreed	Granted
369.	Day 2, p 481, lines 6 to 7		“now Tab 4 in Volume 51” To be amended to “now [ <del>Tab 4</del> <b>(sic.) Tab 31</b> ] in [ <del>Volume 51</del> <b>(sic.) Volume 4</b> ]”	Agreed	Granted
370.	Day 2, p 481, line 7	“It’s a fairly recent document, that you” To be amended to “It’s a fairly recent document, --that you”		Agreed	Granted
371.	Day 2, p 482, line 20	“You recall statement and the discussion?” To be amended to “You recall <b>that</b> statement and the discussion?”		Agreed	Granted
372.	Day 2, p 482, line 21	“Yes, I recall statement.” To be amended to “Yes, I recall <b>that</b> statement.”		Agreed	Granted
373.	Day 2, p 484, line 6	“there were changes in the binding nature of them otherwise” To be amended to “there were changes in the binding nature of them <b>or</b> otherwise”		Agreed	Granted
374.	Day 2, p 485, line 5	“to <b>earn</b> less than 5 percent” To be amended to “to <b>own</b> less than 5 percent”		Agreed	Granted
375.	Day 2, p 485, lines 6 to 7		replace “(in French)” by “(petits porteurs)”	Agreed	Granted
376.	Day 2, p 485, line 15	“set out <b>on</b> this binder” To be amended to “set out <b>in</b> this binder”		Agreed	Granted
377.	Day 2, p 486, line 10	“Timbers-- of Shares resulted in Border Timbers being” To be amended to “Timbers-- <b>that acquisition</b> of Shares resulted in Border Timbers being”		Agreed	Granted
378.	Day 2, p 487, line 1	“in the free float <b>for</b> the 2006 transaction.” To be amended to “in the free float <b>through</b> the 2006 transaction.”		Agreed	Granted
379.	Day 2, p 487, line 1		replace “2006” by “2003”	Agreed: “ <del>[2006</del> <b>(sic.) 2003]</b> ”	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
380.	Day 2, p 487, line 7	“controlling stake <b>for</b> negative” To be amended to “controlling stake <b>through</b> negative”		Agreed	Granted
381.	Day 2, p 487, line 12	“Again, as far <b>as</b> --and I'm not an Expert” To be amended to “Again, as far --and I'm not an Expert”		Agreed	Granted
382.	Day 2, p 487, line 16	“direct shareholding <b>for</b> the 2003 transaction.” To be amended to “direct shareholding <b>through</b> the 2003 transaction.”		Agreed	Granted
383.	Day 2, p 487, line 19	“a problem <b>in</b> the sidewalk.” To be amended to “a problem <b>on</b> the sidewalk.”		Agreed	Granted
384.	Day 2, p 488, line 1	“I'm just asking, you, the von Pezold family” To be amended to “I'm just asking <b>that</b> you, the von Pezold family”		Agreed	Granted
385.	Day 2, p 488, line 5	“think--just <b>in a</b> --you own 20.” To be amended to “think--just <b>you know</b> --you own 20.”		Agreed	Granted
386.	Day 2, p 493, lines 13 to 14	“ <b>to meet a</b> specific requirement to report it” To be amended to “ <b>if I was aware of the</b> specific requirement to report it”		Agreed	Granted
387.	Day 2, p 497, line 14	“Bundles numbered <b>d</b> ” To be amended to “Bundles <b>number</b> ”		Agreed	Granted
388.	Day 2, p 499, line 15	“That Paragraph <b>420</b> reads” To be amended to “That Paragraph <b>4.20</b> reads”		Agreed	Granted
389.	Day 2, p 500, line 1	“long before <b>the</b> time Border Timbers listed in” To be amended to “long before <b>my</b> time, <b>I think</b> Border Timbers listed in”		Agreed	Granted
390.	Day 2, p 500, line 5		replace “for” by “form”	Agreed	Granted
391.	Day 2, p 500, line 13	“how to build <b>diminimum (phonetic)</b> ” To be amended to “how to build <b>the minimum</b> ”		Agreed	Granted
392.	Day 2, p 500, lines 16 to 17		“while you have a <b>value has</b> long-term issue about building this” To be amended to	Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
			"while you have a long-term issue about building this" 06:11:00		
393.	Day 2, p 502, line 9		replace "that" by "at"	Agreed	Granted
394.	Day 2, p 503, line 10	"The ones down the bottom acquisitions pre-von Pezold." To be amended to "The ones down the bottom <b>are</b> acquisitions pre-von Pezold."		Agreed	Granted
395.	Day 2, p 504, line 7		replace "map" by "math"	Agreed	Granted
396.	Day 2, p 505, line 2	"to various Family Members in the case of the" To be amended to "to various Family Members <b>as</b> in the case of the"		Agreed	Granted
397.	Day 2, p 505, line 7	"I did not--I cannot <b>represent it as</b> the family" To be amended to "I did not-- <b>Kenneth</b> represented the family"		Agreed	Granted
398.	Day 2, p 505, line 13	"As I said, the family structure" To be amended to "As I said, the <b>Schofield</b> family structure"		Agreed	Granted
399.	Day 2, p 505, line 18		replace "in" by "I"	Agreed	Granted
400.	Day 2, p 506, line 2	"The loan documents are in the record" To be amended to " <b>I think</b> the loan documents are in the record"		Agreed	Granted
401.	Day 2, p 506, lines 6 and 12	" <b>bonne famille</b> " To be amended to " <b>belle-famille</b> "		Agreed	Granted
402.	Day 2, p 509, line 7	" <b>additional</b> copy" To be amended to " <b>digital</b> copy"		Agreed	Granted
403.	Day 2, p 509, line 14	" <b>everyone since</b> Share Certificate" To be amended to " <b>every single</b> Share Certificate"		Agreed	Granted
404.	Day 2, p 511, line 12	"those people are individually." To be amended to "those people are individually. <b>MS</b> ?"		Agreed	Granted
405.	Day 2, p 511, line 20	"it's <b>involved</b> in the first paragraph" To be amended to "it's <b>in bold</b> in the paragraph"		Agreed	Granted
406.	Day 2, p 513, line 15	"It's not Heinrich."		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "Sorry, just to remind you it's not Heinrich."			
407.	Day 2, p 515, line 10	"you lawyer structured" To be amended to "your lawyer structured"		Agreed	Granted
408.	Day 2, p 515, line 15	"counsel then for the Witness" To be amended to "counsel than for the Witness"		Agreed	Granted
409.	Day 2, p 517, line 3	"It was a lot" To be amended to "No, it was a lot"		Agreed	Granted
410.	Day 2, p 518, line 20	"I would have had funds into" To be amended to "I would have had funds into--in"		Agreed	Granted
411.	Day 2, p 518, line 22	"if you think, sir, that I had" To be amended to "if you think, so, that I had"		Agreed	Granted
412.	Day 2, p 519, line 4	"would have been--yeah, that would have been both." To be amended to "would have been--yeah, there would have been both."		Agreed	Granted
413.	Day 2, p 519, line 14	"that money, that would have been based. That's why" To be amended to "that money. It would have been based--That is why"		Agreed	Granted
414.	Day 2, p 519, lines 17 to 18	"would have been based on assets in Zimbabwe that were my mother's but it didn't come" To be amended to "would have been based on our assets in Zimbabwe that were my mother's but they didn't come"		Agreed	Granted
415.	Day 2, p 520, line 14	"residence from 1997" To be amended to "residence in 1997"		Agreed	Granted
416.	Day 2, p 521, line 3	"bonne famille" To be amended to "belle-famille"		Agreed	Granted
417.	Day 2, p 521, lines 10 to 11		"As the reason why I'm not quite sure if the money was drawn in my own right because it would" To be amended to "As the reason I'm not quite sure if the money was"	Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
			drawn in my own right <b>or not is</b> because it would"		
418.	Day 2, p 522, lines 4 to 5	"Limited, <b>am</b> I to assume" To be amended to "Limited. <b>Am</b> I to assume"		Agreed	Granted
419.	Day 2, p 522, line 20	"and here your family Claimants" To be amended to "and here your family--Claimants"		Agreed	Granted
420.	Day 2, p 522, line 22	"assume <b>here</b> exhibits" To be amended to "assume <b>your</b> exhibits"		Agreed	Granted
421.	Day 2, p 523, line 19	"This was not part of the corporate" To be amended to "This was <b>a loan</b> not part of the corporate"		Agreed	Granted
422.	Day 2, p 526, line 7	"from <b>there.</b> " To be amended to "from."		Agreed	Granted
423.	Day 2, p 527, line 7	"certainly satisfied myself, <b>but I understand</b> all" To be amended to "certainly satisfied myself <b>that</b> all"		Agreed	Granted
424.	Day 2, p 528, line 13	"MR. <b>KIMBROUGH</b> " To be amended to "MR. <b>MOREAU</b> "		Agreed	Granted
425.	Day 2, p 528, line 14	" <b>Enforced</b> 1993?" To be amended to " <b>In force</b> 1993? <b>Yeah ok.</b> "		Agreed	Granted
426.	Day 2, p 530, line 8	"We have worked <b>at</b> the Zimbabwean" To be amended to "We have worked <b>with</b> the Zimbabwean"		Agreed	Granted
427.	Day 2, p 530, line 14	" <b>evolved</b> " To be amended to " <b>involved</b> "		Agreed	Granted
428.	Day 2, p 532, line 15	"government <b>lever had</b> " To be amended to "government <b>letterhead</b> "		Agreed	Granted
429.	Day 2, p 533, line 17	"I <b>asked</b> " To be amended to "I <b>ask</b> "		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
430.	Day 2, p 534, line 7	“50 percent ownership of Makandi” To be amended to “50 percent ownership interest in Makandi”		Agreed	Granted
431.	Day 2, p 535, line 20	“Respondents” To be amended to “Respondent”		Agreed	Granted
432.	Day 2, p 535, line 22	“Respondent earlier” To be amended to “Respondent early on”		Agreed	Granted
433.	Day 2, p 536, line 3	“my people received people” To be amended to “my parents received people”		Agreed	Granted
434.	Day 2, p 536, lines 19 to 20	“Export Promotions and--Agency because even though the Export Promotions and License” To be amended to “Export Promotions Zone Agency because even though the Export Promotions Zone License”		Agreed	Granted
435.	Day 2, p 537, lines 9 to 10	“went over, tried and collect it from the Ministry--I was part of the team collecting from the Ministry” To be amended to “went--which I collected from the Ministry--I was part of the team collecting from the Minister”		Agreed	Granted
436.	Day 2, p 537, line 16	“Export Promotions own business” To be amended to “Export Promotions Zone business”		Agreed	Granted
437.	Day 2, p 538, lines 4, 7 and 9	“422” To be amended to “4.22”		Agreed	Granted
438.	Day 2, p 538, line 9	“425(b)” To be amended to “4.25(b)”		Agreed	Granted
439.	Day 2, p 540, line 18	“1997” To be amended to “1977”		Agreed	Granted
440.	Day 2, p 542, line 13	“I will attempt to find it.” To be amended to “I will attempt to read it.”		Agreed	Granted



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
441.	Day 2, p 543, line 16	“Stock Exchange <b>have been</b> analyzed for free-float below the free-float rule.” To be amended to “Stock Exchange <b>when</b> analyzed for free-float <b>are</b> below the free-float rule.”		Agreed	Granted
442.	Day 2, p 548, line 18	“force <b>is</b> nothing about the companies that are being listed” To be amended to “force <b>there was</b> nothing about the companies that are being listed”		Agreed	Granted
443.	Day 2, p 550, line 3	“the <b>rulings</b> not floating in outer space” To be amended to “the <b>rules</b> not floating in outer space”		Agreed	Granted
444.	Day 2, p 552, line 12	“ <b>DMH</b> law firm” To be amended to “ <b>ADH</b> law firm”		Agreed	Granted
445.	Day 2, p 552, line 17	“with <b>19</b> --well” To be amended to “with <b>90</b> --well”		Agreed	Granted
446.	Day 2, p 552, line 22	“as I said, some time ago. <b>It</b> refers” To be amended to “as I said, some time ago, <b>it</b> refers”		Agreed	Granted
447.	Day 2, p 555, line 2	“on behalf of <b>the</b> Radar Holdings. I <b>not</b> just” To be amended to “on behalf of Radar Holdings. I just”		Agreed	Granted
448.	Day 2, p 555, line 6	“ <b>I'm not sure</b> ” To be amended to “ <b>, not for</b> ”		Agreed	Granted
449.	Day 2, p 557, line 11	“margin <b>or</b> first” To be amended to “margin first”		Agreed	Granted
450.	Day 2, p 558, line 13	“ <b>delisting</b> is an” To be amended to “ <b>the listing</b> is an”		Agreed	Granted
451.	Day 2, p 563, line 14	“the document <b>is</b> C-759, which” To be amended to “the document C-759, which”		Agreed	Granted
452.	Day 2, p 563, line 22 to p 564, line 1	"reasonable prices from third-party suppliers["]?" To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		“reasonable prices[?] from third-party suppliers?”			
453.	Day 2, p 564, lines 20 to 21	“that the second <b>falling</b> price given at \$250,000, then <b>overage</b> 450,000” To be amended to “that the second <b>thinning</b> price given at \$250,000, then <b>over-aged</b> 450,000”		Agreed	Granted
454.	Day 2, p 566, line 7	“ <b>second damage</b> compartments” To be amended to “ <b>cyclone damaged</b> compartments”		Agreed	Granted
455.	Day 2, p 566, lines 7 and 10	“ <b>fittings</b> ” To be amended to “ <b>thinnings</b> ”		Agreed	Granted
456.	Day 2, p 566, line 8	“selected overage <b>stand</b> ” To be amended to “selected overage <b>stands</b> ”		Agreed	Granted
457.	Day 2, p 567, line 4	“to then managing <b>our</b> director” To be amended to “to <b>our</b> then managing director”		Agreed	Granted
458.	Day 2, p 569, line 4	“your <b>reference as</b> to hyperinflation” To be amended to “your <b>references</b> to hyperinflation”		Agreed	Granted
459.	Day 2, p 569, line 9	“ <b>10 February</b> 2005.” To be amended to “2005.”		Agreed	Granted
460.	Day 2, p 572, line 18	“price <b>of</b> February” To be amended to “price <b>for</b> February”		Agreed	Granted
461.	Day 2, p 572, line 19	“accepted it because <b>it</b> we felt” To be amended to “accepted it because we felt”		Agreed	Granted
462.	Day 2, p 573, lines 17 to 18	“export market price <b>of</b> June <b>of</b> 2005?” To be amended to “export market price <b>in</b> June 2005?”		Agreed	Granted
463.	Day 2, p 574, line 9		replace “every” by “ever”	Agreed	Granted
464.	Day 2, p 574, lines 17 to 18	“your family, <b>and</b> specifically <b>not</b> you in person.” To be amended to “your family, <b>not</b> specifically you in person.”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
465.	Day 2, p 578, line 14	“Would this <b>be</b> filed with the ZSE?” To be amended to “Would this <b>have been</b> filed with the ZSE?”		Agreed	Granted
466.	Day 2, p 578, line 22	“ <b>put on</b> about” To be amended to “ <b>own</b> about”		Agreed	Granted
467.	Day 2, p 579, line 19	“it's not <b>on</b> the Bundle.” To be amended to “it's not <b>in</b> the Bundle.”		Agreed	Granted
468.	Day 2, p 582, line 14	“which he <b>so</b> closely linked to” To be amended to “which he <b>saw</b> closely linked to”		Agreed	Granted
469.	Day 2, p 583, line 10		replace “shift” by “ship”	Agreed	Granted
470.	Day 2, p 586, line 1	“ <b>mortitated (phonetic)</b> rates” To be amended to “ <b>more advantageous</b> rates”		Agreed	Granted
471.	Day 2, p 586, line 2	“acquired these <b>bloc</b> funds” To be amended to “acquired these <b>blocked</b> funds”		Agreed	Granted
472.	Day 2, p 586, lines 19 to 22; and p 587, lines 6 to 7	“an “ <b>offer as</b> dealer.”” To be amended to “an “ <b>authorised</b> dealer.””		Agreed	Granted
473.	Day 2, p 588, line 6	“it was <b>in</b> approval” To be amended to “it was <b>an</b> approval”		Agreed	Granted
474.	Day 2, p 588, line 19	“Again, long time ago” To be amended to “Again, <b>a</b> long time ago”		Agreed	Granted
475.	Day 2, p 589, line 15	“It is later period of time” To be amended to “It is <b>a</b> later period of time”		Agreed	Granted
476.	Day 2, p 590, line 6	“ <b>Brahmas</b> ” To be amended to “ <b>Borans</b> ”		Agreed	Granted
477.	Day 2, p 590, line 17	“Chiweshe Communal next to” To be amended to “Chiweshe Communal <b>land</b> next to”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
478.	Day 2, p 590, line 19	“and we built that in the throughout the 1990s.” To be amended to “and we built that in the--throughout the 1990s.”		Agreed	Granted
479.	Day 2, p 591, line 15	“ <del>the</del> Zimbabwe” To be amended to “Zimbabwe”		Agreed	Granted
480.	Day 2, p 592, line 7	“there was kind of approve Application” To be amended to “there was kind of approve--Application”		Agreed	Granted
481.	Day 2, p 593, line 14	“my <del>recommendation</del> of” To be amended to “my <del>recognition</del> of”		Agreed	Granted
482.	Day 2, p 594, line 1	“ <del>PZE</del> ” To be amended to “ <del>EPZ</del> ”		Agreed	Granted
483.	Day 2, p 595, line 14	“I <del>suspect</del> we will” To be amended to “I <del>anticipate</del> we will”		Agreed	Granted
484.	Day 2, p 596, line 2	“that you referred to” To be amended to “that you <del>were</del> referred to”		Agreed	Granted
485.	Day 2, p 596, line 13	“of standing timber.” To be amended to “of standing timber <del>from Allied Timbers.</del> ”		Agreed	Granted
486.	Day 2, p 596, line 15	“And in <del>that</del> purchase of standing timber” To be amended to “And in <del>a</del> purchase of standing timber”		Agreed	Granted
487.	Day 2, p 596, line 17	“harvesting <del>or</del> transport” To be amended to “harvesting <del>and</del> transport”		Agreed	Granted
488.	Day 2, p 596, line 19	“buyers.” To be amended to “ <del>buyer.</del> ”		Agreed	Granted
489.	Day 2, p 597, line 2	“cyclone <del>damage</del> and remnant clusters” To be amended to “cyclone damaged <del>compartments</del> and remnant clusters”		Agreed	Granted
490.	Day 2, p 597, lines 11	“Tarca was far more expansive per cubic <del>matter</del> ”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
	and 12	To be amended to "Tarka was far more expensive per cubic meter"			
491.	Day 2, p 597, line 16	"of harvesting Tarca" To be amended to "of harvesting at Tarka"		Agreed	Granted
492.	Day 2, p 597, line 20	"harvest the number of trees." To be amended to "harvest per hectare--the number of trees you harvest per hectare."		Agreed	Granted
493.	Day 2, p 597, line 22	"Equally, if you go to a damaged stand" To be amended to "Equally, if you go to--in a damaged stand"		Agreed	Granted
494.	Day 2, p 598, line 9	"for under the Contract" To be amended to "for--under the Contract"		Agreed	Granted
495.	Day 2, p 598, line 13	"At the time that this contract" To be amended to "At the time this contract"		Agreed	Granted
496.	Day 2, p 599, lines 1 to 2	"there was an Unofficial Rate for people who would transact dollars. So, there was no clear-cut—three" To be amended to "there was an Unofficial Rate where people who would transact dollars. So, there was no clear-cut—there was"		Agreed	Granted
497.	Day 2, p 599, line 11	"says in 10 February 2005" To be amended to "says 10 February 2005"		Agreed	Granted
498.	Day 2, p 600, line 1	"numbers, so the numbers I feel comfortable with them" To be amended to "numbers, so even though the count--I feel comfortable with them"		Agreed	Granted
499.	Day 2, p 602, line 2	"if you want testimony on" To be amended to "if you want to test him on"		Agreed	Granted
<b>DAY THREE</b>					
500.	Table of Contents, p 610	"Ms. June Booth" to be removed from list.		Agreed	Granted
501.	Day 3, p 616, line 1	"we're drawing hypotheticals because there's two" To be amended to "we're drawing hypotheticals is it because there's two"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
502.	Day 3, p 618, line 13	"I invite you" To be amended to "I invite you <b>also</b> "		Agreed	Granted
<b>GIDEON THERON</b>					
503.	Day 3, p 621, line 10		replace "do" by "to"	Agreed	Granted
504.	Day 3, p 621, line 19	"At that it was correct." To be amended to "At that <b>time</b> it was correct."		Agreed	Granted
505.	Day 3, p 622, line 15	" <b>and how</b> --farming on their own land" To be amended to " <b>are now</b> farming on their own land"		Agreed	Granted
506.	Day 3, p 622, line 20	"And <b>they're</b> farming on" To be amended to "And <b>are they</b> farming on"		Agreed	Granted
507.	Day 3, p 627, line 7		delete "SNUK (phonetic)"	Agreed	Granted
508.	Day 3, p 628, line 10	"scheme called <b>SPIF (phonetic)</b> " To be amended to "scheme called <b>ASPEF</b> "		Agreed	Granted
509.	Day 3, p 629, line 16	"And it was just internal <b>staff</b> " To be amended to "And it was just internal <b>stuff</b> "		Agreed	Granted
510.	Day 3, p 632, line 2	"I started off as <b>change</b> of the" To be amended to "I started off as <b>chairman</b> of the"		Agreed	Granted
511.	Day 3, p 632, line 17	" <b>we're not saying</b> membership" To be amended to " <b>when I say</b> membership"		Agreed	Granted
512.	Day 3, p 632, line 20	" <b>Well, there,</b> there" To be amended to " <b>Although there,</b> there"		Agreed	Granted
513.	Day 3, p 634, line 10	"reconciliatory <b>turn</b> " To be amended to "reconciliatory <b>tone</b> "		Agreed	Granted
514.	Day 3, p 634, line 20	"but had low economic power" To be amended to "but had <b>very</b> low economic power"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
515.	Day 3, p 635, line 17	“in a <b>community</b> area” To be amended to “in a <b>communal</b> area”		Agreed	Granted
516.	Day 3, p 644, line 16	“ <b>I</b> had a” To be amended to “ <b>It</b> had a”		Agreed	Granted
517.	Day 3, p 646, line 1	“Respondents” To be amended to “ <b>Respondent</b> ”		Agreed	Granted
<b>RÜDIGER VON PEZOLD</b>					
518.	Day 3, p 665, line 14	“and <b>a</b> surgeon told us” To be amended to “and <b>our</b> surgeon told us”		Agreed	Granted
519.	Day 3, p 665, line 16	“That would not be anywhere” To be amended to “That would not be <b>Italy or</b> anywhere”		Agreed	Granted
520.	Day 3, p 665, line 22	“The trip was an” To be amended to “ <b>No</b> , the trip was an”		Agreed	Granted
521.	Day 3, p 666, line 18	“Soviet Union <b>to</b> 1956” To be amended to “Soviet Union <b>until</b> 1956”		Agreed	Granted
522.	Day 3, p 672, line 6	“ <b>[ ]</b> So we went” To be amended to “So we went”		Agreed	Granted
523.	Day 3, p 672, line 15	“the <b>Arab</b> lands” To be amended to “the <b>arable</b> lands”		Agreed	Granted
524.	Day 3, p 675, line 18	“the Vendor <b>person</b> himself” To be amended to “the Vendor <b>in Britain</b> himself”		Agreed	Granted
525.	Day 3, p 676, lines 18 to 19		Please correct spelling of “Tabard” and “Argyle” (current spelling not found on Google as Bank of Scotland branches)	<b>Tarbert, Argyll</b>	Granted
526.	Day 3, p 678, line 15	“I know, or any-- <b>Reserve Bank approval</b> ” To be amended to “I know, or any-- <b>Zimbabwean approvals</b> ”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
527.	Day 3, p 679, lines 18 to 20	“And besides, <b>it</b> even didn't get any detailed information on legal matters because, therefore, we had <b>a</b> counsel, Mr. David Lewis, <b>and</b> a big law firm who” to be amended to “And besides, <b>I</b> even didn't get any detailed information on legal matters because, therefore, we had <b>our</b> counsel, Mr. David Lewis, <b>in</b> a big law firm who”		Agreed	Granted
528.	Day 3, p 684, line 3	“So <b>the fact</b> that we” To be amended to “So <b>de facto</b> that we”		Agreed	Granted
529.	Day 3, p 685, line 6	“board with local directors.” To be amended to “board with <b>three</b> local directors.”		Agreed	Granted
530.	Day 3, p 687, line 5	“I know that <b>it required</b> this is” To be amended to “I know that <b>I acquired</b> this is”		Agreed	Granted
531.	Day 3, p 693, line 20		“ <b>Tanks Limited Zimbabwe</b> ” To be amended to “ <b>Tanganyika Limited Zimbabwe in</b> ”	Agreed	Granted
532.	Day 3, p 695, line 12	“period between 1992 <b>and</b> ” To be amended to “period between 1992”		Agreed	Granted
533.	Day 3, p 695, line 18	“made <b>operation</b> difficult” To be amended to “made <b>co-operation</b> difficult”		Agreed	Granted
534.	Day 3, p 696, line 9	“And, therefore, when it” To be amended to “And, therefore, when it <b>had</b> ”		Agreed	Granted
535.	Day 3, p 696, line 15	“in the company” To be amended to “in the <b>whole</b> company”		Agreed	Granted
536.	Day 3, p 698, line 1	“ <b>that that was won</b> the reasons” To be amended to “ <b>as if that was one of</b> the reasons”		Agreed	Granted
537.	Day 3, p 700, line 14	“Yes, <b>sir.</b> ” To be amended to “Yes.”		Agreed	Granted



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
538.	Day 3, p 700, line 19	“said that you <b>meant</b> various officials” To be amended to “said that you <b>met</b> various officials”		Agreed	Granted
539.	Day 3, p 702, line 12	“they call <b>it</b> GTZ” To be amended to “they call <b>themselves</b> GTZ”		Agreed	Granted
540.	Day 3, p 704, lines 2 to 3	“ <b>Norman Lortrum</b> (phonetic)” To be amended to “ <b>Norwin Leutrum</b> ”		Agreed	Granted
541.	Day 3, p 705, line 12	“I'm available <b>as</b> any wish” To be amended to “I'm available <b>if there is</b> any wish”		Agreed	Granted
<b>KENNETH SCHOFIELD</b>					
542.	Day 3, p 708, lines 7 and 8	“ <b>She</b> ” To be amended to “ <b>He</b> ”		Agreed	Granted
543.	Day 3, p 708, line 8		“THE WITNESS” To be amended to “PRESIDENT FORTIER”	Agreed	Granted
544.	Day 3, p 711, line 13	“ <b>I can't remember.</b> ” To be amended to “ <b>I met him on that day.</b> ”		Agreed	Granted
545.	Day 3, p 712, line 3	“endearment <b>or</b> ” To be amended to “endearment <b>for</b> ”		Agreed	Granted
546.	Day 3, p 712, line 21	“why did you <b>discussed</b> ” To be amended to “why did you <b>discuss</b> ”		Agreed	Granted
547.	Day 3, p 715, line 18		“Can you please <b>concise</b> the concept of” To be amended to “Can you please [ <b>precise-(sic.) specify</b> ] the concept of”	Agreed	Granted
548.	Day 3, p 716, line 19	“--I <b>would</b> ” To be amended to “--I <b>will</b> ”		Agreed	Granted
549.	Day 3, p 717, line 7	“ <b>Right</b> ” To be amended to “ <b>Correct</b> ”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
550.	Day 3, p 721, line 15	“was their election” To be amended to “was <b>at</b> their election”		Agreed	Granted
551.	Day 3, p 722, lines 17 to 18	“the companies that <b>is</b> make up the Makandi Estate are <b>raising</b> going concerns” To be amended to “the companies that make up the Makandi Estate are <b>running as</b> going concerns”		Agreed	Granted
552.	Day 3, p 724, lines 9 and 10	“Professor <b>Mare</b> , Minister <b>Mare</b> ” To be amended to “Professor <b>Made</b> , Minister <b>Made</b> ”		Agreed	Granted
553.	Day 3, p 726, line 2		“the Estates” to be amended to “that Estate”	Agreed	Granted
554.	Day 3, p 728, line 6	“that particular <b>statement--</b> ” To be amended to “that particular <b>Estate, Sawerombi--</b> ”		Agreed	Granted
555.	Day 3, p 728, line 17	“ <b>re-issues</b> the Directors of Border Timbers that forestry land was not to be settled.” To be amended to “ <b>reassures</b> the Directors of Border Timbers that forestry land was not to be settled.”		Agreed	Granted
556.	Day 3, p 728, line 20	Text missing [at 02:34:35 mp3 file] Q: “ <b>Do you think that the Minister for Land Reform is also competent with foreign affairs? Oh, sorry --</b> ”		Agreed	Granted
557.	Day 3, p 728, line 21	“has the same as the Minister of” To be amended to “has the same <b>capacities</b> as the Minister of”		Agreed	Granted
558.	Day 3, p 732, line 9	“context of <b>as</b> an Anglo-American presentation.” To be amended to “context of an Anglo-American presentation.”		Agreed	Granted
559.	Day 3, p 733, line 5	“for the <b>other side</b> ” To be amended to “for the <b>oversight</b> ”		Agreed	Granted
560.	Day 3, p 733, lines 11 to 12	“because they had <b>profiled</b> ” To be amended to “because they had <b>high profile</b> ”		Agreed	Granted
561.	Day 3, p 733, line 16	“Heinrich is not a <b>retired</b> wallflower” To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"Heinrich is not a shy retiring wallflower"			
562.	Day 3, p 734, line 7	"Which meaning he does" To be amended to "Which means he does"		Agreed	Granted
563.	Day 3, p 735, line 18	"as I think was talked" To be amended to "as I think we have talked"		Agreed	Granted
564.	Day 3, p 738, line 4	"So, it's states for" To be amended to "So, it states for"		Agreed	Granted
565.	Day 3, p 739, line 7	"refinanced operations" To be amended to "refinanced banana operations"		Agreed	Granted
566.	Day 3, p 739, line 22	"in inflationary economies" To be amended to "in hyper-inflationary economies"		Agreed	Granted
567.	Day 3, p 740, line 5	"reporting financials for agriculture" To be amended to "reporting financials with agriculture"		Agreed	Granted
568.	Day 3, p 741, line 2	"you are knowledgeable of" To be amended to "you're knowledgeable of"		Agreed	Granted
569.	Day 3, p 742, line 4	"And you chose not to apply IAS 41?" To be amended to "And as a consequence you chose not to apply IAS 41?"		Agreed	Granted
570.	Day 3, p 742, line 17 to p 743, line 1	"IAS 41 agriculture ... IAS 41 requirements." To be amended to " "IAS 41 agriculture ... IAS 41 requirements." "		Agreed	Granted
571.	Day 3, p 742, line 20	"the profit-and-loss accounts, once the" To be amended to "the profit-and-loss account. Whilst the"		Agreed	Granted
572.	Day 3, p 742, line 21	"the corresponding has" To be amended to "the corresponding uplift has"		Agreed	Granted
573.	Day 3, p 742, line 22	"credited to the reserve" To be amended to "credited to revaluation reserve"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
574.	Day 3, p 743, line 15	“And <b>that</b> change” To be amended to “And <b>those</b> change”		Agreed	Granted
575.	Day 3, p 743, lines 19 to 20	“But <b>you had</b> been able to achieve Fair Value <b>at</b> that time of the plantations?” To be amended to “But <b>you've</b> been able to achieve Fair Value <b>by</b> that time, of the plantations?”		Agreed	Granted
576.	Day 3, p 744, line 4	“If you could just <b>directs</b> ” To be amended to “If you could just <b>direct</b> ”		Agreed	Granted
577.	Day 3, p 744, line 7	“Your <b>information</b> ” To be amended to “Your <b>affirmation</b> ”		Agreed	Granted
578.	Day 3, p 744, line 21	“Standard 41 (agriculture.” ” To be amended to “Standard 41 (agriculture)”. ”		Agreed	Granted
579.	Day 3, p 745, lines 9 to 14	“written that, as indicated ... not <b>to</b> the income statement.” To be amended to “written that, “as indicated ... not the income statement”.”		Agreed	Granted
580.	Day 3, p 746, line 19	“And what do they” To be amended to “And <b>then</b> what do they”		Agreed	Granted
581.	Day 3, p 753, lines 2 to 3	“and with <b>that</b> we would” To be amended to “and with <b>your consent</b> we would”		Agreed	Granted
582.	Day 3, p 753, line 19	“If I can bring <b>up</b> back” To be amended to “If I can bring <b>you</b> back”		Agreed	Granted
583.	Day 3, p 754, line 8	“will also consider <b>can</b> de-listing of farms?” To be amended to “will also consider <b>the</b> de-listing of farms?”		Agreed	Granted
584.	Day 3, p 754, line 16	“Land Committees” To be amended to “Land <b>Identification</b> Committees”		Agreed	Granted
585.	Day 3, p 755, line 9	“ <b>Dr.</b> Moreau” To be amended to “ <b>Mr.</b> Moreau”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
586.	Day 3, p 755, line 13	“If anyone, in your answer” To be amended to “Depending on your answer”		Agreed	Granted
587.	Day 3, p 758, lines 2 to 3	“I’m just asking Mr. Schofield while you’re checking, would your and your” To be amended to “I’m asking Mr. Schofield while you’re checking, would you and your”		Agreed	Granted
<b>SIMON VAN DER LINGEN</b>					
588.	Day 3, p 766, line 8	“which the is sixth” To be amended to “which is in the sixth”		Agreed	Granted
589.	Day 3, p 767, line 6	“fires at Charter -- most of the fires” To be amended to “fires at Charter -- (interruption) Most of the fires”		Agreed	Granted
590.	Day 3, p 768, lines 2 to 3	“register information in the database. It holds” To be amended to “register information. In the database, it holds”		Agreed	Granted
591.	Day 3, p 771, line 9	“from reference of” To be amended to “from reference to”		Agreed	Granted
592.	Day 3, p 771, line 12	“which we used in” To be amended to “which were used in”		Agreed	Granted
593.	Day 3, p 771, line 21	“which we used for” To be amended to “which were used for”		Agreed	Granted
594.	Day 3, p 773, line 13	“I’m sorry. Paragraph 45?” To be amended to “That’s paragraph 45?”		Agreed	Granted
595.	Day 3, p 773, line 19	“in Bvumba” To be amended to “in Vumba”		Agreed	Granted
596.	Day 3, p 774, line 1	“This is corroborates” To be amended to “This corroborates”		Agreed	Granted
597.	Day 3, p 783, line 16	“SAFCO”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "SAFCOL"			
598.	Day 3, p 785, line 2	"around Penhalonga" To be amended to "around Mpumalanga"		Agreed	Granted
599.	Day 3, p 785, lines 9 to 11		"And I guess you're not -- you have been qualified from university, whether it is in the trees to be revised?" To be amended to "And I guess you're not -- you have been qualified from university, whatever in the trees to be revised?"	Agreed	Granted
600.	Day 3, p 787, line 7	"And we were using" To be amended to "And were you using"		Agreed	Granted
601.	Day 3, p 787, line 13	"or the values that" To be amended to "are the values that"		Agreed	Granted
602.	Day 3, p 788, line 11	"samples is the compartment" To be amended to "samples in the compartment"		Agreed	Granted
603.	Day 3, p 788, line 17	"exportation of the compartment" To be amended to "exploitation of the compartment"		Agreed	Granted
604.	Day 3, p 789, line 3	"exportation of the compartment" To be amended to "exploitation of the compartment"		Agreed	Granted
605.	Day 3, p 790, line 21	"tendency not to reduce" To be amended to "tendency now to reduce"		Agreed	Granted
606.	Day 3, p 791, lines 10 to 11	"A. In about 1990. Q. In about 1990, which" To be amended to "A. In about 1980. Q. In about 1980, which"		Agreed	Granted
607.	Day 3, p 792, line 14	"two years after into independence" To be amended to "two years after -- into independence"		Agreed	Granted
608.	Day 3, p 794, lines 6 to 7	"talking about the software as being you used" To be amended to "talking about the software as being something you used"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
609.	Day 3, p 795, line 14	“Usually you’re within about” To be amended to “Usually <b>if</b> you’re within about”		Agreed	Granted
610.	Day 3, p 800, line 5	“about the <b>part</b> that” To be amended to “about the <b>price</b> that”		Agreed	Granted
611.	Day 3, p 802, line 20	“ <b>SAFCO</b> ” To be amended to “ <b>SAFCOL</b> ”		Agreed	Granted
612.	Day 3, p 802, line 22	“ <b>SAFCO</b> ” To be amended to “ <b>SAFCOL</b> ”		Agreed	Granted
<b>GEORGE BOTTGER</b>					
613.	Day 3, p 805, line 12	“on <b>Cheever (phonetic)</b> Estate” To be amended to “on <b>Sheba</b> Estate”		Agreed	Granted
614.	Day 3, p 806, line 14	“slightly <b>below it</b> ” To be amended to “slightly <b>blurred</b> ”		Agreed	Granted
615.	Day 3, p 807, lines 8 to 12	“says, notwithstanding the date ... of June, 2005.” To be amended to “says, “notwithstanding the date ... of June, 2005”. ”		Agreed	Granted
616.	Day 3, p 808, line 15	“the <b>forestry company</b> ” To be amended to “the <b>Forestry Company</b> ”		Agreed	Granted
617.	Day 3, p 809, line 6	“meter <b>cubes</b> of sawlogs” To be amended to “meter <b>cubed</b> of sawlogs”		Agreed	Granted
618.	Day 3, p 810, lines 5 to 6	“as MBPM <b>so</b> I would” To be amended to “as MBPM. <b>So</b> I would”		Agreed	Granted
619.	Day 3, p 811, line 3	“ <b>Sir</b> , I would like to” To be amended to “ <b>So</b> I would like to”		Agreed	Granted
620.	Day 3, p 811, line 15	“what <b>did that tract</b> meant is” To be amended to “what <b>it in fact</b> meant is”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
621.	Day 3, p 812, lines 4 to 5	“This is Mr. Kanyekanye's Fourth Statement? PRESIDENT FORTIER: As redacted.” To be amended to “This is Mr. Kanyekanye's Fourth Statement. PRESIDENT FORTIER: As redacted?”		Agreed	Granted
622.	Day 3, p 812, line 18	“The Contract was” To be amended to “I have. The Contract was”		Agreed	Granted
623.	Day 3, p 813, line 8	“caused by legal” To be amended to “caused by illegal”		Agreed	Granted
624.	Day 3, p 813, line 15	“that the Estates” To be amended to “that the estates”		Agreed	Granted
625.	Day 3, p 814, line 1	“The Estates that” To be amended to “The estates that”		Agreed	Granted
626.	Day 3, p 814, line 9	“people paying cash” To be amended to “people are paying cash”		Agreed	Granted
627.	Day 3, p 814, line 12	“bush mills in the” To be amended to “bush millers in the”		Agreed	Granted
628.	Day 3, p 815, lines 1 to 2	“knowledge of the age, class, summary of the MBPM --” To be amended to “knowledge of the age class summary of the MBPM estate --”		Agreed	Granted
629.	Day 3, p 815, line 5	“Estates of various ages” To be amended to “estates of various ages”		Agreed	Granted
630.	Day 3, p 815, line 7	“distribution of newly planted” To be amended to “distribution from newly planted”		Agreed	Granted
631.	Day 3, p 815, line 10	“I passed through these Estates” To be amended to “I pass through these estates”		Agreed	Granted
632.	Day 3, p 815, line 12	“Mutare Board and Paper Mill pulp factory” To be amended to		Agreed	Granted



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"Mutare Board and Paper Mill's pulp factory"			
633.	Day 3, p 815, line 22	"the age <b>cost</b> " To be amended to "the age <b>class</b> "		Agreed	Granted
634.	Day 3, p 817, line 2	"have you worked as a forester, been disrupted" To be amended to "have you work as a forester been disrupted"		Agreed	Granted
635.	Day 3, p 817, line 6	"into sawmilling, so from probably" To be amended to "into sawmilling, <b>and</b> so from probably"		Agreed	Granted
636.	Day 3, p 820, line 17	"to make sure we" To be amended to "to make sure <b>that</b> we"		Agreed	Granted
637.	Day 3, p 821, line 11	"there <b>had been</b> no baboon" To be amended to "there <b>were</b> no baboon"		Agreed	Granted
638.	Day 3, p 823, line 13	"Section <b>20</b> " To be amended to "Section <b>2.0</b> "		Agreed	Granted
639.	Day 3, p 824, line 18	"In your <b>Reply</b> , you said" To be amended to "In your <b>reply</b> , you said"		Agreed	Granted
640.	Day 3, p 825, lines 15 to 17	"Even today the Charter <b>sawlog</b> -- most of these logs were going to -- still running at under capacity as of today." To be amended to "Even today the Charter <b>sawmill, where</b> most of these logs were going to, <b>is</b> still running at under capacity -- as of today."		Agreed	Granted
641.	Day 3, p 827, line 3	"reason that <b>there</b> had been" To be amended to "reason that <b>they</b> had been"		Agreed	Granted
642.	Day 3, p 827, line 8	"a <b>more advanced</b> state." To be amended to "a <b>moribund stand</b> -- state."		Agreed	Granted
643.	Day 3, p 828, line 1	"what they were <b>in</b> our" To be amended to "what they were <b>within</b> our"		Agreed	Granted

PAUL PAUL

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
644.	Day 3, p 830, line 16	“with Wintertons” To be amended to “with <b>the firm</b> Wintertons”		Agreed	Granted
645.	Day 3, p 836, line 20		“that it relate to.” To be amended to “that relate to <b>you.</b> ”	Agreed	Granted
646.	Day 3, p 837, line 10	“So, in sort of--in” To be amended to “So, in sort of <b>sections</b> --in”		Agreed	Granted
647.	Day 3, p 840, line 8		replace “fill” by “file”	Agreed	Granted
648.	Day 3, p 841, line 16	“And here on the first paragraph, we are” To be amended to “And here on the first paragraph, [ <b>“</b> ]we are”		Agreed	Granted
649.	Day 3, p 841, line 18	“construction of a school.” To be amended to “construction of a school[ <b>“</b> ].”		Agreed	Granted
650.	Day 3, p 842, line 1	“says, the construction” To be amended to “says, [ <b>“</b> ]the construction”		Agreed	Granted
651.	Day 3, p 842, line 3	“sought from our client.” To be amended to “sought from our client[ <b>“</b> ].”		Agreed	Granted
652.	Day 3, p 842, line 10		replace “and” by “an”	Agreed	Granted
653.	Day 3, p 846, line 3	“ <b>Sir, would</b> you” To be amended to “ <b>Sorry do</b> you”		Agreed	Granted
654.	Day 3, p 846, line 12	“rules and <b>regulation</b> ” To be amended to “rules and regulations”		Agreed	Granted
655.	Day 3, p 848, line 3		replace “bodag (phonetic)” by “BODACC”	Agreed	Granted
656.	Day 3, p 848, line 7		replace “mirror” by “mere”	Agreed	Granted
657.	Day 3, p 848, line 8		replace “mirror” by “mere”	Agreed	Granted
658.	Day 3, p 848, line 18	“ <b>We</b> spent quite” To be amended to “ <b>We’ve</b> spent quite”		Agreed	Granted
659.	Day 3, p 855, lines 10 to	“our case is it's <b>traditionally entered</b> into force”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
	11	To be amended to "our case is it's <b>provisional entry</b> into force in--"			
660.	Day 3, p 855, line 13	"Can I just" To be amended to " <b>Sorry</b> , can I just"		Agreed	Granted
661.	Day 3, p 855, line 15	" <b>provisionally entered</b> " To be amended to " <b>provisional entry</b> "		Agreed	Granted
662.	Day 3, p 875, line 5	" <b>PRESIDENT FORTIER</b> " To be amended to " <b>MR. COLEMAN</b> "		Agreed	Granted
663.	Day 3, p 877, line 3	" <b>Germinal</b> " To be amended to " <b>German</b> "		Agreed	Granted
664.	Day 3, p 879, line 1	"pursuant to statute" To be amended to "pursuant to <b>a</b> statute"		Agreed	Granted
665.	Day 3, p 879, line 20	"I'm not <b>now</b> ." To be amended to "I'm not, <b>no</b> ."		Agreed	Granted
666.	Day 3, p 880, line 16	"arbitration <b>form</b> " To be amended to "arbitration <b>forum</b> "		Agreed	Granted
667.	Day 3, p 880, line 19	"to the Resolution Clause" To be amended to "to the <b>Dispute</b> Resolution Clause"		Agreed	Granted
668.	Day 3, p 882, line 22	"you <b>stated</b> 1993" To be amended to "you <b>start in</b> 1993"		Agreed	Granted
669.	Day 3, p 886, line 8	"That's <b>right</b> ." To be amended to "That's <b>correct</b> ."		Agreed	Granted
670.	Day 3, p 887, line 18	"I'd read Section" To be amended to "I'll read Section"		Agreed	Granted
671.	Day 3, p 889, line 10	"Does this mean it binds" To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"Does this mean <b>that</b> it binds"			
672.	Day 3, p 893, line 11	"derived from a registered stockbroker." To be amended to "derived from a registered stockbroker[ <b>']</b> ."		Agreed	Granted
673.	Day 3, p 901, line 13	"I think so, <b>yeah</b> ." To be amended to "I think so, <b>yes</b> ."		Agreed	Granted
<b>PROFESSOR CHAN</b>					
674.	Day 3, p 907, line 16	"superintends the arrangements the" To be amended to "superintends the arrangements <b>of</b> the"		Agreed	Granted
675.	Day 3, p 909, line 14	"cease-fire <b>and</b> operation" To be amended to "cease-fire <b>in</b> operation"		Agreed	Granted
676.	Day 3, p 918, line 1	"any capital projects." To be amended to "any capital projects <b>or building projects</b> ."		Agreed	Granted
677.	Day 3, p 918, line 7	"the people <b>who receive</b> the" To be amended to "the people <b>in receipt of</b> the"		Agreed	Granted
678.	Day 3, p 919, line 5	"Joyce <b>Majura</b> " To be amended to "Joyce <b>Mujuru</b> "		Agreed	Granted
679.	Day 3, p 922, line 16	"and <b>try</b> to act as a mentor" To be amended to "and <b>trying</b> to act as a mentor"		Agreed	Granted
680.	Day 3, p 923, line 14	"on such <b>issue</b> " To be amended to "on such <b>issues</b> "		Agreed	Granted
681.	Day 3, p 924, line 1	" <b>Now</b> , I did subsequent" To be amended to " <b>No</b> , I did subsequent"		Agreed	Granted
682.	Day 3, p 929, lines 5 to 6	"continued your yearly <b>visit</b> , is your view that this economic State <b>in</b> the sort of access to land" to be amended to "continued your yearly <b>visits</b> , is your view that this economic State <b>and</b> the sort of access to land"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
683.	Day 3, p 933, line 17	“Chenjerai Hunsvee” To be amended to “Chenjerai Hunzvi”		Agreed	Granted
684.	Day 3, p 935, line 9	“and province just to” To be amended to “and the province just to”		Agreed	Granted
685.	Day 3, p 939, line 22	“what is not Zimbabwe” To be amended to “what is now Zimbabwe”		Agreed	Granted
686.	Day 3, p 940, line 4	“accomplishments both accomplishments themselves” To be amended to “accomplishments both as accomplishments themselves”		Agreed	Granted
687.	Day 3, p 941, line 3	“What had happened in the year of” To be amended to “What had happened in the era of”		Agreed	Granted
688.	Day 3, p 942, line 1	“time of the [ ]land” To be amended to “time of the land”		Agreed	Granted
689.	Day 3, p 943, line 1	“part of my work was to deal with making” To be amended to “part of my work was to do with making”		Agreed	Granted
690.	Day 3, p 949, line 15	“land invaders must have come from” To be amended to “land invaders also came from”		Agreed	Granted
691.	Day 3, p 950, line 3	“A statistical base. Is very difficult” To be amended to “A statistical base is very difficult”		Agreed	Granted
692.	Day 3, p 952, line 15	“home to the Ndebele or the Ndebele people” To be amended to “home to the Matabele or the Ndebele people”		Agreed	Granted
693.	Day 3, p 955, line 7		replace “point to you to” by “point you to”	Agreed	Granted
694.	Day 3, p 959, line 17	“I'm talking about those, as I've said, to have” To be amended to “I'm talking about those, as I've said, who have”		Agreed	Granted
695.	Day 3, p 960, line 3	“not necessarily the” To be amended to “not necessarily just the”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
696.	Day 3, p 960, line 15	"It relates to <b>the</b> person" To be amended to "It relates to <b>a</b> person"		Agreed	Granted
697.	Day 3, p 962, line 8	"need to print money <b>from</b> a" To be amended to "need to print money a <b>form of</b> "		Agreed	Granted
698.	Day 3, p 962, line 13	"for <b>an extensive</b> period" To be amended to "for <b>much of this</b> period"		Agreed	Granted
699.	Day 3, p 963, line 9	"that could no longer provided" To be amended to "that could no longer <b>be</b> provided"		Agreed	Granted
700.	Day 3, p 963, line 17	"that the pattern of ownership that were" To be amended to "that the pattern of ownership <b>of these lands</b> that were"		Agreed	Granted
701.	Day 3, p 965, line 10	"mentioned a monetary award" To be amended to "mentioned <b>people receiving</b> a monetary award"		Agreed	Granted
702.	Day 3, p 965, line 14	"party, <b>for</b> from the Government itself" To be amended to "party, <b>or</b> from the Government itself"		Agreed	Granted
703.	Day 3, p 965, line 22	"level <b>with</b> that particular book." To be amended to "level <b>of</b> that particular book."		Agreed	Granted
704.	Day 3, p 966, line 15	"very <b>precariously</b> selective basis" To be amended to "very <b>curiously</b> selective basis"		Agreed	Granted
<b>DAY FOUR</b>					
705.	Table of Contents, p 977	"Ms. June Booth" to be removed.		Agreed	Granted
706.	Table of Contents, p 979	ALAN STEPHENSON "Redirect examination by Mr. <b>Coleman</b> " To be amended to "Redirect examination by Mr. <b>Williams</b> "		Agreed	Granted
707.	Day 4, p 980, line 9		add "in" between "interest" and "sitting"	Agreed	Granted
708.	Day 4, p 981, line 9	"constructive <b>of the</b> meeting" To be amended to "constructive meeting"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
709.	Day 4, p 983, line 18		add "matter" after "housekeeping"	Agreed	Granted
710.	Day 4, p 984, line 3	"But <b>should we take</b> housekeeping" To be amended to "But <b>is that</b> housekeeping"		Agreed	Granted
711.	Day 4, p 984, line 10	" <b>Therefore</b> " To be amended to " <b>They're for</b> "		Agreed	Granted
<b>ALAN STEPHENSON</b>					
712.	Day 4, p 985, line 8		replace "Mr." by "Monsieur"	Agreed	Granted
713.	Day 4, p 985, line 19		add "be" "between "will" and "in"	Agreed	Granted
714.	Day 4, p 989, lines 6, 9 & 18	" <b>comparative</b> " To be amended to " <b>comparator</b> "		Agreed	Granted
715.	Day 4, p 990, line 4	"This is the sale of <b>Carver</b> Estate" To be amended to "This is the sale of <b>Kaba</b> Estate"		Agreed	Granted
716.	Day 4, p 990, lines 12, 16 & 17	" <b>Eugeny</b> Smith" To be amended to " <b>Eugene</b> Smith"		Agreed	Granted
717.	Day 4, p 992, line 15		add "of" after "is"	Agreed	Granted
718.	Day 4, p 992, line 21	" <b>Vanzyl</b> " To be amended to " <b>Van Zyl</b> "		Agreed	Granted
719.	Day 4, p 993, line 22	" <b>decade-old</b> " To be amended to " <b>decade old</b> "		Agreed	Granted
720.	Day 4, p 996, lines 10 to 13	"I was instructed to value the properties on a but-for basis so that I would value them not as they were and not as I saw <b>them, but</b> for the Land Reform Programme." To be amended to "I was instructed to value the properties on a but-for basis so that I would value them not as they were and not as I saw <b>them; but</b> for the Land Reform Programme."		Agreed	Granted
721.	Day 4, p 996, line 18	"Land Reform Programme. <b>Taking</b> " To be amended to "Land Reform Programme, <b>taking</b> "		Agreed	Granted
722.	Day 4, p 996, line 22		replace "really" by "busy"	Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
723.	Day 4, p 997, lines 11 to 12	“those go back to about 1999 to 1996, and 2000.” To be amended to “those go back to about 1999, 1996, and 2000.”		Agreed	Granted
724.	Day 4, p 999, line 1	“area” To be amended to “areas”		Agreed	Granted
725.	Day 4, p 999, lines 9 to 10	“I had information to records that existed at certain times” To be amended to “I had information to -- records that existed at certain times”		Agreed	Granted
726.	Day 4, p 1000, line 7	“the buyer resource information” To be amended to “the Bio Resource information”		Agreed	Granted
727.	Day 4, p 1001, line 15	“But I also assist, based on rainfall and” To be amended to “But I also assessed, based on rainfall and”		Agreed	Granted
728.	Day 4, p 1003, line 7	“Comparable Transactions” To be amended to “Comparator Transactions”		Agreed	Granted
729.	Day 4, p 1003, line 12	“micro-drip irrigation” To be amended to “micro-jet irrigation”		Agreed	Granted
730.	Day 4, p 1003, line 22	“just you quoted, said” To be amended to “just to quote it, said”		Agreed	Granted
731.	Day 4, p 1004, line 7		replace “different” by “given”	Agreed	Granted
732.	Day 4, p 1004, line 8		replace “valuation” by “evaluation”	Agreed	Granted
733.	Day 4, p 1004, lines 12 to 13	“wouldn't there have been a more accurate valuation” To be amended to “wouldn't that be a more accurate evaluation”		Agreed	Granted
734.	Day 4, p 1004, line 13		replace “valuation” by “evaluation”	Agreed	Granted
735.	Day 4, p 1004, lines 21 to 22	“In terms of our instructions as values and training in values” To be amended to “In terms of our instructions as valuers and training in valuers”		Agreed	Granted
736.	Day 4, p 1005, line 16		replace “Thirty” by “Three”	Agreed	Granted
737.	Day 4, p 1008, lines 2 to	“but there came to be an internal valuation, possibly a direct		Agreed	Granted



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
	3	valuation" To be amended to "but <b>they tend</b> to be an internal valuation, possibly a <b>directors'</b> valuation"			
738.	Day 4, p 1008, line 5	"I also <b>farmed</b> myself" To be amended to "I also <b>farm</b> myself"		Agreed	Granted
739.	Day 4, p 1008, line 6	"my accountant advised me" To be amended to "my accountant <b>has</b> advised me"		Agreed	Granted
740.	Day 4, p 1008, line 15	" <b>comparative</b> " To be amended to " <b>comparator</b> "		Agreed	Granted
741.	Day 4, p 1009, lines 8 to 9	"which I know in some of the ones that <b>knows</b> I inspected in South Africa don't" To be amended to "which I know in some of the ones that -- <b>mills that</b> I inspected in South Africa don't"		Agreed	Granted
742.	Day 4, p 1009, line 21		replace "with the" by "to obtain"	Agreed	Granted
743.	Day 4, p 1012, line 7	"in <b>effect</b> " To be amended to "in <b>fact</b> "		Agreed	Granted
744.	Day 4, p 1013, line 20	"micro <b>dot</b> -- MicroForest" To be amended to "micro <b>a-</b> -- MicroForest"		Agreed	Granted
745.	Day 4, p 1014, line 7	"he <b>exceeded</b> or accepted a figure" To be amended to "he <b>exceeded</b> -- accepted a figure"		Agreed	Granted
746.	Day 4, p 1014, lines 21 to 22	"what Mr. Kanyekanye has done is gone back to 1993, I said I" To be amended to "what Mr. Kanyekanye has done is gone back to 1993, <b>initially as</b> I said I"		Agreed	Granted
747.	Day 4, p 1016, line 3		add "that" after "out"	Agreed	Granted
748.	Day 4, p 1016, line 22		add "with" after "consulted"	Agreed	Granted
749.	Day 4, p 1018, lines 20 to 22	"And what I did was to assess the <b>situation. As</b> at 1999, Mr. Kanyekanye provided figures as at <b>1993 and</b> said based on the figures"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "And what I did was to assess the <b>situation as</b> at 1999 - Mr. Kanyekanye provided figures as at 1993 - <b>and</b> said based on the figures"			
750.	Day 4, p 1019, line 8	"enough timber as <b>that's</b> 2011 and 2012" To be amended to "enough timber as <b>at</b> 2011 and 2012"		Agreed	Granted
751.	Day 4, p 1020, line 7	" <b>files</b> " To be amended to " <b>fires</b> "		Agreed	Granted
752.	Day 4, p 1020, line 10	" <b>date's</b> valuation" To be amended to " <b>dates of</b> valuation"		Agreed	Granted
753.	Day 4, p 1020, line 22	" <b>file</b> " To be amended to " <b>fire</b> "		Agreed	Granted
754.	Day 4, p 1021, line 6	"not able to <b>operate</b> properly," To be amended to "not able to <b>function</b> properly,"		Agreed	Granted
755.	Day 4, p 1021, line 11	"being planted <b>aptly</b> " To be amended to "being planted <b>up</b> "		Agreed	Granted
756.	Day 4, p 1022, line 7	" <b>actions</b> " To be amended to " <b>information</b> "		Agreed	Granted
757.	Day 4, p 1022, line 11	" <b>he has</b> " To be amended to " <b>here</b> "		Agreed	Granted
758.	Day 4, p 1024, line 3	" <b>they</b> would have been sufficient --" To be amended to " <b>there</b> would have been sufficient <b>timber</b> --"		Agreed	Granted
759.	Day 4, p 1024, line 4		add "timber" after "sufficient"	Agreed	Granted
760.	Day 4, p 1024, lines 5 to 7	"the comparable rate would <b>have been applied</b> to that <b>Report</b> " To be amended to "the comparable rate would <b>then apply</b> to that <b>throughput</b> "		Agreed	Granted
761.	Day 4, p 1024, line 16	"Yes, I'm <b>very</b> -- I'm assessing it" To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		“Yes, I’m val- -- I’m assessing it”			
762.	Day 4, p 1028, lines 15 to 16	“ZESA outage on a daily occurrence” To be amended to “ZESA outage are now a daily occurrence”		Agreed	Granted
763.	Day 4, p 1029, line 1		replace “valuation” by “evaluation”	Agreed	Granted
764.	Day 4, p 1029, line 9	“as I said” To be amended to “as I say”		Agreed	Granted
765.	Day 4, p 1029, lines 11 to 13	“if normal silvicultural practices had been applied, that they would be sufficient.” To be amended to “if normal silvicultural practice had been applied, that there would be sufficient -- mills.”		Agreed	Granted
766.	Day 4, p 1033, line 15		replace “Kanykanye’s” by “Kanye’s”	Agreed	Granted
767.	Day 4, p 1035, line 12	“the MicroForest document” To be amended to “the MicroForest data”		Agreed	Granted
768.	Day 4, p 1036, lines 3 to 4	“which is referred to in Schedule 13.2 of CA-14.2, Mr Levitt’s Second Report?” To be amended to “which is referred to there, Schedule 13.2 of CE-AA-14.2 of Mr Levitt’s Second Report?”		Agreed	Granted
769.	Day 4, p 1036, line 10		replace “Mr.” by “Monsieur”	Agreed	Granted
770.	Day 4, p 1037, line 3		replace “the” by “third”	Agreed	Granted
771.	Day 4, p 1037, lines 16 to 17	“Q. ... Can I take you to CE-AB-43, please. A. Okay.” To be amended to “Q. ... Can I take you to CE-AB-43, please. A. I have it. Q. Okay.”		Agreed	Granted
772.	Day 4, p 1039, line 13		add “really” after “doesn’t”	Agreed	Granted
773.	Day 4, p 1040, line 8	“had in bought in the” To be amended to “had bought in the”		Agreed	Granted
774.	Day 4, p 1040, line 9	“I made some inquiries” To be amended to “I made inquiries”		Agreed	Granted
775.	Day 4, p 1040, lines 12 to 13	“In your industry, is this some kind of computerized index” To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"In your industry, is <b>there</b> some kind of computerized index"			
776.	Day 4, p 1041, line 11	"the <b>data</b> valuation" To be amended to "the <b>date of</b> valuation"		Agreed	Granted
777.	Day 4, p 1045, lines 4 to 5	"comparable sales are regarded as one of the <b>basic</b> methods" To be amended to "comparable sales are regarded as one of the <b>best</b> methods"		Agreed	Granted
778.	Day 4, p 1047, lines 7 to 8	"value just the hectare of the common crop?" To be amended to "value just the <b>per</b> hectare of the common crop?"		Agreed	Granted
779.	Day 4, p 1047, line 12	" <b>farmer</b> is exactly the same" To be amended to " <b>farm</b> is exactly the same"		Agreed	Granted
780.	Day 4, p 1047, line 22		replace "relative" by "relevant"	Agreed	Granted
781.	Day 4, p 1049, lines 21 to 22	"That's where your <b>valuation, size</b> and experience comes in, is it?" To be amended to "That's where your <b>valuation science</b> and experience comes in, is it?"		Agreed	Granted
782.	Day 4, p 1050, line 22	" <b>aesthetic</b> " To be amended to " <b>SADC</b> "		Agreed	Granted
783.	Day 4, p 1052, line 1	"have <b>started</b> climatic situations" To be amended to "have <b>slightly different</b> climatic situations"	replace "started" by "slightly different"	Agreed	Granted
784.	Day 4, p 1056, line 3	"One <b>then has to</b> investigate and interview" To be amended to "One <b>has to then</b> investigate and interview"		Agreed	Granted
785.	Day 4, p 1056, lines 17 to 19	"In other words, we digitized areas, for instance, that the crops that -- where we were able <b>to we</b> spoke to buyers and sellers." To be amended to "In other words, we digitized areas, for instance, that the crops that -- where we were able <b>to. We</b> spoke to buyers and sellers."		Agreed	Granted
<b>ANTHONY LEVITT</b>					
786.	Day 4, p1059, line 11	"to your Expert <b>Report</b> submitted in these proceedings." To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		“to your Expert <b>Reports</b> submitted in these proceedings.”			
787.	Day 4, p1068, line 7	“know what the Rule is. You <b>need get</b> --you need to seek” To be amended to “know what the Rule is. You <b>need to get</b> --you need to seek”		Agreed	Granted
788.	Day 4, p 1072, line 8	“ <b>goes in</b> --the standing value, <b>round put</b> values at” To be amended to “ <b>go in</b> --the standing value, <b>roundwood</b> values at”		Agreed	Granted
789.	Day 4, p 1072, line 11		replace “goes” by “ go”	Agreed	Granted
790.	Day 4, p 1075, line 12		add “on” after turn	Agreed	Granted
791.	Day 4, p 1075, line 17		add “we did is was” after “what”	Agreed	Granted
792.	Day 4, p 1076, line 1		add “And” at beginning	Agreed	Granted
793.	Day 4, p 1076, line 5		add “And” at beginning	Agreed	Granted
794.	Day 4, p 1076, line 6	“Page 1 is the summary of the <b>prefer</b> table I” To be amended to “Page 1 is the summary of the <b>pivot</b> table I”		Agreed	Granted
795.	Day 4, p 1079, line 8	“ <b>estimates or details</b> of BTL's plantation area.” To be amended to “ <b>estimates</b> of BTL's plantation area.”		Agreed	Granted
796.	Day 4, p 1079, line 3		replace the second “has” by “says”	Agreed	Granted
797.	Day 4, p 1079, line 5		replace the first “one” by “column”	Agreed	Granted
798.	Day 4, p 1079, line 17	“ <b>The document in Column 1</b> shows Trial Bundle Volume 10,” To be amended to “ <b>The document -- Column 1</b> shows Trial Bundle Volume 10,”		Agreed	Granted
799.	Day 4, p 1079, lines 19 to 20	“area, <b>CA-AA001.2</b> , Schedule 1.2. Column 2 shows but-for plantation area, <b>CA-AA-14.2</b> corrected, Schedule 13.2,” To be amended to “area, <b>CE-AA 001.2</b> , Schedule 1.2. Column 2 shows but-for plantation area, <b>CE-AA-40.2</b> corrected, Schedule 13.2,”		Agreed	Granted
800.	Day 4, p 1081, lines 10 to 11	“column based on <b>CA-AA-01.2</b> , and the figures in the second column based on <b>CA-14.2, corrected Schedule</b> ” To be amended to “column based on <b>CE-AA-001.2</b> , and the figures in the second column based on <b>CE-AA-40.2 corrected, Schedule</b> ”		Agreed	Granted
801.	Day 4, p 1083, line 11	“ <b>Age for the area.</b> ” To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"I'm sorry, age comes in as well as area."			
802.	Day 4, p 1085, lines 6 to 7	"Now, here, Mr. Kanyekanye states, <b>in summary: "Whereas</b> Mr. Levitt would like to use a figure of" To be amended to "Now, here, Mr. Kanyekanye states, <b>"In summary, whereas</b> Mr. Levitt would like to use a figure of"		Agreed	Granted
803.	Day 4, p 1085, line 14	"assessments of <b>Borders</b> plantation area." To be amended to "assessments of <b>Border's</b> plantation area."		Agreed	Granted
804.	Day 4, p 1085, line 19	" <b>If we look the handout</b> , he's referring to the" To be amended to " <b>If we look at the handout</b> , he's referring to the"		Agreed	Granted
805.	Day 4, p 1090, line 16	"Circle, <b>eucalypt sawlog</b> , he will make a deduction of" To be amended to "Circle, <b>eucalyptus sawlog</b> , he will make a deduction of"		Agreed	Granted
806.	Day 4, p 1090, line 20	"I know is I'm working from actual data as <b>evidence</b> by" To be amended to "I know is I'm working from actual data as <b>evidenced</b> by"		Agreed	Granted
807.	Day 4, p 1091, line 9	"respond to this Witness Statement in writing, <b>so I</b> " To be amended to "respond to this Witness Statement in writing, <b>but I</b> "		Agreed	Granted
808.	Day 4, p 1091, line 19	"value the Forrester <b>and Makandi Estates and were the</b> " To be amended to "value the Forrester, <b>Border and Makandi Estates and – or the</b> "		Agreed	Granted
809.	Day 4, p 1092, line 21	" <b>but it's</b> an inappropriate method to value a going" To be amended to " <b>that it's</b> an inappropriate method to value a going"		Agreed	Granted
810.	Day 4, p 1092, line 22	"concern because all it does is it <b>sets up</b> the value of" To be amended to "concern because all it does is it <b>sets out</b> the value of"		Agreed	Granted
811.	Day 4, p 1093, lines 20 to 21	"My understanding is that <b>it excludes land, values of improvements</b> on land." To be amended to "My understanding is that <b>it excludes land, it values improvements</b> on land."		Agreed	Granted
812.	Day 4, p 1095, lines 4 to 5	"pursuant to Procedural Order Number 9 <b>and charged to the time of the Claimants.</b> " To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"pursuant to Procedural Order Number 9 and the additional time that was granted to the Claimants."			
813.	Day 4, p 1095, line 18	"Depreciated Replacement Cost, valued for enterprises" To be amended to "Depreciated Replacement Cost, value for enterprises"		Agreed	Granted
814.	Day 4, p 1096, line 1	"certain areas in his calculations. And although I'm" To be amended to "certain errors in his calculations. And although I'm"		Agreed	Granted
815.	Day 4, p 1096, line 15	"Statement itself, which is in the thick volume of the" To be amended to "Statement itself, which is in the sixth volume of the"		Agreed	Granted
816.	Day 4, p 1099, line 10		replace "he's" by "he"	Agreed	Granted
817.	Day 4, p 1100, line 11		delete "that"	Agreed	Granted
818.	Day 4, p 1100, line 19	"which all relates to clearing, contours, and" To be amended to "which all relate to clearing, contours, and"		Agreed	Granted
819.	Day 4, p 1101, line 15	"as R-15.3, has Mr. Moreau valued all of the land on" To be amended to "as R-15.3, has Mr. Moyo valued all of the land on"		Agreed	Granted
820.	Day 4, p 1101, line 21		add "the" after "of"	Agreed	Granted
821.	Day 4, p 1104, line 7	"end up with an implied cost or derived cost or cost of" To be amended to "end up with an implied cost or derived cost -- or cost -- or"		Agreed	Granted
822.	Day 4, p 1106, line 16	"My analysis to what he has done indicates" To be amended to "My analysis of what he has done indicates"		Agreed	Granted
823.	Day 4, p 1108, line 13	"still the same Antonio Levitt and not Mr. Moyo after" To be amended to "still the same Anthony Levitt and not Mr. Moyo after"		Agreed	Granted
824.	Day 4, p 1112, line 8	"MR. COLEMAN: Mr. President, just wanted to" To be amended to "MR. COLEMAN: Mr. President, I just wanted to"		Agreed	Granted
825.	Day 4, p 1112, line 10		add "had" at the beginning	Agreed	Granted
826.	Day 4, p 1112, line 20		replace "Mr." by "Maître"	Agreed	Granted
827.	Day 4, p 1113, line 13	"referring you to your Expert Contents Report dated" To be amended to "referring you to your Expert Accountants Report dated"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
828.	Day 4, p 1113, line 17	“that there is one paragraph reference, 802.14, which” To be amended to “that there is one paragraph reference, 8.02.14, which”		Agreed	Granted
829.	Day 4, p 1114, lines 7 to 8	“the product or products that I'm evaluating. In the case of tobacco, tobacco is being grown on Forrester” To be amended to “the product or produce that I'm evaluating. In the case of tobacco, tobacco has been grown on Forrester”		Agreed	Granted
830.	Day 4, p 1115, line 1		replace “for” by “as of”	Agreed	Granted
831.	Day 4, p 1115, line 19	“an irrelevant unneeded prepared valuation method or” To be amended to “an irrelevant and inappropriate valuation method for”		Agreed	Granted
832.	Day 4, p 1116, line 9	“correction--but I think I used "an indicator of” To be amended to “correction--but I think I used the words "an indicator of”	add “the words” after “used”	Agreed	Granted
833.	Day 4, p 1121, line 9	“company than a 10 percent bloc of the shares” To be amended to “company than a 10 percent block of the shares”		Agreed	Granted
834.	Day 4, p 1124, line 17	“last one, 901.6. You mention that the accounts of the” To be amended to “last one, 9.01.6. You mention that the accounts of the”		Agreed	Granted
835.	Day 4, p 1125, line 2	“So you mean that each Share during 2003 to” To be amended to “So you mean that each year during 2003 to”		Agreed	Granted
836.	Day 4, p 1126, line 18	“You mention in paragraph--in Section 903 about” To be amended to “You mention in paragraph--in Section 9.03 about”		Agreed	Granted
837.	Day 4, p 1127, line 3		delete “of”	Agreed	Granted
838.	Day 4, p 1128, line 9	“I also established using an accounting term,” To be amended to “I also established the - using an accounting term -”		Agreed	Granted
839.	Day 4, p 1128, line 2	“are kept, how they are updated, and when a stand of” To be amended to “are kept, how they are updated, when a stand of”		Agreed	Granted
840.	Day 4, p 1130, line 15	“May I direct you to Exhibit CE-AB-8, please,” To be amended to “May I direct you to the Exhibit CE-AB-38, please,”		Agreed	Granted



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
841.	Day 4, p 1130, line 15		add "the" after "to"	Agreed	Granted
842.	Day 4, p 1133, line 8	"and you wrote, "Certificates of standing <b>timber, or</b> " To be amended to "and you wrote, "Certificates of standing <b>timber are</b> "		Agreed	Granted
843.	Day 4, p 1133, line 11	"well as <b>change</b> to the plantation during the year." " To be amended to "well as <b>changes</b> to the plantation during the year." "		Agreed	Granted
844.	Day 4, p 1134, line 1	"Paragraph <b>903.2</b> of your Report. You say that the" To be amended to "Paragraph <b>9.03.2</b> of your Report. You say that the"		Agreed	Granted
845.	Day 4, p 1134, line 3		add "at" after "forest"	Agreed	Granted
846.	Day 4, p 1134, line 21		replace "spaces" by "species"	Agreed	Granted
847.	Day 4, p 1135, line 8	"Thank you <b>for explanation</b> " To be amended to "Thank you <b>for your explanation</b> "		Agreed	Granted
848.	Day 4, p 1137, line 15	"also consulted with Professor <b>Stubbins</b> in" To be amended to "also consulted with Professor <b>Stubbings</b> in"		Agreed	Granted
849.	Day 4, p 1137, line 20	"companies--Professor <b>Stubbins</b> at one stage was working" To be amended to "companies--Professor <b>Stubbings</b> at one stage was working"		Agreed	Granted
850.	Day 4, p 1138, line 17	"the consequent lengthening of the <b>nonpredictive</b> " To be amended to "the consequent lengthening of the <b>non-productive</b> "		Agreed	Granted
851.	Day 4, p 1138, line 19	"the consequent lengthening of the <b>nonpredictive</b> period" To be amended to "the consequent lengthening of the <b>non-productive</b> period"		Agreed	Granted
852.	Day 4, p 1141, line 12	"the <b>true</b> values and then see what happens?" To be amended to "the <b>two</b> values and then see what happens?"		Agreed	Granted
853.	Day 4, p 1143, line 18	"Border does, or taking doors, windows, decking, <b>into</b> " To be amended to "Border does, or taking doors, windows, decking, <b>any of</b> "		Agreed	Granted
854.	Day 4, p 1146, line 4		add "the" before "company"	Agreed	Granted
855.	Day 4, p 1146, line 7		replace "building" by "buildings"	Agreed	Granted
856.	Day 4, p 1149, line 21	" <b>adjust</b> quantified it"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "just quantified it"			
857.	Day 4, p 1152, line 1		add "And then close brackets" after "("	Agreed	Granted
858.	Day 4, p 1152, line 6	"harvesting, simulation, and planning--did you use?" To be amended to "harvesting simulation, and planning--did you use?"		Agreed	Granted
859.	Day 4, p 1152, line 16		replace "sir" by "so"	Agreed	Granted
860.	Day 4, p 1154, line 19		add "I believe" at beginning	Agreed	Granted
861.	Day 4, p 1154, line 21	"but I think it's an important matter. So, I don't" To be amended to "but I think it has a procedural matter. So, I don't"		Agreed	Granted
862.	Day 4, p 1156, line 14		delete "the"	Agreed	Granted
863.	Day 4, p 1157, line 13	"taken so in detail, but from what I can tell reading" To be amended to "taken through in detail, but from what I can tell reading"		Agreed	Granted
864.	Day 4, p 1159, line 10		add "why" after "reason"	Agreed	Granted
865.	Day 4, p 1159, line 20	"Mr. Levitt to conduct a broad valuation as of 2005." To be amended to "Mr. Levitt to conduct a but-for valuation as of 2005."		Agreed	Granted
866.	Day 4, p 1161, line 19		replace "There's" by "There are"	Agreed	Granted
<b>SOPHIA TSVAKWI</b>					
867.	Day 4, p 1166, line 22	"Would the first Witness" To be amended to "Would the first Witness for the Respondent"		Agreed	Granted
868.	Day 4, p 1167, line 21		replace "Solely" by "Sawley"	Agreed	Granted
869.	Day 4, p 1167, line 21		replace "Albray (phonetic)" by "Marlborough"	Agreed	Granted
870.	Day 4, p 1169, line 7	"Welcome to Ms. Tsvakwi." To be amended to "Welcome to ICSID Ms. Tsvakwi."		Agreed	Granted
871.	Day 4, p 1169, line 15	"about March of 2004?" To be amended to "about March 2004?"		Agreed	Granted
872.	Day 4, p 1170, line 21		"In 2004, that's when another target was set" To be amended to "You said up to 2004. In 2004, that's when another target was set"	Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
873.	Day 4, p 1172, line 1	“2004, 12th of March, 2004?” To be amended to “ <b>Sorry</b> , 2004, 12th of March, 2004?”		Agreed	Granted
874.	Day 4, p 1175, line 9	“farms belonging to foreign nationals are” To be amended to “farms belonging to foreign nationals <b>who</b> are”		Agreed	Granted
875.	Day 4, p 1175, line 16	“Yes, that's why I said if <b>they need it.</b> ” To be amended to “Yes, that's why I said if <b>the need arises.</b> ”		Agreed	Granted
876.	Day 4, p 1175, line 19; and p 1181, line 5	“Notes Verbales” To be amended to “Notes <b>Verbale</b> ”		Agreed	Granted
877.	Day 4, p 1177, line 2	“liaising quite often.” To be amended to “liaising quite often <b>on this.</b> ”		Agreed	Granted
878.	Day 4, p 1177, lines 9 to 11	“We only <b>could</b> to know of the--that they were <b>recovered</b> , after we had <b>de-listed</b> the properties, that's when <b>we</b> were objecting.” To be amended to “We only <b>got</b> to know of the--that they were <b>covered</b> , after we had <b>listed</b> the properties, that's when <b>the owners</b> were objecting.”		Agreed	Granted
879.	Day 4, p 1177, line 16		remove comma between “liaising” and “quite often” and replace “de-listed” by “ <b>we would have listed</b> ”	Agreed	Granted
880.	Day 4, p 1177, line 22		replace “others” by “other”	Agreed	Granted
881.	Day 4, p 1179, lines 10 to 11		“Zimbabwe Investment Committee number, EPZ permit number, directing order,” To be amended to “Zimbabwe Investment Committee <b>permit</b> number, EPZ permit number, <b>prospecting</b> order,”	Agreed	Granted
882.	Day 4, p 1179, line 18	“They were properties <b>discovered</b> by Zimbabwean” To be amended to “They were properties <b>covered</b> by Zimbabwean”		Agreed	Granted
883.	Day 4, p 1179, line 21	“Export processing <b>payment.</b> ” To be amended to “Export processing <b>permit.</b> ”		Agreed	Granted
884.	Day 4, p 1181, line 11	“I did not.” To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"No, I did not."			
885.	Day 4, p 1182, line 4	"Yes, it <b>definitely</b> would have been" To be amended to "Yes, it would have been"		Agreed	Granted
886.	Day 4, p 1182, line 12	"It's <b>been</b> acquired." To be amended to "It <b>stands</b> acquired."		Agreed	Granted
887.	Day 4, p 1184, line 19	"the large-scale commercial area." To be amended to "the large-scale <b>white</b> commercial area."		Agreed	Granted
888.	Day 4, p 1185, line 12	"Because the whites were the ones <b>that</b> had the" To be amended to "Because the whites were the ones <b>who</b> had the"		Agreed	Granted
889.	Day 4, p 1185, line 22	" <b>historic</b> " To be amended to "historical"		Agreed	Granted
890.	Day 4, p 1186, line 4	"before <b>Rhodesia</b> times" To be amended to "before <b>Rhodesian</b> times"		Agreed	Granted
891.	Day 4, p 1186, line 7	"The land that you <b>live</b> acquired" To be amended to "The land that you <b>will have</b> acquired"		Agreed	Granted
892.	Day 4, p 1186, line 11	"Yes, but if they need <b>it</b> , and <b>they</b> need to" To be amended to "Yes, but if <b>the</b> need <b>arises</b> , and <b>there is</b> need to"		Agreed	Granted
893.	Day 4, p 1187, line 3	"I can't comment on it." To be amended to "I can't comment on it, <b>that is a legal matter.</b> "		Agreed	Granted
894.	Day 4, p 1188, line 20	"It says, indigenous farmers" To be amended to "It says, <b>[</b> indigenous farmers"		Agreed	Granted
895.	Day 4, p 1189, line 2	"acquisition." To be amended to "acquisition <b>[</b> "]"		Agreed	Granted
896.	Day 4, p 1189, line 10	"people, <b>that</b> you" To be amended to "people, <b>but</b> you"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
897.	Day 4, p 1191, line 13	“Subsection 9(b),” To be amended to “Section 16 subsection 9(b),”		Agreed	Granted
898.	Day 4, p 1191, line 15	“So, Zimbabwe and the Constitution now” To be amended to “So, Zimbabwe in the Constitution now”		Agreed	Granted
899.	Day 4, p 1195, line 18	“I said the land issued to acquire” To be amended to “I said the land which we wanted to acquire”		Agreed	Granted
900.	Day 4, p 1196, line 19	“that the land is to be subdivided” To be amended to “that the land has to be subdivided”		Agreed	Granted
901.	Day 4, p 1196, line 19		replace “President” by “point that”	Agreed but not double ‘that’	Granted
902.	Day 4, p 1196, line 20		replace “effect of” by “fact”	Agreed	Granted
903.	Day 4, p 1196, line 20		replace “is to be less -- to” by “they should be taught a lesson,”	Agreed	Granted
904.	Day 4, p 1196, line 20		replace “add the” by “the other”	Agreed	Granted
905.	Day 4, p 1197, line 2	“necessary to achieve the” To be amended to “necessary to teach the”		Agreed	Granted
906.	Day 4, p 1197, line 3		replace “British colonialism” by “composed of descendants of British colonialists”	Agreed	Granted
907.	Day 4, p 1197, line 4		replace “in from Zimbabwe” by “who seized land from Zimbabwe 100 years ago-“	Agreed	Granted
908.	Day 4, p 1199, line 8	“the farmers that I” To be amended to “the farmers that are”		Agreed	Granted
909.	Day 4, p 1199, line 10		replace “this way” by “these are”	Agreed	Granted
910.	Day 4, p 1200, line 12		“Yeah, correct agree.” To be amended to “Yeah, I agree.”	Agreed	Granted
911.	Day 4, p 1201, line 6	“And the second paragraph” To be amended to “And in the second paragraph”		Agreed	Granted
912.	Day 4, p 1201, line 8	“discuss the list of” To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		“discuss the lists of”			
913.	Day 4, p 1202, line 5	“Like I said <b>there</b> , the ones who had the land” To be amended to “Like I said <b>they are</b> the ones who had the land”		Agreed	Granted
914.	Day 4, p 1206, line 6	“ <b>improvement</b> ” To be amended to “improvements”		Agreed	Granted
915.	Day 4, p 1207, line 2	“ <b>Not exactly.</b> ” To be amended to “ <b>No, I disagree.</b> ”		agreed	Granted
916.	Day 4, p 1207, line 13	“No one is going to <b>leave</b> his land not compensated for.” To be amended to “No one is going to <b>have</b> his land not compensated for.”		Agreed	Granted
917.	Day 4, p 1208, line 16	“Mugabe <b>In</b> the white African” To be amended to “ <b>[ ]</b> Mugabe <b>and</b> the white African”		Agreed	Granted
918.	Day 4, p 1209, line 12	“Sorry, 69.” To be amended to “Sorry, <b>Tab</b> 69.”		Agreed	Granted
919.	Day 4, p 1210, line 15	“ <b>Boniongwe</b> ” To be amended to “ <b>Bonyongwe</b> ”		Agreed	Granted
920.	Day 4, p 1211, line 6	“focused on the <b>condition</b> of communal” To be amended to “focused on the <b>decongestion</b> of communal”		Agreed	Granted
921.	Day 4, p 1211, line 12	“they're to be rewarded <b>the</b> 20 percent” To be amended to “they're to be rewarded <b>they've got a</b> 20 percent”		Agreed	Granted
922.	Day 4, p 1213, line 15		replace “They get their names in the leases. They'll pay.” by “When they get their 99 year leases they will pay.”	Agreed	Granted
923.	Day 4, p 1216, line 5		replace “to one” by “one”	Agreed	Granted
924.	Day 4, p 1217, line 21	“And that, again, would <b>have been</b> your” To be amended to “And that, again, would <b>be in</b> your”		Agreed	Granted
925.	Day 4, p 1218, line 4	“ones that have been <b>late,</b> ” To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"ones that have been <b>leaked</b> "			
926.	Day 4, p 1222, line 9	"And I'll just read you the bottom, <b>but</b> it" To be amended to "And I'll just read you the bottom <b>bit</b> it"		Agreed	Granted
927.	Day 4, p 1223, line 1	" <b>least</b> sentence" To be amended to " <b>last</b> sentence"		Agreed	Granted
928.	Day 4, p 1224, line 15	" <b>I'm</b> the one who gave this statement?" To be amended to " <b>Am I</b> the one who gave this statement?"		Agreed	Granted
929.	Day 4, p 1225, line 22	" <b>That is just the oral</b> book." To be amended to " <b>Just as the whole</b> book."		Agreed	Granted
930.	Day 4, p 1231, line 15		replace "In" by "At"	Agreed	Granted
931.	Day 4, p 1232, line 8	"after independence, <b>it was</b> in the" To be amended to "after independence, <b>because</b> in the"		Agreed	Granted
932.	Day 4, p 1232, line 9		replace "we're" by "we were"	Agreed	Granted
933.	Day 4, p 1233, line 1		replace "even if" by "No, even if"	Agreed	Granted
934.	Day 4, p 1233, lines 2 to 3	"make <b>it</b> meaningful, <b>a certain school</b> because we needed to" to be amended to "make <b>a</b> meaningful <b>resettlement scheme</b> because we needed to"		Agreed	Granted
935.	Day 4, p 1233, line 5		replace "and it" by "and we"	Agreed	Granted
936.	Day 4, p 1233, lines 12 to 13	"I said we would pay when our <b>leases are approved.</b> " To be amended to "I said we would pay when our <b>resources improve.</b> "		Agreed	Granted
937.	Day 4, p 1235, line 18	"against <b>the</b> Iran at the moment." To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"against Iran at the moment."			
938.	Day 4, p 1235, line 22	"person in <b>this setting</b> ." To be amended to "person in <b>the street</b> ."		Agreed	Granted
939.	Day 4, p 1236, line 21		replace "didn't back" by "had embarked on"	Agreed	Granted
940.	Day 4, p 1236, line 22	"down <b>up</b> the Land Reform Programme." To be amended to "down <b>on</b> the Land Reform Programme."		Agreed	Granted
941.	Day 4, p 1237, line 11	"it's a <b>I</b> quote from the" To be amended to "it's a quote from the"		Agreed	Granted
942.	Day 4, p 1238, line 8	" <b>I men</b> , in most societies," To be amended to " <b>I mean</b> , in most societies,"		Agreed	Granted
943.	Day 4, p 1238, line 15		replace "the" by "they"	Agreed	Granted
944.	Day 4, p 1239, line 14	"UNDP Human <b>Element</b> " To be amended to "UNDP Human <b>Development</b> "		Agreed	Granted
945.	Day 4, p 1240, line 7	"ways <b>s</b> above" To be amended to " <b>way</b> above"		Agreed	Granted
946.	Day 4, p 1241, line 6	"not having <b>a</b> rule of law" To be amended to "not having <b>the</b> rule of law"		Agreed	Granted
947.	Day 4, p 1243, line 6		replace "would" by "we would"	Agreed	Granted
948.	Day 4, p 1243, line 7	"find ourselves in because the acquisition" To be amended to "find ourselves in <b>the courts</b> because the acquisition"		Agreed	Granted



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
949.	Day 4, p 1243, line 22	“buying lands because” To be amended to “buying land because”		Agreed	Granted
950.	Day 4, p 1244, lines 20 to 22	“But once we expropriated the property, it can no longer be acquired. Especially if they expressed the interest” to be amended to “But once we have Gazetted a property, it can no longer be acquired. Because we have expressed interest”		Agreed	Granted
951.	Day 4, p 1245, line 2	“I won't push.” To be amended to “I won't push it.”		Agreed	Granted
952.	Day 4, p 1251, line 11	“Anything which can make meaningful” To be amended to “Anything which can make meaningful resettlement”		Agreed	Granted
953.	Day 4, p 1255, line 3		“Paragraph 118.” To be amended to “Paragraph 118. The last sentence says: “Claimants do not distinguish between beneficiaries who were resettled by Respondent and who hold valid offer letters and those elements who perpetrated unlawful acts.””	Agreed	Granted
954.	Day 4, p 1255, line 8	“is that correct?” To be amended to “Am I correct?”		Agreed	Granted
955.	Day 4, p 1255, line 18	Replace “that” by “they”		Agreed	Granted
956.	Day 4, p 1255, line 21		“they held Offer Letters” To be amended to “they could not have held Offer Letters”	Agreed	Granted
957.	Day 4, p 1257, line 2	“Letter” To be amended to “Letters”		Agreed	Granted
958.	Day 4, p 1257, line 8	“did the Government Offer Letters?” To be amended to “did the Government issue Offer Letters?”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
<b>DAY FIVE</b>					
959.	Day 5, p 1269, line 9	“it's the <b>standard charter</b> , and China” To be amended to “it's the <b>Standard Charter</b> , and China”		Agreed	Granted
<b>ONIAS MASIWA</b>					
960.	Day 5, p 1282, line 19	“Bilateral Investment <b>Treaty</b> ” To be amended to “Bilateral Investment <b>Treaties</b> ”		Agreed	Granted
961.	Day 5, p 1283, lines 11 to 12	“it is important, as I <b>said early</b> on” To be amended to “it is important, as I <b>stated earlier</b> on”		Agreed	Granted
962.	Day 5, p 1285, line 19	“No, <b>sir.</b> ” To be amended to “No, <b>sorry.</b> ”		Agreed	Granted
963.	Day 5, p 1288, line 22	“And can I turn you over to <b>Page 2</b> , Tab 130” To be amended to “And can I turn you over <b>the page to</b> Tab 130”		Agreed	Granted
964.	Day 5, p 1289, line 2	“the Reserve Bank regarding <b>its</b> Exchange Control?” To be amended to “the Reserve Bank regarding Exchange Control?”		Agreed	Granted
965.	Day 5, p 1289, line 21	“obligations regarding <b>its</b> Exchange Control?” To be amended to “obligations regarding Exchange Control?”		Agreed	Granted
966.	Day 5, p 1290, line 7	“Official Rate of Exchange <b>asset</b> by” To be amended to “Official Rate of Exchange <b>as set</b> by”		Agreed	Granted
967.	Day 5, p 1290, line 13	“as far as Zimbabwe <b>is</b> concerned” To be amended to “as far as Zimbabwe <b>was</b> concerned”		Agreed	Granted
968.	Day 5, p 1291, line 11	“Certainly there <b>are</b> differences” To be amended to “Certainly there <b>were</b> differences”		Agreed	Granted
969.	Day 5, p 1292, line 18	“Mr. Masiwa, assisting you now” To be amended to “Mr. Masiwa, <b>I am</b> assisting you now”		Agreed	Granted
970.	Day 5, p 1293, lines 7 and 8	“Tab 21” To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		“Tab 21 (sic.) [321]”			
971.	Day 5, p 1297, line 21	“to IMF-83” To be amended to “IMF Article VIII(3)”		Agreed	Granted
972.	Day 5, p 1300, line 20	“in a way that you're operating” To be amended to “in a way that you are operating”		Agreed	Granted
973.	Day 5, p 1301, lines 2 to 5		“Zimbabwe take in all the factors that were necessary at the time. So it fit that it would manage its exchange rate in the manner it did. It will put legislation into place” To be amended to “Zimbabwe taking all the factors that were necessary at the time saw it fit that it would manage its exchange rate in the manner it did. It put legislation into place”	Agreed	Granted
974.	Day 5, p 1302, line 10	“Article VIII(2)(a), subject to the provisions of” To be amended to “Article VIII(2)(a), [“]subject to the provisions of”		Agreed	Granted
975.	Day 5, p 1302, line 11	“and Article XIV(2), [“]No member shall” To be amended to “and Article XIV(2), No member shall”		Agreed	Granted
976.	Day 5, p 1304, line 12	“what we it was the best that was expected of” To be amended to “what we did was the best that was expected of”		Agreed	Granted
977.	Day 5, p 1305, line 19	“we drop down to the(c)” To be amended to “we drop down to (c)”		Agreed	Granted
978.	Day 5, p 1313, line 21	“Supreme Court more or less to confiscation of” To be amended to “Supreme Court relates to confiscation of”		Agreed	Granted
979.	Day 5, p 1314, line 10	“that create” To be amended to “that creates”		Agreed	Granted
980.	Day 5, p 1314, lines 15 to 16	“in a desired direction. It cannot take away for a structural instrument to be Gazetted while the market” To be amended to “in a desired direction. It cannot take or wait for a statutory instrument to be Gazetted whilst the market”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
981.	Day 5, p 1318, line 1	“a case <b>what</b> sister” To be amended to “a case <b>where</b> sister”		Agreed	Granted
982.	Day 5, p 1319, line 16	“Well, <b>all</b> directives work, <b>with</b> directives to” To be amended to “Well, <b>how</b> directives work, <b>we direct</b> directives to”		Agreed	Granted
983.	Day 5, p 1320, line 8	“authorized dealer <b>with</b> a bank” To be amended to “authorized dealer <b>who is</b> a bank”		Agreed	Granted
984.	Day 5, p 1320, line 22	“and we give” To be amended to “and we give <b>a</b> ”		Agreed	Granted
985.	Day 5, p 1322, line 8	“Reserve Bank <b>expropriated</b> people's funds” To be amended to “Reserve Bank <b>expropriating</b> people's funds”		Agreed	Granted
986.	Day 5, p 1322, line 11	“where Exchange Control <b>orders of the</b> Reserve Bank” To be amended to “where Exchange Control or Reserve Bank”		Agreed	Granted
987.	Day 5, p 1327, line 4	“C-95(a)” To be amended to “C-95(a) <b>(sic.) [CC-959A]</b> ”		Agreed	Granted
988.	Day 5, p 1327, line 6	“CC-95(9)(a)” To be amended to “CC-95(9)(a) <b>(sic.) [CC-959A]</b> ”		Agreed	Granted
989.	Day 5, p 1330, line 2	“That <b>clears</b> an audit” To be amended to “That <b>creates</b> an audit”		Agreed	Granted
990.	Day 5, p 1330, lines 9 to 10	“ <b>go on</b> , and he needs Exchange Control Authority to <b>remove</b> that money outside the country.” To be amended to “ <b>want</b> and he needs Exchange Control Authority to <b>remit</b> that money outside the country.”		Agreed	Granted
991.	Day 5, p 1331, line 1	“ <b>Through</b> you” To be amended to “ <b>Thank</b> you”		Agreed	Granted
<b>MINISTER MUTASA</b>					
992.	Day 5, p 1336, line 20	“you are <b>seated</b> with respect”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "you are <b>treated</b> with respect"			
993.	Day 5, p 1339, line 18	"a visa" To be amended to " <b>the</b> visa"		Agreed	Granted
994.	Day 5, p 1345, lines 17 to 18	"but I--it <b>has been</b> presented" To be amended to "but I--it <b>is being</b> presented"		Agreed	Granted
995.	Day 5, p 1349, line 19	"the fourth <b>statement</b> says" To be amended to "the fourth <b>sentence</b> says"		Agreed	Granted
996.	Day 5, p 1351, lines 18 and 19	" <b>Servants</b> " To be amended to " <b>Service</b> "		Agreed	Granted
997.	Day 5, p 1352, line 9	" <b>Macedonia</b> " To be amended to " <b>Nyasaland</b> "		Agreed	Granted
998.	Day 5, p 1356, line 15	"a resolution pursuant to <b>pursuant to</b> " To be amended to "a resolution pursuant to"		Agreed	Granted
999.	Day 5, p 1356, line 22	"at Paragraph <b>6</b> " To be amended to "at Paragraph <b>36</b> "		Agreed	Granted
1000.	Day 5, p 1360, line 2	" <b>That</b> would be mad." To be amended to " <b>They</b> would be mad."		Agreed	Granted
1001.	Day 5, p 1361, line 12		replace "complies" by "comply"	Agreed	Granted
1002.	Day 5, p 1361, line 13	"even if they're signed with <b>your appearance?</b> " To be amended to "even if they're signed with <b>Europeans?</b> "		Agreed	Granted
1003.	Day 5, p 1362, line 14	"Well, if it was <b>done</b> by the <b>Government and</b> our bank" To be amended to "Well, if it was <b>confirmed</b> by the <b>Governor of</b> our bank"		Agreed	Granted
1004.	Day 5, p 1363, line 5	"servant <b>to</b> the Ministry of Lands" To be amended to "servant <b>in</b> the Ministry of Lands"		Agreed	Granted
1005.	Day 5, p 1365, line 8		replace "it is" by "else, rather"	Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1006.	Day 5, p 1365, line 8		delete "it can made it is my question" replace by "--if I may rephrase my question--"	Agreed	Granted
1007.	Day 5, p 1365, lines 8 to 9	"my question in Europe <b>that own</b> that size of land?" To be amended to "my question in Europe <b>would anyone hold</b> that size of land?"		Agreed	Granted
1008.	Day 5, p 1366, line 8	"which Joshua Nkomo" To be amended to "which <b>Comrade</b> Joshua Nkomo"		Agreed	Granted
1009.	Day 5, p 1369, line 1		replace "is" by "has"	Agreed	Granted
1010.	Day 5, p 1369, line 2		"invested in Europe and <b>is</b> invested his investment" To be amended to "Have you any one example where an African has invested in Europe - and he has invested – this investment has been protected."	Agreed	Granted
1011.	Day 5, p 1369, line 8	"MR. <b>RAPA</b> " To be amended to "MR. <b>COLEMAN</b> "		Agreed	Granted
1012.	Day 5, p 1370, line 3	" <b>Mr.</b> Mutasa," To be amended to " <b>Minister</b> Mutasa,"		Agreed	Granted
1013.	Day 5, p 1370, line 7	"that recording--me rephrase" To be amended to "that recording-- <b>let</b> me rephrase"		Agreed	Granted
1014.	Day 5, p 1370, line 18	"utilization of the lands" To be amended to "utilization of the <b>land</b> "		Agreed	Granted
1015.	Day 5, p 1373, line 9	"occupying our land <b>with our best rent.</b> " To be amended to "occupying our land <b>which is our birth right.</b> "		Agreed	Granted
1016.	Day 5, p 1373, line 14	"In <b>Somoh (phonetic)</b> " To be amended to "In <b>Shona</b> "		Agreed	Granted
1017.	Day 5, p 1374, line 14		remove "that"	Agreed	Granted
1018.	Day 5, p 1375, line 14	"clear. "Protection from discrimination" To be amended to "clear. <b>The heading is</b> "Protection from discrimination"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1019.	Day 5, p 1376, line 20	“Now, I wouldn't accept that.” To be amended to “No, I wouldn't accept that.”		Agreed	Granted
1020.	Day 5, p 1377, line 22	“Yeah, but that's the old one.” To be amended to “Yeah, but that's the wrong one.”		Agreed	Granted
1021.	Day 5, p 1378, line 3	“That wasn't enforced” To be amended to “That wasn't in force”		Agreed	Granted
1022.	Day 5, p 1378, line 8	“which we have affected.” To be amended to “which we have perfected.”		Agreed	Granted
1023.	Day 5, p 1379, line 4	“reason why this new provision had it come into force” To be amended to “reason why this new provision had to come into force”		Agreed	Granted
1024.	Day 5, p 1379, line 15	“but cause of action” To be amended to “but our cause of action”		Agreed	Granted
1025.	Day 5, p 1380, line 12	“Because anybody who looks at this looks at these facts” To be amended to “Because anybody who looks at these facts”		Agreed	Granted
1026.	Day 5, p 1381, line 8	“came here because of the opportunity” To be amended to “came here because there was the opportunity”		Agreed	Granted
1027.	Day 5, p 1386, line 13	“This is, in fact, happened.” To be amended to “This has, in fact, happened.”		Agreed	Granted
1028.	Day 5, p 1386, line 20	“Zimbabwe society” To be amended to “Zimbabwean society”		Agreed	Granted
1029.	Day 5, p 1387, line 11	“MR. RAPA” To be amended to “MR. COLEMAN”		Agreed	Granted
1030.	Day 5, p 1388, line 9	“This is the Chief Justice's farm.” To be amended to “No, this is the Chief Justice's farm.”		Agreed	Granted
1031.	Day 5, p 1389, line 3	“Yes, he does.”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "Yes, he <b>has</b> ."			
1032.	Day 5, p 1389, line 16		replace "do the papers" by "is the purpose"	Agreed	Granted
1033.	Day 5, p 1389, line 22	"That's my point. How much land" To be amended to "That's my point. <b>I don't mind</b> how much land"		Agreed	Granted
1034.	Day 5, p 1390, line 5	"because under" To be amended to "because under <b>the</b> "		Agreed	Granted
1035.	Day 5, p 1390, lines 10 to 11	"But what public purpose? <b>This</b> is not a public purpose? Zimbabwe" To be amended to "But what public purpose? <b>Is it</b> not a public purpose <b>in</b> Zimbabwe"		Agreed	Granted
1036.	Day 5, p 1391, line 1	"matter <b>if</b> we <b>were</b> discussing <b>this</b> von Pezold farm?" To be amended to "matter <b>when</b> we <b>are</b> discussing Mr von Pezold's farm?"		Agreed	Granted
1037.	Day 5, p 1391, line 15	"right at the present, there" To be amended to "right at the present <b>moment</b> , there"		Agreed	Granted
1038.	Day 5, p 1392, line 10	" <b>In</b> fact, that--he decides on cases" To be amended to " <b>And the</b> fact, that--he decides on cases"		Agreed	Granted
1039.	Day 5, p 1396, line 13	"provided or <b>late</b> " To be amended to "provided or <b>leaked</b> "		Agreed	Granted
1040.	Day 5, p 1401, line 22	"Not--not <b>anything that was</b> " To be amended to "Not--not <b>any serious</b> "		Agreed	Granted
1041.	Day 5, p 1405, line 11	" <b>PRESIDENT FORTIER</b> " To be amended to " <b>MR. COLEMAN</b> "		Agreed	Granted
1042.	Day 5, p 1405, line 12	"PRESIDENT FORTIER" to be added		Agreed	Granted
1043.	Day 5, p 1408, line 16	"Guy Clitton-Brock" To be amended to "Guy Clutton-Brock"		Agreed	Granted
1044.	Day 5, p 1410, line 17	"benefited the people Texas"		Agreed	Granted



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "benefited the people of Texas"			
1045.	Day 5, p 1413, line 19	"and I know that" To be amended to "and I would know that"		Agreed	Granted
1046.	Day 5, p 1414, line 20	"Sir" To be amended to "Sorry"		Agreed	Granted
1047.	Day 5, p 1414, line 22	"the units of their land" To be amended to "the limits of their land"		Agreed	Granted
1048.	Day 5, p 1415, line 9	"Yes, we would." To be amended to "Yes, indeed we would."		Agreed	Granted
1049.	Day 5, p 1416, line 17	"grant me my visa in turn to" To be amended to "grant me my visa in time to"		Agreed	Granted
<b>HOUSEKEEPING MATTERS</b>					
1050.	Day 5, p 1423, line 13		"the corrected Statement for Release" To be amended to "the corrected Statement [ <del>for Release</del> (sic.) of Relief]"	Agreed	Granted
1051.	Day 5, p 1427, line 8	"Mr. Williams second" To be amended to "Mr. Williams the second"		Agreed	Granted
1052.	Day 5, p 1428, line 16	"the Tribunal Granted" To be amended to "the Tribunal granted"		Agreed	Granted
1053.	Day 5, p 1429, lines 13 to 15	"what is in the reports, the numbers and when they were filed. There's the First Report that was filed within the Memorial." To be amended to "what the valuation reports are, their numbers and when they were filed. There's the First Report that was filed with the Memorial."		Agreed	Granted
1054.	Day 5, p 1430, line 13	"on there." To be amended to "on that."		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1055.	Day 5, p 1430, line 17	"Mr. Kimbrough was <b>merely</b> given" To be amended to "Mr. Kimbrough was <b>never</b> given"		Agreed	Granted
1056.	Day 5, p 1432, line 3	"the May 2012" To be amended to "the May 2012 ( <b>sic.</b> ) [2013]"		Agreed	Granted
1057.	Day 5, p 1433, line 3	"the First Report was <b>rely</b> the information" To be amended to "the First Report was <b>really</b> the information"		Agreed	Granted
1058.	Day 5, p 1433, line 17	" <b>So</b> , can I" To be amended to " <b>Sir</b> , can I"		Agreed	Granted
1059.	Day 5, p 1436, line 1	"area that <b>hat</b> not a" To be amended to "area that <b>had</b> not a"		Agreed	Granted
1060.	Day 5, p 1441, line 8	"But earlier on <b>we</b> had also made" To be amended to "But earlier on <b>I</b> had also made"		Agreed	Granted
1061.	Day 5, p 1441, line 21	"they have got <b>there on</b> audit <b>day</b> " To be amended to "they have got <b>their own</b> audit <b>there</b> "		Agreed	Granted
1062.	Day 5, p 1441, line 22 and P 1442, line 1	" <b>Buka</b> " To be amended to " <b>Bhuka</b> "		Agreed	Granted
<b>PRINCE MACHAYA</b>					
1063.	Day 5, p 1443, line 5	"Fact Witness or an" To be amended to "Fact Witness or <b>as</b> an"		Agreed	Granted
1064.	Day 5, p 1444, line 4	"I am not a real Prince" To be amended to " <b>May I add that</b> I am not a real Prince"		Agreed	Granted
1065.	Day 5, p 1444, line 5		replace « Blakeny » by "Blakeney » and replace « Sousee » by «Souci"	Agreed	Granted
1066.	Day 5, p 1448, line 19	"the law <b>is</b> correctly stated" To be amended to "the law <b>was</b> correctly stated"		Agreed	Granted
1067.	Day 5, p 1449, line 3	"opinions which <b>were</b> expressed in those Statements"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "opinions which <b>the authors</b> expressed in those Statements"			
1068.	Day 5, p 1452, line 3	"Now, the <b>BIT</b> I'm" To be amended to "Now, the <b>bit</b> I'm"		Agreed	Granted
1069.	Day 5, p 1452, line 20	"I'm at the same level" To be amended to "I'm <b>not</b> at the same level"		Agreed	Granted
1070.	Day 5, p 1455, line 4	" <b>That's the</b> --yes, I agree." To be amended to " <b>At that stage</b> --yes, I agree."		Agreed	Granted
1071.	Day 5, p 1456, line 20	"Yes, <b>most</b> certainly." To be amended to "Yes, certainly."		Agreed	Granted
1072.	Day 5, p 1458, line 13	"and <b>herein</b> " To be amended to "and <b>hearing</b> "		Agreed	Granted
1073.	Day 5, p 1462, line 22	"provision <b>my</b> of this Constitution" To be amended to "provision of this Constitution"		Agreed	Granted
1074.	Day 5, p 1467, line 5	"the Court was <b>says</b> , because" To be amended to "the Court was <b>saying</b> , because"		Agreed	Granted
1075.	Day 5, p 1468, line 17	"The judge <b>did say</b> " To be amended to "The judge <b>in fact said</b> "		Agreed	Granted
1076.	Day 5, p 1468, line 20		replace "Nyahando" by "Nyahondo"	Agreed	Granted
1077.	Day 5, p 1470, line 13	"And you understand <b>in</b> our case that" To be amended to "And you understand our case that"		Agreed	Granted
1078.	Day 5, p 1471, line 12	" <b>gulf</b> " To be amended to " <b>golf</b> "		Agreed	Granted
1079.	Day 5, p 1473, line 10	"Foreign <b>affairs</b> " To be amended to "Foreign <b>Affairs</b> "		Agreed	Granted
1080.	Day 5, p 1475, line 16		replace "Rule" by "Rules"	Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1081.	Day 5, p 1476, line 9	"I would <b>defer</b> " To be amended to "I would <b>differ</b> "		Agreed	Granted
1082.	Day 5, p 1477, line 6	"Yes, I do. <b>Specially</b> " To be amended to "Yes, I do. <b>Especially</b> "		Agreed	Granted
1083.	Day 5, p 1478, line 1	"abbreviated to SI-- <b>on</b> the" To be amended to "abbreviated to SI-- <b>under</b> the"		Agreed	Granted
1084.	Day 5, p 1479, line 3		"the Act <b>adverts</b> to the power of the Exchange in Section 94 to make rules"	Agreed	Granted
1085.	Day 5, p 1481, line 21	"and <b>our</b> hotels were found" To be amended to "and <b>where</b> hotels were found"		Agreed	Granted
1086.	Day 5, p 1486, line 5	"conditions as may be prescribed in Section 17[ <b>']</b> " To be amended to "conditions as may be prescribed[ <b>']</b> in Section 17"		Agreed	Granted
1087.	Day 5, p 1488, line 11	"the Shares that <b>have been</b> traded" To be amended to "the Shares that <b>are being</b> traded"		Agreed	Granted
1088.	Day 5, p 1488, line 14	"are <b>de-listed</b> " To be amended to "are <b>dual listed</b> "		Agreed	Granted
1089.	Day 5, p 1491, line 2	"As I <b>say</b> ," To be amended to "As I <b>said</b> ,"		Agreed	Granted
1090.	Day 5, p 1491, line 6	"but I'll do <b>it differently</b> because I don't" To be amended to "but I'll do <b>the detail with him</b> because I don't"		Agreed	Granted
1091.	Day 5, p 1491, line 11	"since they <b>are</b> not made" To be amended to "since they <b>were</b> not made"		Agreed	Granted
1092.	Day 5, p 1496, line 5		replace "if" by "as"	Agreed	Granted
1093.	Day 5, p 1498, line 9	"That's <b>correct</b> ." To be amended to "That <b>is</b> correct."		Agreed	Granted

GRASIANO NYAGUSE

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1094.	Day 5, p 1505, line 17	“body of Zimbabwe” To be amended to “body in Zimbabwe”		Agreed	Granted
1095.	Day 5, p 1505, line 18	“CESARZ” To be amended to “CZI”		Agreed	Granted
1096.	Day 5, p 1505, line 20	“which we were dealing” To be amended to “which were dealing”		Agreed	Granted
1097.	Day 5, p 1506, line 14	“investors conference” To be amended to “investment conference”		Agreed	Granted
1098.	Day 5, p 1506, line 22	“Tab 47” To be amended to “Tab 47 (sic.) [547]”		Agreed	Granted
1099.	Day 5, p 1507, line 15		replace: « in discussion » by « for discussion »	Agreed	Granted
1100.	Day 5, p 1508, line 22		replace: « land » by « London »	Agreed to: land (sic.) [London]	Granted
1101.	Day 5, p 1509, line 17	“Confederación” To be amended to “Confederation”		Agreed	Granted
1102.	Day 5, p 1509, line 19	“the conference so they knew upfront” To be amended to “the conference so that they would know upfront”		Agreed	Granted
1103.	Day 5, p 1509, line 22	“is short, the end of the afternoon” To be amended to “is short, we're at the end of the afternoon”		Agreed	Granted
1104.	Day 5, p 1510, line 7	“we held those investment conferences.” To be amended to “we held our investment conferences.”		Agreed	Granted
1105.	Day 5, p 1512, line 12	“a job participation” To be amended to “a dual participation”		Agreed	Granted
1106.	Day 5, p 1513, line 7	“think 1980--1994. We started negotiations” To be amended to “think 1980--1994 when we started negotiations”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1107.	Day 5, p 1513, line 11		replace « this effort » by « the safety »	Agreed	Granted
1108.	Day 5, p 1513, line 14	“the BITs states” To be amended to “the BITs state”		Agreed	Granted
1109.	Day 5, p 1514, line 17	“BIT as that time” To be amended to “BIT at that time”		Agreed	Granted
1110.	Day 5, p 1517, line 5	“Okay. The actual time when I was in” To be amended to “Okay. They were actually done when I was in”		Agreed	Granted
1111.	Day 5, p 1518, line 12	“the issue of predicting investment” To be amended to “the issue of protecting investment”		Agreed	Granted
1112.	Day 5, p 1518, line 21	“document a foresight” To be amended to “document had a foresight”		Agreed	Granted
1113.	Day 5, p 1518, line 22	“Why you say” To be amended to “When you say”		Agreed	Granted
1114.	Day 5, p 1519, line 22	“disputes if and when they arose” To be amended to “disputes as and when they arose”		Agreed	Granted
1115.	Day 5, p 1521, line 10	“which was developed in 1982.” To be amended to “which was written in 1982.”		Agreed	Granted
1116.	Day 5, p 1522, line 9		delete « what »	Agreed	Granted
1117.	Day 5, p 1522, line 13	“identical agreements between you” To be amended to “identical agreements because you”		Agreed	Granted
1118.	Day 5, p 1523, line 2	“and this agreement as IX(b). They're content to us” To be amended to “in this agreement as IX(b). They concurred to us”		Agreed	Granted
1119.	Day 5, p 1523, line 6	“the proprietary works for the Agreement” To be amended to “the preparatory works for the Agreement”		Agreed	Granted
1120.	Day 5, p 1523, line 9		delete «out »	Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1121.	Day 5, p 1524, line 1		replace "In an agreement, any agreement that comes" by "Any agreement, any investment that comes"	Agreed	Granted
1122.	Day 5, p 1524, line 2		replace « agreement » by « investment »	Agreed	Granted
1123.	Day 5, p 1524, line 9	"There <b>is</b> lengthy" To be amended to "There <b>was</b> lengthy"		Agreed	Granted
1124.	Day 5, p 1524, line 11	"both parties <b>feel</b> " To be amended to "both parties <b>felt</b> "		Agreed	Granted
1125.	Day 5, p 1525, line 18	"international <b>agreement</b> " To be amended to "international <b>agreements</b> "		Agreed	Granted
1126.	Day 5, p 1525, line 19	" <b>multiple</b> agreements" To be amended to " <b>model</b> agreements"		Agreed	Granted
1127.	Day 5, p 1526, line 18	"would apply <b>when</b> we gave preferential" To be amended to "would apply <b>where</b> we gave preferential"		Agreed	Granted
1128.	Day 5, p 1527, lines 10 to 11	"We want to invest <b>ment</b> ," To be amended to "We want to <b>invest</b> ,"		Agreed	Granted
1129.	Day 5, p 1527, lines 12 to 13	"There are instances where <b>it is commonly inferred</b> that" To be amended to "There are instances where <b>as a committee we have felt</b> that"		Agreed	Granted
1130.	Day 5, p 1528, line 12		replace "agreement" by " <b>agreement (sic.) investment</b> "	Agreed	Granted
1131.	Day 5, p 1529, line 8	"nowhere here does it" To be amended to "nowhere <b>in</b> here does it"		Agreed	Granted
1132.	Day 5, p 1530, line 13	"reference <b>early</b> on to" To be amended to "reference <b>earlier</b> on to"		Agreed	Granted
1133.	Day 5, p 1530, line 17	"And at moment" To be amended to "And at <b>the</b> moment"		Agreed	Granted
1134.	Day 5, p 1534, line 16	"The BIT <b>and I would--</b> the Claimants <b>is</b> " To be amended to "The BIT <b>under which</b> the Claimants <b>are</b> "		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1135.	Day 5, p 1535, line 5	“Clause 3.2” To be amended to “Clause 2.2”		Agreed	Granted
1136.	Day 5, p 1535, line 22	“The legislations--yes” To be amended to “The regulations--yes”		Agreed	Granted
1137.	Day 5, p 1536, line 1	“It was the regulations” To be amended to “Because the regulations”		Agreed	Granted
1138.	Day 5, p 1536, line 19	“It also quantifies proposals” To be amended to “It also qualifies proposals”		Agreed	Granted
1139.	Day 5, p 1537, line 17		replace “we--we” by “where we”	Agreed	Granted
1140.	Day 5, p 1540, line 5	“Claimant has said, we should. Since the” To be amended to “Claimant has said, we should change the”		Agreed	Granted
1141.	Day 5, p 1542, line 4	“previous ZSE and FIC rules” To be amended to “previous ZIC and FIC rules”		Agreed	Granted
1142.	Day 5, p 1542, line 6	“There is no qualification for.” To be amended to “There is no codification for.”		Agreed	Granted
1143.	Day 5, p 1545, line 4	“And, too, this” To be amended to “And, through this”		Agreed	Granted
1144.	Day 5, p 1545, lines 17 to 18	“question constitute a new investment” To be amended to “question constituted to an investment”		Agreed	Granted
1145.	Day 5, p 1546, line 2	“von Pezold” To be amended to “von Pezolds”		Agreed	Granted
1146.	Day 5, p 1546, line 8	“thought the German Government” To be amended to “thought that the German Government”		Agreed	Granted
1147.	Day 5, p 1552, line 18	“26th of” To be amended to “25th of”		Agreed	Granted



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1148.	Day 5, p 1553, line 22	“So that <b>would you</b> have” To be amended to “So that <b>you would</b> have”		Agreed	Granted
1149.	Day 5, p 1554, line 19	“Article 16” To be amended to “Article 16 ( <b>sic.</b> ) [para]”		Agreed	Granted
1150.	Day 5, p 1555, line 3	“like <b>limits</b> of dividends” To be amended to “like <b>remitability</b> of dividends”		Agreed	Granted
1151.	Day 5, p 1555, line 14	“An investor <b>also</b> , to be” To be amended to “An investor <b>who sought</b> to be”		Agreed	Granted
1152.	Day 5, p 1556, line 4	“project and <b>give</b> you investor” To be amended to “project and <b>gave</b> you investor”		Agreed	Granted
1153.	Day 5, p 1556, line 8	“ <b>purchase</b> assets” To be amended to “ <b>purchases</b> assets”		Agreed	Granted
1154.	Day 5, p 1556, line 10	“purchase the assets” To be amended to “purchase <b>of</b> the assets”		Agreed	Granted
1155.	Day 5, p 1558, line 3	“You get full protection.” To be deleted – repetitive (see line 2 above).		Agreed	Granted
1156.	Day 5, p 1559, line 6	“ <b>with--</b> in accordance with” To be amended to “ <b>made--</b> in accordance with”		Agreed	Granted
1157.	Day 5, p 1559, line 7	“ <b>conducting</b> Party.” To be amended to “ <b>Contracting</b> Party[.]”		Agreed	Granted
1158.	Day 5, p 1559, line 8	“In the Protocol, Article 2” To be amended to “In the Protocol, <b>Ad</b> Article 2”		Agreed	Granted
1159.	Day 5, p 1560, line 20	“ <b>Article 9(2)</b> , yeah.” To be amended to “ <b>and Ad 2</b> , yeah.”		Agreed	Granted
1160.	Day 5, p 1562, line 8	“people only be” To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"people <b>will</b> only be"			
1161.	Day 5, p 1563, line 9	" <b>THE WITNESS</b> " To be amended to " <b>MR. MOREAU</b> "		Agreed	Granted
1162.	Day 5, p 1564, lines 4 to 5	" <b>Holt Vaughn Kunoff (phonetic)</b> " To be amended to " <b>Prot von Kunow</b> "		Agreed	Granted
1163.	Day 5, p 1564, line 13	"Arbitrator's Williams's" To be amended to " <b>Arbitrator</b> Williams's"		Agreed	Granted
1164.	Day 5, p 1566, line 22		replace "fact" by "that"	Agreed	Granted
1165.	Day 5, p 1570, line 17	"Mr. Forrester? Mr. von Pezold?" To be amended to "Mr. Forrester <b>or</b> Mr. von Pezold?"		Agreed	Granted
1166.	Day 5, p 1573, line 5	"Can you <b>rotate</b> your question?" To be amended to "Can you <b>restate</b> your question?"		Agreed	Granted
1167.	Day 5, p 1573, lines 15 to 16	"This is not in <b>quotations.</b> " To be amended to "This is not in <b>contention.</b> "		Agreed	Granted
1168.	Day 5, p 1573, line 17	"Zimbabwean <b>Minister</b> of Economic" To be amended to "Zimbabwean <b>Ministry</b> of Economic"		Agreed	Granted
1169.	Day 5, p 1574, line 9	"German BIT applied to <b>the</b> " To be amended to "German BIT applied to <b>their</b> "		Agreed	Granted
1170.	Day 5, p 1574, line 19	"we <b>ll</b> advise them" To be amended to "we <b>would</b> advise them"		Agreed	Granted
1171.	Day 5, p 1578, line 6	" <b>It</b> was a" To be amended to " <b>There</b> was a"		Agreed	Granted
<b>DAY SIX</b>					
1172.	Table of Contents, p 1585	SIFELANI MOYO "Recross-examination by Mr. <b>Moreau</b> " To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"Recross-examination by Mr. Williams"			
1173.	Day 6, p 1590, line 19	"Respondent <b>in</b> appearing" To be amended to "Respondent <b>and</b> appearing"		Agreed	Granted
<b>SIFELANI MOYO</b>					
1174.	Day 6, p 1597, line 3	Remove the words " <b>Sorry. I'll say that again</b> "		Agreed	Granted
1175.	Day 6, p 1599, line 17	"advise that <b>that</b> " To be amended to "advise that"		Agreed	Granted
1176.	Day 6, p 1600, line 19	"department <b>using</b> " To be amended to "department <b>uses</b> "		Agreed	Granted
1177.	Day 6, p 1601, line 16	"you know, circumstances" To be amended to "you know, <b>the</b> circumstances"		Agreed	Granted
1178.	Day 6, p 1602, line 5	"with the <b>time</b> of" To be amended to "with the <b>type</b> of"		Agreed	Granted
1179.	Day 6, p 1602, line 10	"this <b>act</b> " To be amended to "this <b>Act</b> "		Agreed	Granted
1180.	Day 6, p 1602, line 15	" <b>Numbers</b> within the act" To be amended to " <b>Numbering</b> within the act"		Agreed	Granted
1181.	Day 6, p 1602, line 17	"the <b>act</b> " To be amended to "the <b>Act</b> "		Agreed	Granted
1182.	Day 6, p 1604, line 11	"pursuant to this <b>act</b> " To be amended to "pursuant to this <b>Act,</b> "		Agreed	Granted
1183.	Day 6, p 1604, line 12	"when you're <b>valuating</b> for" To be amended to "when you're <b>valuing</b> for"		Agreed	Granted
1184.	Day 6, p 1604, line 19	"same <b>act</b> " To be amended to "same <b>Act</b> "		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1185.	Day 6, p 1605, line 2	“this section of the <b>act</b> ?” To be amended to “this section of the <b>Act</b> ?”		Agreed	Granted
1186.	Day 6, p 1605, lines 4 to 5	“below part 1(c), <b>that's</b> “The” To be amended to “below part 1 <b>says that</b> “The”		Agreed	Granted
1187.	Day 6, p 1606, line 17	“which are <b>on</b> the property. <b>And</b> the finishes, <b>just</b> ” To be amended to “which are <b>in</b> the property, <b>and</b> the finishes. <b>Just</b> ”		Agreed	Granted
1188.	Day 6, p 1607, line 17	“some of the <b>areas</b> in” To be amended to “some of the <b>errors</b> in”		Agreed	Granted
1189.	Day 6, p 1609, line 6	“some of the <b>areas</b> in” To be amended to “some of the <b>errors</b> in”		Agreed	Granted
1190.	Day 6, p 1609, line 8	“value of Makandi, <b>we see to</b> ” To be amended to “value of Makandi <b>Rusitu</b> ”		Agreed	Granted
1191.	Day 6, p 1609, line 9	“waterways, which is <b>in</b> extent” To be amended to “waterways, which is <b>an</b> extent”		Agreed	Granted
1192.	Day 6, p 1610, line 1	“particular <b>area</b> ” To be amended to “particular <b>error</b> ”		Agreed	Granted
1193.	Day 6, p 1612, line 13	“ <b>526</b> ,500 because right” To be amended to “ <b>562</b> ,500 because right”		Agreed	Granted
1194.	Day 6, p 1614, line 2	“had said it was” To be amended to “had said <b>--</b> it was”		Agreed	Granted
1195.	Day 6, p 1614, line 14	“Sorry, my question <b>is</b> ,” To be amended to “Sorry, my question <b>was</b> ,”		Agreed	Granted
1196.	Day 6, p 1617, line 6	Remove the words “ <b>But not</b> ”		Agreed	Granted
1197.	Day 6, p 1618, lines 16 to 18	“ <b>Let me</b> talk about comparables. <b>Are</b> there any real” To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"When we talk about comparables, are there any real"			
1198.	Day 6, p 1620, line 18	"databases with the dozens" To be amended to "databases with dozens"		Agreed	Granted
1199.	Day 6, p 1622, line 10	"Moyo's Schedule Report" To be amended to "Moyo's Scheduled Report"		Agreed	Granted
1200.	Day 6, p 1625, line 6	"just after that was covered" To be amended to "just after. That was Kaba"		Agreed	Granted
1201.	Day 6, p 1626, line 3	"referring to the" To be amended to "referring actually to the"		Agreed	Granted
1202.	Day 6, p 1626, line 5	"Bundle?" To be amended to "Bundle."		Agreed	Granted
1203.	Day 6, p 1629, line 20	"this is the question" To be amended to "this is a question"		Agreed	Granted
1204.	Day 6, p 1634, line 6	"your values and" To be amended to "your values -- and"		Agreed	Granted
1205.	Day 6, p 1634, line 8	"comparator transactions and" To be amended to "comparator transactions -- and"		Agreed	Granted
1206.	Day 6, p 1635, line 3	"current date -- was it" To be amended to "current date -- was at"		Agreed	Granted
1207.	Day 6, p 1650, line 9	"Statement did provide?" To be amended to "Statement did provide it?"		Agreed	Granted
1208.	Day 6, p 1655, line 12	"applied a value of null for" To be amended to "applied a value of nil for"		Agreed	Granted
1209.	Day 6, p 1657, line 18	"addressed." To be amended to "had raised."		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1210.	Day 6, p 1658, line 22	“Estates, there” To be amended to “Timbers, there”		Agreed	Granted
1211.	Day 6, p 1659, line 15	“result of Land” To be amended to “result of the Land”		Agreed	Granted
1212.	Day 6, p 1660, line 22	“Makendi Estates,” To be amended to “Makandi Estates”		Agreed	Granted
1213.	Day 6, p 1662, line 4	“did you have also the other” To be amended to “did you have other”		Agreed	Granted
1214.	Day 6, p 1665, line 2	“that’s -- that’s the one we said” To be amended to “that’s the one which we said”		Agreed	Granted
1215.	Day 6, p 1665, line 22	“Border are not” To be amended to “Border Timbers are not”		Agreed	Granted
1216.	Day 6, p 1666, line 3	“valuation apart in comparable” To be amended to “valuation apart from comparable”		Agreed	Granted
1217.	Day 6, p 1666, line 17	“concern that when we’re not” To be amended to “concern: that one, when you are”		Agreed	Granted
1218.	Day 6, p 1669, line 10	“freely available from the laborers.” To be amended to “freely available, farm laborers.”		Agreed	Granted
1219.	Day 6, p 1672, line 3	“that were valued” To be amended to “that we’re valuing”		Agreed	Granted
1220.	Day 6, p 1676, line 5	“used and it” To be amended to “being used and it”		Agreed	Granted
1221.	Day 6, p 1677, lines 20 to 21	“the small real estate” To be amended to “the Smalldeel Estate”		Agreed	Granted

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Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1222.	Day 6, p 1685, line 14		replace "These are statements from the -- which I wanted to refer to" with "These are statements from the <b>thing</b> which I wanted to refer to"	Agreed	Granted
1223.	Day 6, p 1686, line 22 to p 1687 line 1	" <b>PRESIDENT FORTIER</b> : Without the reservation -- okay. Yes, I appreciate that." To be amended to " <b>ARBITRATOR WILLIAMS</b> : Without the reservation -- <b>PRESIDENT FORTIER</b> : Okay. Yes, I appreciate that."		Agreed	Granted
1224.	Day 6, p 1687, line 15		replace "Glenmourne, Glenmourne" by Glen Lorne, Glen Lorne"	Agreed	Granted
1225.	Day 6, p 1688, line 8	" <b>Would</b> you please" To be amended to " <b>Could</b> you please"		Agreed	Granted
1226.	Day 6, p 1688, line 9	" <b>Would</b> you please" To be amended to " <b>Can</b> you please"		Agreed	Granted
1227.	Day 6, p 1690, line 1	"level in forestry <b>with a</b> " To be amended to "level in forestry. <b>I've got a</b> "		Agreed	Granted
1228.	Day 6, p 1690, line 17	Replace "pursuit" by "(unclear)"		Agreed	Granted
1229.	Day 6, p 1691, lines 8 to 9	"a bank, <b>(unclear) Group</b> " To be amended to "a bank, <b>a hotel group</b> "		Agreed	Granted
1230.	Day 6, p 1691, line 13	" <b>southern</b> region" To be amended to " <b>SADC</b> region"		Agreed	Granted
1231.	Day 6, p 1693, line 22		replace "is in" by "has a"	Agreed	Granted
1232.	Day 6, p 1694, line 19		remove " ,"	Agreed	Granted
1233.	Day 6, p 1695, line 9	" <b>When there is a comparison</b> to do" To be amended to " <b>Where no-one is under compulsion</b> to do"		Agreed	Granted
1234.	Day 6, p 1696, line 1	"goods between <b>the</b> two" To be amended to "goods between <b>any</b> two"		Agreed	Granted
1235.	Day 6, p 1696, line 20		replace "finished" by "furnished"	Agreed	Granted
1236.	Day 6, p 1698, line 14		replace "have done in coming to an" by "had done and coming to an"	Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1237.	Day 6, p 1702, line 7		replace "say" by "said"	Agreed	Granted
1238.	Day 6, p 1703, lines 5 to 7	"It was only in January in 2003 that the IAS 41 became effective in Zimbabwe, and it concurred to anyone who wanted" To be amended to "It was only on January 2003 that IAS 41 became effective in Zimbabwe, and it compelled anyone who wanted"	replace "concurred to" by "compelled"	Agreed	Granted
1239.	Day 6, p 1706, line 12	"indicates Mr. Levitt" To be amended to "indicates that Mr. Levitt"		Agreed	Granted
1240.	Day 6, p 1707, line 6		replace "Minister" by "Ministry"	Agreed	Granted
1241.	Day 6, p 1707, line 10	"Zimbabwe, Nichols, are" To be amended to "Zimbabwe, Meikles, are"		Agreed	Granted
1242.	Day 6, p 1707, line 12	"Nichols were -- the Nichols was" To be amended to "Meikles were -- the Meikles was"		Agreed	Granted
1243.	Day 6, p 1707, line 13	"committee, the" To be amended to "Committee, the"		Agreed	Granted
1244.	Day 6, p 1708, line 11	"where the Nichols are" To be amended to "where the Meikles are"		Agreed	Granted
1245.	Day 6, p 1710, line 12	"in Zimbabwe is to have" To be amended to "in Zimbabwe has to have"		Agreed	Granted
1246.	Day 6, p 1713, line 8	"serve as contact" To be amended to "serve as a contact"		Agreed	Granted
1247.	Day 6, p 1714, line 20	"University, and did I" To be amended to "University, and I did"		Agreed	Granted
1248.	Day 6, p 1716, line 9	"Professor Bunting" To be amended to "Professor Banting"		Agreed	Granted
1249.	Day 6, p 1716, line 11	"Professor Bunting" To be amended to		Agreed	Granted



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"Professor Banting"			
1250.	Day 6, p 1717, line 6	"to your own cushion" To be amended to "to your own conclusion"		Agreed	Granted
1251.	Day 6, p 1720, lines 5 to 6	"of Border Estate is" To be amended to "of Border's estate is"		Agreed	Granted
1252.	Day 6, p 1720, line 9	"prelude to us" To be amended to "prelude towards"		Agreed	Granted
1253.	Day 6, p 1720, line 14	"would read the document" To be amended to "have read the document"		Agreed	Granted
1254.	Day 6, p 1720, line 16	"Now, in Shumba culture," To be amended to "Now, in Shona culture,"		Agreed	Granted
1255.	Day 6, p 1721, line 1		replace "Borders 165 000" by "Borders is 165,000"	Agreed	Granted
1256.	Day 6, p 1724, line 16	"the Border A8 Statements" To be amended to "the Border Area Age Statements"		Agreed	Granted
1257.	Day 6, p 1725, line 14	"MR. WILLIAMS" To be amended to "MR. COLEMAN"		Agreed	Granted
1258.	Day 6, p 1725, line 17	"giving us --" To be amended to "giving us -- a pre-prepared lecture"		Agreed	Granted
1259.	Day 6, p 1727, line 10	"that the Settlers that" To be amended to "that the circulars that"		Agreed	Granted
1260.	Day 6, p 1727, line 11	"were used, it is signatures" To be amended to "were used, with the signatures"		Agreed	Granted
1261.	Day 6, p 1728, line 7		replace "\$3 billion " by "[Z] \$3 billion"	Agreed	Granted
1262.	Day 6, p 1728, line 10		replace "\$2 million" by "[US] \$2 million"	Agreed	Granted
1263.	Day 6, p 1728, line 13	"in 2003, if you look at" To be amended to "in 2003. If you look at"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1264.	Day 6, p 1729, line 3	“acquisition of Radar border is” To be amended to “acquisition of Radar. Border is”		Agreed	Granted
1265.	Day 6, p 1729, line 5		replace “if do” by “If you do”	Agreed	Granted
1266.	Day 6, p 1730, line 6	“Boarder Timber” To be amended to “Border Timbers”		Agreed	Granted
1267.	Day 6, p 1730, line 7	“to a figure which” To be amended to “is a figure which”		Agreed	Granted
1268.	Day 6, p 1730, line 10	“If you calculate it, it --” To be amended to “If you calculate it, at --”		Agreed	Granted
1269.	Day 6, p 1733, line 15	“like just like” To be amended to “just like”		Agreed	Granted
1270.	Day 6, p 1734, line 15	“there are other documents” To be amended to “there are either documents”		Agreed	Granted
1271.	Day 6, p 1734, line 18	“refers to Appendix,” To be amended to “refers to an Appendix,”		Agreed	Granted
1272.	Day 6, p 1738, line 6	“we say -- haven't even established the figure. If you” To be amended to “we say -- having established the figure, if you”		Agreed	Granted
1273.	Day 6, p 1738, line 13	“and we've gone into harvest” To be amended to “and we've gone in to harvest”		Agreed	Granted
1274.	Day 6, p 1738, line 15	“That is the basis proposition which I” To be amended to “And that basically is the provision which I”		Agreed	Granted
1275.	Day 6, p 1739, line 2	“you keep that tab” To be amended to “you keep a tab”		Agreed	Granted
1276.	Day 6, p 1740, line 4	“In the reality” To be amended to “In reality”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1277.	Day 6, p 1740, line 6	"The <b>procedure</b> credited to" To be amended to "the <b>researcher</b> credited to"		Agreed	Granted
1278.	Day 6, p 1740, line 10	" <b>Ken</b> said, does it?" To be amended to " <b>Kengen</b> said, does it?"		Agreed	Granted
1279.	Day 6, p 1740, line 15	"in the <b>letters I</b> " To be amended to "in the <b>literature</b> "		Agreed	Granted
1280.	Day 6, p 1741, line 12	" <b>MR COLEMAN:</b> " To be amended to " <b>THE WITNESS:</b> "		Agreed	Granted
1281.	Day 6, p 1743, line 10	"sections. <b>Is</b> it -- you showed" To be amended to "sections, <b>isn't</b> it -- <b>You</b> showed"		Agreed	Granted
1282.	Day 6, p 1743, line 11	" <b>limiters</b> of Faustmann," To be amended to " <b>limitations</b> of Faustmann,"		Agreed	Granted
1283.	Day 6, p 1744, line 22	"Bundle Number <b>351</b> " To be amended to "Bundle Number <b>331</b> "		Agreed	Granted
1284.	Day 6, p 1745, line 9	"third line <b>of</b> the" To be amended to "third line <b>from</b> the"		Agreed	Granted
1285.	Day 6, p 1745, line 19	"the question <b>is</b> whether" To be amended to "the question <b>was</b> whether"		Agreed	Granted
1286.	Day 6, p 1745, line 22	" <b>Faustmannian</b> " To be amended to " <b>Faustinian</b> "		Agreed	Granted
1287.	Day 6, p 1746, line 1	" <b>Faustmannian</b> " To be amended to " <b>Faustinian</b> "		Agreed	Granted
1288.	Day 6, p 1746, line 6	" <b>TPA-2002,</b> " To be amended to " <b>TPF-2002,</b> "		Agreed	Granted
1289.	Day 6, p 1746, line 19	"capitalization."		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "capitalization <b>rate</b> ."			
1290.	Day 6, p 1747, line 2	" <b>Faustmannian</b> " To be amended to " <b>Faustinian</b> "		Agreed	Granted
1291.	Day 6, p 1747, line 8	" <b>Faustmannian</b> " To be amended to " <b>Faustinian</b> "		Agreed	Granted
1292.	Day 6, p 1747, line 11	"pass it on <b>the Faustmannian</b> " To be amended to "pass it on <b>as Faustinian</b> "	replace "it on the" by "it on as the"	Agreed	Granted
1293.	Day 6, p 1748, line 13	"our best <b>year</b> in 2002." To be amended to "our best <b>volumes</b> in 2002."		Agreed	Granted
1294.	Day 6, p 1749, line 18	" <b>Tab 423</b> " To be amended to " <b>Tab [sic] 4/23</b> "		Agreed	Granted
1295.	Day 6, p 1750, line 16	"basically works for <b>in jewels</b> in" To be amended to "basically works for <b>NGOs</b> in"		Agreed	Granted
1296.	Day 6, p 1750, line 19	"Web site. <b>If</b> you look at his CV, <b>his</b> major work is" To be amended to "Web site, <b>if</b> you look at his CV. <b>His</b> major work"		Agreed	Granted
1297.	Day 6, p 1750, line 20	"U.S.A. <b>Ed.</b> " To be amended to "U.S.A. <b>Aid.</b> "		Agreed	Granted
1298.	Day 6, p 1752, line 2	"that he <b>collects</b> , but" To be amended to "that he <b>collates</b> , but"		Agreed	Granted
1299.	Day 6, p 1753, lines 3 to 4	"So, <b>in the</b> transaction, what <b>will</b> they do?" To be amended to "So, <b>when they do a</b> transaction, what <b>do</b> they do?"		Agreed	Granted
1300.	Day 6, p 1753, line 6 to 7	"And <b>they are</b> actually saying, "Who is it? It's <b>Mworwe</b> . There's a guy called <b>Mworwe</b> who," To be amended to "And <b>I</b> actually say -- Who is it? -- It's <b>Muronzi</b> . There's a guy called <b>Muronzi</b> who,"		Agreed	Granted
1301.	Day 6, p 1753, line 10	"I <b>take</b> something"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		To be amended to "I <b>add</b> something"			
1302.	Day 6, p 1755, line 8	"Section <b>116</b> " To be amended to "Section <b>1.1.6</b> "		Agreed	Granted
1303.	Day 6, p 1755, line 11	"Section <b>116</b> " To be amended to "Section <b>1.1.6</b> "		Agreed	Granted
1304.	Day 6, p 1756, line 18	"and <b>in</b> the point" To be amended to "and <b>on</b> the point"		Agreed	Granted
1305.	Day 6, p 1757, line 4	"You <b>put that.</b> " To be amended to "You <b>place it there.</b> "		Agreed	Granted
1306.	Day 6, p 1760, line 14	"Bates numbering, <b>as</b> I understand your thesis" To be amended to "Bates numbering. <b>As</b> I understand your thesis"		Agreed	Granted
1307.	Day 6, p 1760, line 21	"forestry <b>lumber a</b> " To be amended to "forestry <b>language a</b> "		Agreed	Granted
1308.	Day 6, p 1761, line 4	"just to establish what <b>I've</b> " To be amended to "just to establish what <b>are the</b> "		Agreed	Granted
1309.	Day 6, p 1761, line 11	" <b>the creation of value is</b> carbon credits" To be amended to " <b>recreational values,</b> carbon credits"		Agreed	Granted
1310.	Day 6, p 1761, line 15	"In other jurisdiction, <b>we</b> value" To be amended to "In other jurisdiction, <b>they</b> value"		Agreed	Granted
1311.	Day 6, p 1761, line 16	"value, the value <b>of</b> recreational" To be amended to "value, <b>they</b> value recreational"		Agreed	Granted
1312.	Day 6, p 1761, line 19	"pay, method, so on" To be amended to "pay, method,"		Agreed	Granted
1313.	Day 6, p 1763, line 6	"question here is to <b>Forrester</b> , eh?" To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"question here is to forresters, eh?"			
1314.	Day 6, p 1763, line 9 to 10	"to establish the <b>thought</b> that maybe Grade 2 ( <b>unclear</b> ) <b>class</b> want to use" To be amended to "to establish the <b>food</b> that maybe Grade 2 <b>kids</b> want to use"		Agreed	Granted
1315.	Day 6, p 1763, line 15	"price <b>and</b> ratios" To be amended to "price <b>earning</b> ratios"		Agreed	Granted
1316.	Day 6, p 1763, line 17	" <b>endings.</b> " To be amended to " <b>earnings.</b> "		Agreed	Granted
1317.	Day 6, p 1763, line 21	"if you look at the <b>historic data</b> " To be amended to "if you look at the <b>history of Border</b> "		Agreed	Granted
1318.	Day 6, p 1764, line 8	"valuation <b>tool</b> , market capitalization" To be amended to "valuation <b>through</b> market capitalization"		Agreed	Granted
1319.	Day 6, p 1764, line 10	"values and forth" To be amended to "values and <b>so</b> forth"		Agreed	Granted
1320.	Day 6, p 1764, line 12	"other <b>comparative</b> values" To be amended to "other <b>comparator</b> values"		Agreed	Granted
1321.	Day 6, p 1765, line 9		replace "competitive" by "comparative"	Agreed	Granted
1322.	Day 6, p 1765, line 15	"issues <b>there were</b> contracts" To be amended to "issues <b>that are there where</b> contracts"		Agreed	Granted
1323.	Day 6, p 1765, line 20	"Mr. George Bottger. <b>When</b> " To be amended to "Mr. George Bottger, <b>when</b> "		Agreed	Granted
1324.	Day 6, p 1765, line 22	"2000. <b>We should have looked</b> " To be amended to "2002. <b>We're short of logs</b> "		Agreed	Granted
1325.	Day 6, p 1766, line 1		replace "favoured" by "fair value"	Agreed	Granted
1326.	Day 6, p 1766, line 11	"within—in <b>Shumba</b> culture," To be amended to "within—in <b>Shona</b> culture,"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1327.	Day 6, p 1767, line 18	“MR. <b>WILLIAMS</b> ” To be amended to “MR. <b>INNES</b> ”		Agreed	Granted
1328.	Day 6, p 1769, line 19		replace “It is actually give a price.” with “It actually gives a price.”	Agreed	Granted
1329.	Day 6, p 1771, line 21	“Where is <b>your</b> ” To be amended to “Where is <b>an</b> ”		Agreed	Granted
1330.	Day 6, p 1772, lines 3 to 4	“A. <b>That's in</b> Scenario 1, <b>yes?</b> Q. That's that.” To be amended to “A. <b>Written</b> Scenario 1? Q. <b>Yes</b> , that's that.”		Agreed	Granted
1331.	Day 6, p 1772, line 6	“It's Appendix 9. <b>It's</b> your thesis.” To be amended to “It's Appendix 9 <b>to</b> your thesis.”		Agreed	Granted
1332.	Day 6, p 1773, line 3	“the two lines” To be amended to “ <b>that</b> the two lines”		Agreed	Granted
1333.	Day 6, p 1773, line 14	“It can be.” To be amended to “It can't be”		Agreed	Granted
1334.	Day 6, p 1775, line 1	“is saying Scenario <b>1</b> , and” To be amended to “is saying Scenario <b>1A</b> , and”		Agreed	Granted
1335.	Day 6, p 1775, line 9	“are you using.” To be amended to “are you using, <b>surely</b> .”		Agreed	Granted
1336.	Day 6, p 1775, line 10	Remove the word “ <b>Sure</b> ”		Agreed	Granted
1337.	Day 6, p 1775, line 12	“ <b>And, actually</b> , the exchange” To be amended to “ <b>The</b> exchange”		Agreed	Granted
1338.	Day 6, p 1776, line 3	“defining <b>what</b> that” To be amended to “defining <b>where</b> that”		Agreed	Granted
1339.	Day 6, p 1779, line 1		replace “mulching” by “marshalling”	Agreed	Granted
1340.	Day 6, p 1780, lines 20 to 22	“Q ... are being sold, <b>yes</b> , <b>at</b> roadside?” To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"Q ... are being sold? A. Yes. Q. At roadside?"			
1341.	Day 6, p 1782, line 20		replace "If you're efficient, you will make" with "If you're efficient (sic), you will make"	Agreed	Granted
1342.	Day 6, p 1782, line 21		delete [sic]	Agreed	Granted
1343.	Day 6, p 1783, line 6	"their buying timber" To be amended to "they're buying timber"		Agreed	Granted
1344.	Day 6, p 1783, line 8	"which I will then incur the costs, and" To be amended to "which I would have incurred the cost, and"		Agreed	Granted
1345.	Day 6, p 1784, line 2		replace "that is there" by "that is there (sic)"	Agreed	Granted
1346.	Day 6, p 1785, line 8		replace "no more problems in business" by "normal prudence in business"	Agreed	Granted
1347.	Day 6, p 1785, line 13		replace "confidential" by "confidentially"	Agreed	Granted
1348.	Day 6, p 1785, line 16	"who was in that meeting" To be amended to "who sits in that meeting"		Agreed	Granted
1349.	Day 6, p 1786, line 3		replace "this contractor" by "his contractors"	Agreed	Granted
1350.	Day 6, p 1786, line 11	"good companies, is Border or not," To be amended to "good companies, as Border will know,"		Agreed	Granted
1351.	Day 6, p 1786, line 20	"in terms" To be amended to "in terms of"		Agreed	Granted
1352.	Day 6, p 1787, lines 8 to 9	"from Allied from mushrooms to timber. That was done" To be amended to "from Allied, from mushrooms to timber, that is done"		Agreed	Granted
1353.	Day 6, p 1788, line 4	"are continuing to create" To be amended to "are keen to create"		Agreed	Granted
1354.	Day 6, p 1788, line 21	"Timber's Taka Forest" To be amended to "Timber' Tarka Forest"		Agreed	Granted
1355.	Day 6, p 1791, line 12	"at same time" To be amended to "at the same time"		Agreed	Granted



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1356.	Day 6, p 1792, lines 1 to 2	“there are others, <b>we shall infer to</b> others on 50” To be amended to “there are others <b>which are on 40</b> , others on 50”		Agreed	Granted
1357.	Day 6, p 1792, line 14	“harvesting your logs, <b>sir. It's</b> ” To be amended to “harvesting your logs <b>so it's</b> ”		Agreed	Granted
1358.	Day 6, p 1793, line 15	“follow <b>this</b> minutes” To be amended to “follow <b>these</b> minutes”		Agreed	Granted
1359.	Day 6, p 1794, line 4	“Managing Director here, <b>he would be (unclear)</b> and” To be amended to “Managing Director here, <b>having a meeting</b> and”		Agreed	Granted
1360.	Day 6, p 1794, lines 17 to 19		replace “And the best person-- <b>but you need me</b> to interpret these minutes. <b>It's</b> not you and I; it is Alan Beta.” with “And the best person, <b>between you and me</b> , to interpret these minutes <b>is</b> not you and I; it is Alan Beta.”	Agreed	Granted
1361.	Day 6, p 1794, line 18		replace “minutes. It's” by “minutes, it's”	Agreed	Granted
1362.	Day 6, p 1795, line 4	“Okay. 9?” To be amended to “Okay. <b>Tab 9</b> ?”		Agreed	Granted
1363.	Day 6, p 1795, line 21		replace “technologies” by “terminologies”	Agreed	Granted
1364.	Day 6, p 1796, lines 9 to 10		replace “(deponent indicated)” by “(deponent indicated size with his hands)”	Agreed	Granted
1365.	Day 6, p 1796, line 14	“for mining support <b>assumptions.</b> ” To be amended to “for mining <b>supports.</b> ”		Agreed	Granted
1366.	Day 6, p 1797, line 10	“is considered <b>the</b> sawlog” To be amended to “is considered <b>a</b> sawlog”		Agreed	Granted
1367.	Day 6, p 1797, line 18	“purposes of cutting <b>defective</b> product,” To be amended to “purposes of cutting <b>into further</b> product,”		Agreed	Granted
1368.	Day 6, p 1800, line 20	“Scenario is appendix?” To be amended to “Scenario <b>1</b> is appendix?”		Agreed	Granted
1369.	Day 6, p 1805, line 9	“Is it FOB <b>material</b> or FOB <b>job</b> ?” To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"Is it FOB <b>Mtao</b> or FOB <b>Jo'burg</b> ?"			
1370.	Day 6, p 1805, line 18	"were not price FOB; <b>rather</b> , they were" To be amended to "were not price FOB <b>Harare</b> , they were"		Agreed	Granted
1371.	Day 6, p 1806, line 5	" <b>log wood</b> " To be amended to " <b>wagon</b> "		Agreed	Granted
1372.	Day 6, p 1806, line 7	" <b>log wood</b> " To be amended to " <b>wagon</b> "		Agreed	Granted
1373.	Day 6, p 1806, line 12	"It is Tab <b>13</b> " To be amended to "It is Tab <b>9</b> "		Agreed	Granted
1374.	Day 6, p 1808, line 6	"If you deduct <b>17.9</b> from 24" To be amended to "If you deduct <b>17.09</b> from 24"		Agreed	Granted
1375.	Day 6, p 1808, line 16	"out harvesting and <b>all that</b> " To be amended to "out harvesting and <b>haulage</b> "		Agreed	Granted
1376.	Day 6, p 1809, line 15	"what I've done, <b>any of the</b> " To be amended to "what I've done, <b>earlier on the</b> "		Agreed	Granted
1377.	Day 6, p 1811, line 17	"one <b>with</b> standing price" To be amended to "one <b>was</b> standing price"		Agreed	Granted
1378.	Day 6, p 1811, line 18	"the other was for <b>fellings</b> logs" To be amended to "the other was for <b>thinnings</b> logs"		Agreed	Granted
1379.	Day 6, p 1812, line 1	"felling the <b>wood</b> tree" To be amended to "felling the <b>whole</b> tree"		Agreed	Granted
1380.	Day 6, p 1812, line 9	" <b>Other</b> products have" To be amended to " <b>If the</b> other products have"		Agreed	Granted
1381.	Day 6, p 1812, line 11	"13.5 centimeters, <b>is</b> the Zimbabwe" To be amended to "13.5 centimeters, <b>as</b> the Zimbabwe"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1382.	Day 6, p 1812, line 17	“Depending on how you <b>culture</b> ” To be amended to “Depending on how you <b>coach</b> ”		Agreed	Granted
1383.	Day 6, p 1818, line 16	“the <b>coasts</b> that” To be amended to “the <b>costs</b> that”		Agreed	Granted
1384.	Day 6, p 1819, line 7	“not clear-felling operation” To be amended to “not <b>a</b> clear-felling operation”		Agreed	Granted
1385.	Day 6, p 1819, line 13	“figures, <b>you</b> said” To be amended to “figures, <b>he</b> said”		Agreed	Granted
1386.	Day 6, p 1819, line 14	“cost them <b>\$15.70</b> to do” To be amended to “cost them <b>\$13.70</b> to do”		Agreed	Granted
1387.	Day 6, p 1819, line 15	“ <b>other</b> Bundle--” To be amended to “ <b>Trial</b> Bundle --”		Agreed	Granted
1388.	Day 6, p 1820, line 14	“So, in fact, the ( <b>unclear</b> ) <b>timber</b> ” To be amended to “So, in fact, the <b>terminology</b> ”		Agreed	Granted
1389.	Day 6, p 1822, line 20	“\$ <b>6.07</b> per meter cubed” To be amended to “\$ <b>6.70</b> per meter cubed”		Agreed	Granted
1390.	Day 6, p 1824, lines 11 to 12	“is called a Board <b>and</b> Finance and Audit Committee.” ” To be amended to “is called Board Finance and Audit Committee.”		Agreed	Granted
1391.	Day 6, p 1826, line 11	“( <b>unclear</b> ) forester,” To be amended to “ <b>my dear</b> forester,”		Agreed	Granted
1392.	Day 6, p 1830, line 4	“bought in 2003” To be amended to “bought <b>Border</b> in 2003”		Agreed	Granted
1393.	Day 6, p 1830, line 11		Replacing “choosing ----- (unclear)” by “using IAS41”	Agreed	Granted
1394.	Day 6, p 1832, lines 19 to 20	“ <b>A. Yes. PRESIDENT FORTIER: Yes or no?</b> ” To be amended to “ <b>PRESIDENT FORTIER: Yes or no? A. Yes.</b> ”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1395.	Day 6, p 1833, line 12	“the <b>comparator</b> value, the” To be amended to “the <b>company</b> valued the”		Agreed	Granted
1396.	Day 6, p 1834, line 7		replace “ <b>there is an indifference</b> ” by “ <b>the reason in difference</b> ”	Agreed	Granted
1397.	Day 6, p 1834, line 7		replace “yourselves” by “ourselves”	Agreed	Granted
1398.	Day 6, p 1834, line 15	“sawlogs <b>is</b> described” To be amended to “sawlogs <b>as</b> described”		Agreed	Granted
1399.	Day 6, p 1834, line 18	“ <b>full</b> market valuation <b>in</b> sales.” To be amended to “ <b>fair</b> market valuation sales.”		Agreed	Granted
1400.	Day 6, p 1837, line 6	“were of 1.1, <b>(ii)</b> ” To be amended to “were of 1.1, <b>(i)</b> ”		Agreed	Granted
1401.	Day 6, p 1839, line 4	“As per International” To be amended to “ “As per International”		Agreed	Granted
1402.	Day 6, p 1840, line 12	“and <b>the</b> knowledge” To be amended to “and <b>their</b> knowledge”		Agreed	Granted
1403.	Day 6, p 1843, line 5	“ <b>touch the</b> value” To be amended to “ <b>attach a</b> value”		Agreed	Granted
1404.	Day 6, p 1843, line 17	“confirm that there a” To be amended to “confirm that there <b>is</b> a”		Agreed	Granted
1405.	Day 6, p 1844, line 22	“ <b>The</b> simple question” To be amended to “ <b>A</b> simple question”		Agreed	Granted
1406.	Day 6, p 1845, line 7	“from analysis ( <b>unclear</b> )” To be amended to “from analysis <b>and research.</b> ”		Agreed	Granted
1407.	Day 6, p 1845, line 13	“ <b>even</b> age statements” To be amended to “ <b>area</b> age statements”		Agreed	Granted
1408.	Day 6, p 1845, line 17		replace “20 30” by “2030 [m <sup>3</sup> /day output]”	Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1409.	Day 6, p 1845, line 19		replace "they're still not included 30" with "there's 733".	Agreed	Granted
1410.	Day 6, p 1845, lines 19 to 20		replace "all the other age groups, 200" with "on the other age groups there's 200".	Agreed	Granted
1411.	Day 6, p 1846, line 3		replace 'even' by "uneven"	Agreed	Granted
1412.	Day 6, p 1846, line 18	"the <b>raw</b> wood values" To be amended to "the <b>round</b> wood values"		Agreed	Granted
1413.	Day 6, p 1848, line 8	"to suggest price <b>of</b> any" To be amended to "to suggest price <b>has</b> any"		Agreed	Granted
1414.	Day 6, p 1849, line 6	" <b>Faustmannian</b> application, they use a <b>Faustmannian</b> " To be amended to " <b>Faustinian</b> application, they use a <b>Faustinian</b> "		Agreed	Granted
1415.	Day 6, p 1849, line 14	"wants to get costs <b>in</b> , whatever" To be amended to "wants to get costs <b>and</b> whatever"		Agreed	Granted
1416.	Day 6, p 1849, line 16	"they gave me, they <b>want</b> " To be amended to "they gave me, they <b>were going</b> "		Agreed	Granted
1417.	Day 6, p 1849, line 18	" <b>Faustmannian</b> Method" To be amended to " <b>Faustinian</b> Method"		Agreed	Granted
1418.	Day 6, p 1849, line 19	"doing it because -- I <b>read</b> " To be amended to "doing it because -- I <b>'ve got</b> "		Agreed	Granted
1419.	Day 6, p 1849, line 22	"in the ( <b>unclear</b> ) <b>in</b> Zimbabwe" To be amended to "in the <b>context of</b> Zimbabwe"		Agreed	Granted
1420.	Day 6, p 1850, line 11	" <b>Faustmannian</b> Formula" To be amended to " <b>Faustinian</b> Formula"		Agreed	Granted
1421.	Day 6, p 1850, line 16	" <b>Faustmannian</b> Formula" To be amended to " <b>Faustinian</b> Formula"		Agreed	Granted
1422.	Day 6, p 1850, line 19	" <b>Faustmannian</b> Formula" To be amended to		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
		"Faustinian Formula"			
1423.	Day 6, p 1852, line 2	"Faustmannian Formula" To be amended to "Faustinian Formula"		Agreed	Granted
1424.	Day 6, p 1852, line 3	"or what application?" To be amended to "or whatever valuation?"		Agreed	Granted
1425.	Day 6, p 1852, line 12	"Faustmannian Formula" To be amended to "Faustinian Formula"		Agreed	Granted
1426.	Day 6, p 1852, line 15	"Faustmannian Formula" To be amended to "Faustinian Formula"		Agreed	Granted
1427.	Day 6, p 1853, line 3	"Faustmannian Formula" To be amended to "Faustinian Formula"		Agreed	Granted
1428.	Day 6, p 1857, line 3	"in terms of what was sent to the market" To be amended to "in terms of the sawn timber market"		Agreed	Granted
1429.	Day 6, p 1859, line 15	"I need the (unclear) for Border" To be amended to "I need the Area Age Statement for Border"		Agreed	Granted
1430.	Day 6, p 1860, line 3		replace "telling" by "stealing"	Agreed	Granted
1431.	Day 6, p 1860, line 6	"little bit of more." To be amended to "little bit off more."		Agreed	Granted
1432.	Day 6, p 1860, line 8	"an edge where you end up with" To be amended to "an age where you end up with"		Agreed	Granted
1433.	Day 6, p 1860, line 17	"what Radar Andrew did" To be amended to "what Radar -- Anglo did"		Agreed	Granted
1434.	Day 6, p 1860, line 17		replace "in 1990 – in 2000" by ""in nineteen-ninet -- in 2000"	Agreed	Granted
1435.	Day 6, p 1861, line 8	"and what ends up in forests," To be amended to "and what underpins forests,"		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1436.	Day 6, p 1861, line 10	“Then I’ll <b>handle</b> the problem” To be amended to “Then I’ll <b>hand over</b> the problem”		Agreed	Granted
1437.	Day 6, p 1861, line 22		replace “submitted” by “asymmetric”	Agreed	Granted
1438.	Day 6, p 1862, line 5		replace “independence” by “independents”	Agreed	Granted
1439.	Day 6, p 1864, line 15	“Allied Timbers <b>and</b> ” To be amended to “Allied Timbers”		Agreed	Granted
1440.	Day 6, p 1866, line 17	“Border valuation figure” To be amended to “Border valuation <b>they have a</b> figure”		Agreed	Granted
1441.	Day 6, p 1866, line 19	“We are using a <b>solo</b> price” To be amended to “We are using a <b>sawlog</b> price”		Agreed	Granted
<b>HOUSEKEEPING MATTERS</b>					
1442.	Day 6, p 1872, line 1	“ <b>and read</b> in my notes” To be amended to “ <b>in red</b> in my notes”		Agreed	Granted
1443.	Day 6, p 1874, line 2	“schedule, <b>to</b> refresh everyone’s memory?” To be amended to “schedule? <b>To</b> refresh everyone’s memory:”		Agreed	Granted
1444.	Day 6, p 1875, line 14	“regarding the <b>context</b> of the” To be amended to “regarding the <b>conduct</b> of the”		Agreed	Granted
1445.	Day 6, p 1881, line 18	“Joint Summary, and they” To be amended to “Joint Summary, and <b>if</b> they”		Agreed	Granted
1446.	Day 6, p 1882, line 13	“Yeah, <b>point</b> emphasize” To be amended to “Yeah, <b>important to</b> emphasize”		Agreed	Granted
1447.	Day 6, p 1883, line 5		“It’s clear that <b>us</b> not a” To be amended to “It’s clear that <b>is</b> not a”	Agreed	Granted
1448.	Day 6, p 1883, line 17	“I <b>would</b> initially proposed” To be amended to “I <b>had</b> initially proposed”		Agreed	Granted

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
1449.	Day 6, p 1885, line 22	“interest as <b>of</b> the date of” To be amended to “interest as <b>at</b> the date of”		Agreed	Granted
1450.	Day 6, p 1886, line 17	“ <b>interest</b> , then we oppose it” To be amended to “ <b>sums</b> , then we oppose it”		Agreed	Granted
1451.	Day 6, p 1891, lines 1 to 2	“That’s why the footnotes, find <b>essentially</b> the footnote” To be amended to “That’s why the footnotes, <b>I</b> find <b>essential</b> , the footnote”		Agreed	Granted
1452.	Day 6, p 1892, line 17	“Mr. President, <b>I</b> was also <b>on</b> ” To be amended to “Mr. President, <b>there</b> was also <b>an</b> ”		Agreed	Granted
1453.	Day 6, p 1893, line 15	“way sometimes is <b>also</b> hyperlinking” To be amended to “way sometimes it <b>to ask for</b> hyperlinking”		Agreed	Granted
1454.	Day 6, p 1894, line 6	“ <b>PRESIDENT FORTIER</b> ” To be amended to “ <b>ARBITRATOR HWANG</b> ”		Agreed	Granted
1455.	Day 6, p 1897, line 22	“ <b>PRESIDENT LOWE</b> ” To be amended to “ <b>PRESIDENT FORTIER</b> ”		Agreed	Granted
1456.	Day 6, p 1898, line 4	“Master Index <b>to</b> what was” To be amended to “Master Index <b>with</b> what was”		Agreed	Granted
1457.	Day 6, p 1898, line 7	“will be able to <b>transition</b> ” To be amended to “will be able to <b>trace</b> ”		Agreed	Granted
1458.	Day 6, p 1898, line 17	“be to that <b>sort</b> ?” To be amended to “be to that <b>source</b> ?”		Agreed	Granted
1459.	Day 6, p 1899, line 16	“if that <b>sanctions imposed</b> what” To be amended to “if that <b>is</b> what”		Agreed	Granted
1460.	Day 6, p 1899, line 19	“that gives you a <b>Treaty Claim for</b> ” To be amended to “that gives you a <b>right to claim</b> ”		Agreed	Granted
1461.	Day 6, p 1900, lines 12	“but say <b>except</b> that the only relief”		Agreed	Granted



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Parties' Agreement	Tribunals' Decision
	to 13	To be amended to "but say -- <b>accept</b> that the only relief"			
1462.	Day 6, p 1901, line 7	"in <b>PDH</b> form" To be amended to "in <b>PDF</b> form"		Agreed	Granted
1463.	Day 6, p 1901, line 9	"click on footnotes so my" To be amended to "click on footnotes so <b>that</b> my"		Agreed	Granted

Annex B to Procedural Order No. 10, dated 24 February 2014

(List II: Editorial Transcript Corrections that are in Dispute)

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Claimants' Comments	Respondent's Comments	Claimants' Response	Respondent's Response	Tribunals' Decision
<b>DAY ONE</b>								
<b>CLAIMANTS' OPENING STATEMENT</b>								
1.	Day 1, p 138, line 15	“the 1997 regulations” To be amended to “the 1997 (sic.) regulations”		This is not a comment on the content of the Oral Argument – Mr. Coleman mistakenly stated 1997 rather than 1977 regulations. Hence the (sic.).	Not on the oral recording. This is a comment on the content of the Oral Argument, not on the typing of the transcript. Accordingly, it should be addressed elsewhere.	We maintain our proposal.		Correction granted.
<b>DAY TWO</b>								
<b>RESPONDENT'S OPENING STATEMENT</b>								
2.	Day 2, p 259, line 2		[Item 17] replace “(speaking French)” by “cour de récréation”	There was a prior agreement (see <b>para 10.1</b> of the Summary Minutes of the First Session) that the proceedings would be in English. Therefore the Claimants do not agree to any French text appearing in the Transcripts. The “(in French)” references should remain as they are. If French text was to appear in the Transcripts, and if we were to agree to its inclusion, it would need to be independently verified, which would be disproportional (this is a further reason as to why the Claimants cannot agree to the inclusion of French).	The transcript shows the translation: “like what I call in French “ <u><i>cour de récréation</i></u> ”, a school--I mean, when [ <u><i>ehilds (sic children) are playing at school</i></u> ] and gossiping about what happened, it's not facts.”			Correction granted.
3.	Day 2, p 274, line 20		[Item 18] replace “(in French)” by “fiducie”	<i>See comment in item 2 above.</i>	This is a brief exchange about the fiducie or fiduciary role of trusts.			Correction granted.

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Claimants' Comments	Respondent's Comments	Claimants' Response	Respondent's Response	Tribunals' Decision
4.	Day 2, p 341, line 20		[Item 26] replace "(in French)" by "Tout se joue avant six ans"	<i>See comment in item 2 above.</i>	The transcript shows the translation: "title " <u><i>all of the cards are played before the age of six.</i></u> " " <u><i>Tout se joue avant six ans</i></u> ".			Correction granted.
5.	Day 2, p 344, line 10		[Item 27] replace "(in French)" by "dépassé par les évènements"	<i>See comment in item 2 above.</i>	The transcript shows the translation: "situation--in French there is an expression " <u><i>dépassé par les évènements</i></u> ". It's <u><i>surpassed or by the event</i></u> , the events override what's happening"			Correction granted.
6.	Day 2, p 346, line 3		[Item 28] replace "(in French)" by "la goutte qui fait déborder le vase"	<i>See comment in item 2 above.</i>	The transcript shows the translation: "get angry, it's an emotion that just comes up, and it's in French the notion " <u><i>la goutte qui fait déborder le vase</i></u> ", it's <u><i>the drop that makes the vase overflow.</i></u> "			Correction granted.
7.	Day 2, p 346, line 17		[Item 29] replace "(in French)" by "J'ai reçu l'amour en héritage"	<i>See comment in item 2 above.</i>	The English translation of this love song is provided in footnote 225 of Respondent's Skeleton Argument			Correction granted.
8.	Day 2, p 352, line 2		[Item 32] replace "on de passé au salon" by "ont dépassé un seul homme"	<i>See comment in item 2 above.</i>	The transcript shows the translation: " <u><i>events</i></u> , again, " <u><i>ont dépassé un seul homme</i></u> " they <u><i>went beyond the will of one man</i></u> "			Correction granted.
9.	Day 2, p 353, lines 13 to 14		[Item 33] replace "(in French)" by "attrape nigaud"	<i>See comment in item 2 above.</i>	The transcript offers a translation: "It's a situation where, again, it's " <u><i>attrape nigaud</i></u> ", <u><i>catch me if you can</i></u> [(sic.) a sort of trick or trap]."			Correction granted.

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Claimants' Comments	Respondent's Comments	Claimants' Response	Respondent's Response	Tribunals' Decision
10.	Day 2, p 353, line 22		[Item 34] replace "(in French)" by "lequel est le plus raciste entre nous?"	<i>See comment in item 2 above.</i>	The transcript states: "Tristan and I are not African. On the other 21 side of the table, I don't see any blacks or Chinese. "lequel est le plus raciste entre nous?" [(sic.) who is the more racist of the two?]			Correction granted.
11.	Day 2, p 361, line 7		[Item 38] replace "dolète" by "dorlotés"	<i>See comment in item 2 above.</i>	The transcript states: "--in French is a word " <u>dolète</u> ," they were <u>protected</u> ."			Correction granted.
12.	Day 2, p 369, line 19		[Item 42] replace "(in French)" by "L'Etat se trouve exempté de sa responsabilité."	<i>See comment in item 2 above.</i>	The transcript states the translation: "Professor Emmanuel Gaillard that says, " <u>L'Etat se trouve exempté de sa responsabilité.</u> " " <u>The State is exempt from liability.</u> "			Correction granted.
13.	Day 2, p 373, line 18		[Item 45] replace "(in French)" by "ordre public"	<i>See comment in item 2 above.</i>	Refer para. 690, Rebutter & CLEX-236 Continental Casualty: " <u>removing</u> " the law is not appropriate.			Correction granted.
14.	Day 2, p 373, line 20		[Item 46] replace "(in French)" by "ordre public"	<i>See comment in item 2 above.</i>	Refer para. 690, Rebutter & CLEX-236 Continental Casualty: " <u>removing</u> " the law is not appropriate.			Correction granted.
15.	Day 2, p 377, lines 10 to 11		[Item 47] replace "(in French)" by "Forme et Fond"	<i>See comment in item 2 above.</i>	The transcript translates "textbooks in a Texas university was called " <u>Forme et Fond</u> ". There's the <u>form</u> of what happens and there's the <u>substance</u> ."			Correction granted.
16.	Day 2, p 379, line 4		[Item 49] replace both "(in French)" by "droit d'aînesse"	<i>See comment in item 2 above.</i>	The transcript translates: "It's basically "droit d'aînesse," the " <u>droit d'aînesse</u> " means the <u>right of the first born</u> . »			Correction granted.

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Claimants' Comments	Respondent's Comments	Claimants' Response	Respondent's Response	Tribunals' Decision
17.	Day 2, p 379, line 18		[Item 50] replace "(in French)" by "on ne peut pas déshériter un héritier"	<i>See comment in item 2 above.</i>	The transcript translates "But, you know, in states where there is no longer the monarchy, <u>it's illegal to give all of your assets to one</u> in France. You can't put " <u>on ne peut pas déshériter un héritier</u> "			Correction granted.
18.	Day 2, p 382, line 20		[Item 51] replace "(in French)" by "bon père de famille"	<i>See comment in item 2 above.</i>	The transcript translates "a <u>reasonable</u> [(sic) reasonable man] or the " <u>bon père de famille</u> " under the civilist approach			Correction granted.
19.	Day 2, p 384, lines 9 to 10		[Item 52] replace "(in French)" by "prenant"	<i>See comment in item 2 above.</i>	The transcript translates "prenant" It's fascinating"			Correction granted.
20.	Day 2, p 389, line 14		[Item 55] replace "(in French)" by "quitte ou double"	<i>See comment in item 2 above.</i>	Transcript explains "that it's " <u>quitte ou double</u> ") You know, <u>you can get the 500 million or you can get zero</u> " [could also be translated "gamble" or "drop out or double"]			Correction granted.
21.	Day 2, p 391, line 22 and p 392, line 1		[Item 56] replace "(in French)" by "culture générale"	<i>See comment in item 2 above.</i>	"culture générale" is the same as general culture or the expression "common knowledge in the public domain" (see p.7, Respondent's letter 28/12/2012 to Arbitral Tribunals			Correction granted.
22.	Day 2, p 395, line 22 and p 396, line 1		[Item 57] replace "(in French)" by "l'amour en héritage"	<i>See comment in item 2 above.</i>	The English translation of this love song is provided in footnote 225 of Respondent's Skeleton Argument			Correction granted.
23.	Day 2, p 398, line 16		[Item 58] replace "(in French)" by "avec un "si" on met la Tour Eiffel en bouteille"	<i>See comment in item 2 above.</i>	The transcript translates "a French expression that's quite common " <u>avec un "si" on met la Tour Eiffel en bouteille</u> ", " <u>with an 'if you put the Eiffel Tower in a bottle.</u> "			Correction granted.

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Claimants' Comments	Respondent's Comments	Claimants' Response	Respondent's Response	Tribunals' Decision
24.	Day 2, p 399, line 2		[Item 59] replace "(in French)" by "c'est fabuleux"	<i>See comment in item 2 above.</i>	The transcript translates "this is... "c'est <u>fabuleux</u> " it's <u>other worldly</u> ." [Could also be "it's fabulous"]			Correction granted.
25.	Day 2, p 400, line 1		[Item 60] replace "(in French)" by "une société généalogie"	<i>See comment in item 2 above.</i>	[Item 60] replace "(in French)" by "une société de <u>généalogie</u> (sic) <u>genealogical</u> society"			Correction granted.
26.	Day 2, p 401, line 8		[Item 61] replace "(in French)" by "croustillant"	<i>See comment in item 2 above.</i>	The transcript translates "this one is " <u>croustillant</u> ." It's <u>captivating</u> . »			Correction granted.
27.	Day 2, p 406, line 16		[Item 64] replace "(in French)" by "régularisé"	<i>See comment in item 2 above.</i>	The transcript translates "it was never "régularisé". It was never corrected"			Correction granted.
28.	Day 2, p 410, line 4	Add "where are the ladies? Frauke was looking for you" before (Pause)					OK	Correction granted.
29.	Day 2, p 485, lines 6 to 7		[Item 99] replace "(in French)" by "(petits porteurs)"	<i>See comment in item 2 above.</i>	The transcript translates "in French, we would call this " <u>petits porteurs</u> " or it's the minority shareholders"			Correction granted.
30.	Day 2, p 486, lines 4 to 5	"Border Timbers has issued Shares that <b>have</b> traded <b>in</b> the Zimbabwe Stock Exchange" To be amended to "Border Timbers has issued Shares that <b>are</b> traded <b>on</b> the Zimbabwe Stock Exchange"			Disagree. We should leave the transcript as is. 05:53:00	We maintain our proposal.		Correction denied.
31.	Day 2, p 521, line 6		replace "generation" by "General"	"[ <del>generation</del> <b>General</b> ] (sic.)"				Correction granted per Claimants' Comments.

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Claimants' Comments	Respondent's Comments	Claimants' Response	Respondent's Response	Tribunals' Decision
32.	Day 2, p 522, lines 18 to 19		[Item 106] replace "(in French)" by "(on a un document qui dit "blanc" et un autre document qui dit "noir" [we have one document which says "white" and another document which says "black"])"	<i>See comment in item 2 above.</i>	I have one document "(on a un document qui dit "blanc" et un autre document qui dit "noir" [we have one document which says "white" and another document which says "black"])", and all I'm trying to do is find gray.			Correction granted.
33.	Day 2, p 535, line 12		[Item 108] replace "(in French)" by "(("personne", I would say in French")"	<i>See comment in item 2 above.</i>	"did the Claimants ever, through your conduit or your "personne" (sic) your person / yourself], ever formally advise the Government of Zimbabwe as to when they made any acquisition that you were involved in or sort of managing locally?"			Correction granted.
34.	Day 2, p 565, lines 18 to 19	"And so you agree that by <b>answering to this</b> " To be amended to "And so you agree that by <b>entering into this</b> "	"And so you agree that by <b>answering to this</b> " To be amended to "And so you agree that by <b>entering into this kind of agreement</b> "					Correction granted per Respondent's Correction.
<b>DAY THREE</b>								
<b>GIDEON THERON</b>								
35.	Day 3, p 648, lines 9 to 10		replace "of blacks (sic)" by "owned by blacks"	" <del>of blacks</del> -(sic.) owned by blacks]"				Correction granted per Claimants' Comments.
36.	Day 3, p 651, lines 17 to 18	"Tab 26, which is Heinrich von Pezold's First Statement" To be amended to "Tab 26, which is Heinrich von Pezold's [ <del>First</del> -(sic.) <b>Fourth</b> ] Statement"					OK	Correction granted.

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Claimants' Comments	Respondent's Comments	Claimants' Response	Respondent's Response	Tribunals' Decision
37.	Day 3, p 655, line 7		replace "correct" by "re-direct"	"[ <del>correct</del> (sic.) re-direct]"			OK	Correction granted per Claimants' Comments.
<b>RÜDIGER VON PEZOLD</b>								
38.	Day 3, p 666, line 7		[Item 119] replace "(in French)" by "(naissance)"	<i>See comment in item 2 above.</i>	The English word is the same sound, just spelled a bit differently "nascent" meaning "Coming into existence; emerging." Claimant Rüdiger perfectly understood the question and answered it.			Correction granted.
39.	Day 3, p 672, line 13		[Item 120] replace "(in French)" by "coup de coeur"	<i>See comment in item 2 above.</i>	The transcript explains "we would say " <u>coup de coeur</u> ". <u>You saw it of interest</u> . A. Maybe. The contrast between the Arab lands on one side and all the rocks and the bush on the other side was more sympathetic to us." Claimant Rüdiger perfectly understood the question and answered it.			Correction granted.
40.	Day 3, p 674, line 16		[Item 122] replace "(in French)" by "coup de coeur"	<i>See comment in item 2 above.</i>	The transcript makes the meaning clear "you've identified that you had the " <u>coup de coeur</u> " you had-- in English, maybe French as well, the <u>flash</u> --you decided to buy." [Emphasis added.]			Correction granted.
41.	Day 3, p 684, line 13		[Item 124] replace "(in French)" by "est monté en puissance"	<i>See comment in item 2 above.</i>	The transcript makes the meaning clear "Claimant Heinrich with whom we spoke yesterday " <u>est monté en puissance</u> " <u>took</u> more, <u>a more active role</u> ."			Correction granted.
<b>KENNETH SCHOFIELD</b>								
42.	Day 3, p 733, line 18	"about what they are." To be amended to "about what they own."			NO	We maintain our proposal.		Correction granted.



Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Claimants' Comments	Respondent's Comments	Claimants' Response	Respondent's Response	Tribunals' Decision
<b>PAUL PAUL</b>								
43.	Day 3, p 843, lines 12 to 13		[Item 128] replace "(in French)" by "suite"		The transcript gives the translation "but it took a practical rather than a legal, the French word <u>"suite"</u> , the <u>next step</u> "			Correction granted
44.	Day 3, p 893, line 16	"Is the <b>shareholder</b> an agent" To be amended to "Is the <b>stockbroker</b> not an agent"		Audio at 06:03:39 says "stockbroker an agent"	The transcript is correct as typed.	We maintain our proposal " <b>stockbroker an agent</b> ". Also see lines 15 and 19 for context.		Correction granted.
<b>PROFESSOR CHAN</b>								
45.	Day 3, p 939, line 1	"land of <b>comparator</b> " To be amended to "land of <b>comparative</b> "		Audio at 07:01:10 says "comparative"	The transcript is correct as typed.	We maintain our proposal.		Correction granted.
46.	Day 3, p 939, line 17	" <b>As a</b> comparative" To be amended to " <b>I said</b> comparative"		Audio at 07:02:05 says "I said"	The transcript is correct as typed.	We maintain our proposal.		Correction denied.
47.	Day 3, p 949, line 5	"You're here as a Fact Witness." To be amended to "You're here as a Fact <b>(sic.) [expert]</b> Witness,"	"You're here as a Fact Witness." To be amended to "You're here as <b>[a Faet an Expert]</b> Witness,"					Correction granted per Claimants' Correction.
<b>DAY FOUR</b>								
<b>ANTHONY LEVITT</b>								
48.	Day 4, p 1075, line 17	"colleagues, what we created <b>was is</b> called a <b>prefer</b> " To be amended to "colleagues, what we created <b>what is</b> called a <b>pivot</b> "			OK + add "we did is" between "what" and "we" -> what we did is we created what is called a pivot	We agree that your additional change is needed, but consider that Mr. Levitt said "we did was". Thus, we propose that "colleagues, what we created <b>was is</b> called a <b>prefer</b> " be amended to "colleagues, what <b>we did was</b> we created <b>what is</b> called a <b>pivot</b> " – 02.23.00		Correction granted as follows: "Colleagues what we did was created what is called a pivot table, ..."

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Claimants' Comments	Respondent's Comments	Claimants' Response	Respondent's Response	Tribunals' Decision
49.	Day 4, p 1098, line 4	“23,386,000, and the total of 28,398, and those are the” To be amended to “22,386,000, and the total of 28,398,000 and those are the”	OK if 23,386,000 also replaced by 2,386,000					Correction granted as follows: “22,386,000, and the total of 28,398,000 and those are the”
50.	Day 4, p 1145, line 21	[Item 798] “of extremely conservative” To be amended to “was extremely conservative”	[Item 198] replace “of” by “is”	We appear to agree on the need for change, but disagree on the correct word – 4.03.05	OK	Please confirm whether your comment means that you agree with our proposal to correct “of extremely conservative” to “was extremely conservative”?	DISAGREE –it should be “is” extremely...	Correction granted.
<b>SOPHIA TSVAKWI</b>								
51.	Day 4, p 1250, line 1	“We respected that.” To be amended to “We respect that.”			Oral transcript says “respected.”	06:17:35 Audio states “respect”. -- Comment of 19/12/2013: Claimants maintain their proposal.	Comment of 18/12/2013: Respondent maintains “respected”	Audio unclear; transcript shall be revised as follows: “[audio unclear: respect/respected] ...”
<b>DAY FIVE</b>								
<b>MINISTER MUTASA</b>								
52.	Day 5, p 1357, line 14	“There is no state of emergency” To be amended to “There was no state of emergency”			Disagree: leave as is.	We disagree. 02:17:10 Audio clearly says “was”. -- Comment of 19/12/2013: Claimants maintain their proposal.	Comment of 18/12/2013: OK, let’s leave the transcript as is.	Audio unclear; transcript shall be revised as follows: “[audio unclear: There is/was no state of emergency]”
<b>GRASIANO NYAGUSE</b>								
53.	Day 5, p 1560, line 1		[Item 302] replace “travel preparations” by “travaux préparatoires?”	We disagree - 07:04:42				Correction granted as follows: “Travel preparations (sic). [travaux préparatoires]”
<b>DAY SIX</b>								
<b>JOSEPH KANYEKANYE</b>								

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Claimants' Comments	Respondent's Comments	Claimants' Response	Respondent's Response	Tribunals' Decision
54.	Day 6, p 1690, line 20		[Item 310] replace "co-author" by "author"	We disagree – 02.41.00	" <del>co-author</del> (sic) author"	The audio is clear that Mr. Kanyekanye said "author". The fact that Respondent has revised the correction to include "(sic)" indicates that Counsel for Zimbabwe accept that this is not on the audio. Such use of "(sic)" is entirely inappropriate and cannot be used to alter Mr. Kanyekanye's evidence in this manner.	"[ <del>co-author</del> (sic.) author]"	Correction denied.
55.	Day 6, p 1694, line 7	"IAS definition" To be amended to "ASA definition"					Disagree. Let's leave the transcript as typed.	Correction granted.
56.	Day 6, p 1698, line 4		[Item 317] replace "by" by "to"	We disagree – 02.48.35	"by (sic) to"	On further reflection, we agree to replace "by" with "to"	"[by (sic) to]"	Correction denied.
57.	Day 6, p 1702, line 17		[Item 322] replace "asset" by "IAS"	We agree on the need for correction but think it should be "ASA" not "IAS" – 02.53.50	From the context, it is clear that the topic is IAS	First, the audio at 02.53.50 is very clearly "ah-sah" in phonetic typing, i.e. ASA. Second, Mr. Kanyekanye was talking about the Claimants' experts' analysis and that the ASA definition had been used in it.	Disagree. For context, see p. 1703, line 1	Correction granted per Claimants' Comments.
58.	Day 6, p 1746, line 8	"the timber industries in" To be amended to "the timber industry in"			Not sure	We maintain our proposal – 03.46.30		Correction granted.
59.	Day 6, p 1750, line 11	"probably good --" To be amended to "(unclear)"			NO Should be "in Zimbabwe"	We maintain our proposal that the audio is not clear – 03.51.40		Audio unclear Transcript shall be revised to read: "... [audio unclear [probably good/in Zimbabwe] ..."

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Claimants' Comments	Respondent's Comments	Claimants' Response	Respondent's Response	Tribunals' Decision
60.	Day 6, p 1793, line 1		[Item 367] replace "it sells" by "It is felled"	We disagree – 04.37.30	Please listen again. Sound and logic go in the same direction: "When it is felled, it is a log."	The audio is clear that Mr. Kanyekanye said "sells". This also makes greater sense in the context in which it was spoken.	Respondent maintains its proposal.	Correction denied.
61.	Day 6, p 1793, line 4		[Item 369] replace "-- you give" by "felled"	We disagree – 04.37.40	"you came with a theory on this"	We disagree with the Respondent's revised correction	Disagree.	Correction denied.
62.	Day 6, p 1793, line 8	[Item 1257] "as stated .7, for Allied" To be amended to "as 13.7 for Allied"	[Item 368] replace "7, for Allied its 20" by "\$14.7, for Allied its \$20."	We agree on the need for correction but think it should be as set out in Claimants' item 1257 – 04.37.50	Respondent maintains its proposal.	We have no further comment in respect of this item	So we disagree.	Correction granted per Claimants' comments.
63.	Day 6, p 1794, lines 16 to 17	"The minutes clearly need an interpreter." To be amended to "The minutes clearly have an (unclear)."			NO  "These minutes clearly leaves to interpret"	On further reflection, we propose that "The minutes clearly need an interpreter." Be changed to "The minutes clearly have an interpret--." as it sounds like Mr. Kanyekanye cut himself off part way through saying "interpretation" – 04.39.10		Correction granted as follows: "These minutes clearly have an interpret-..."

Item	Transcript Reference	Claimants' Correction	Respondent's Correction	Claimants' Comments	Respondent's Comments	Claimants' Response	Respondent's Response	Tribunals' Decision
64.	Day 6, p 1826, line 13	[Item 1290] "not <b>time</b> sucking" To be amended to "not <b>thumb</b> sucking"	[Item 378] replace "time" by "stump"	We agree on the need for correction but think it should be "thumb" not "stump" – 05.06.45	"thumb" sucking makes no sense. Sound and meaning concur: "stump sucking" (refers to a shoot growing from a stump)	Thumb-sucking is clearly audible on the audio (especially the second version on line 15) and is a relatively commonly used phrase in Southern Africa. Further, Mr. Kanyekanye has used the phrase "thumb-sucking" on two previous occasions in these proceedings: see R-4, para 35 ("One cannot thumb suck a new rotation without changing the silvicultural regime as submitted by Claimants.") and R-13, para 20 ("The valuations are mostly thumb-sucking exercises to articulate an advocacy agenda.").	Disagree.	Correction granted.
65.	Day 6, p 1826, line 15	[Item 1291] "are <b>time</b> sucking" To be amended to "are <b>thumb</b> sucking"	[Item 379] replace "time" by "stump"	We agree on the need for correction but think it should be "thumb" not "stump" – 05.06.45	This is about forestry, not kindergarten. "thumb" sucking makes no sense. Sound and meaning concur: "stump sucking", which refers to a shoot growing from a stump	Our comment in respect of the preceding line (line 56) is repeated	Disagree.	Correction granted.
66.	Day 6, p 1829, line 7	"So, in 2012," To be amended to "So, in 2012 <b>[sic]</b> ,"						Correction granted.
67.	Day 6, p 1829, line 12	"In 2010 <b>[sic]</b> , you" To be amended to "In 2010, you"						Correction granted.

Annex C to Procedural order No. 10, dated 24 February 2014

(Claimants' Proposed Redactions to Hearing Transcript and Respondent's Comments)

Item	Transcript Reference	Claimants' Redaction	Respondent's Observation	Tribunals' Decision
<b>DAY TWO</b>				
<b>RESPONDENT'S OPENING STATEMENT</b>				
1.	Day 2, p 262, lines 10 to 12	<p><del>"They had more shares than what they could have under Zimbabwean regulations." (To be redacted.)</del></p> <p>The redacted material possibly concerns allegations that the Claimants in relation to Border breached the share caps as provided for in s17 of the 1996 Exchange Control Regulations (TB13/368) and s 11 of the 1996 Order (TB13/369). This is outside the scope of the Respondent's pleaded case as established by PO No.3, PO No.7, PO No. 8, and PO No.9. For a summary of the Respondent's pleaded case regarding Exchange Control, as permitted by the Tribunals' Procedural Orders, see the Claimants' Skeleton, paras 54 to 62 and 74 to 77. To the extent the Respondent confirms that the proposed redacted passage is only intended to allude to the ZSE free float rule, the Claimants are content for the material not to be redacted.</p>	<p><b>Nothing to redact.</b> The statement Claimants seek to redact is both true and not in violation of any Procedural Order. It must be retained on the record. Claimants may not substitute themselves for the Arbitral Tribunals' judgment both as to substantive and procedural matters at the time of rendering the awards in these arbitrations. Claimants' argument that this statement by Respondent "possibly concerns" a topic is merely a manifestation of Claimants' own guilt complex and not a challenge to the accuracy of the transcript or the admissibility of the statement. Respondent contests Claimants' assurance that the place to verify Respondent's positions is in <i>Claimants' Skeleton Argument</i>.</p>	<p>Denied. The proposed redaction, considered in context, relates to the Respondent's arguments regarding the ZSE free float rule as opposed to inadmissible arguments relating to Exchange Control.</p>
2.	Day 2, p 308, lines 15 to 22	<p><del>"and it was also the point that, for certain operations, they would have to obtain an approval from an Exchange Committee because one of the Parties was not local. If you take the case of the Forrester Estate, for instance, the fact that the regulation requires notification to the Exchange Control Committee is interesting to note that from the history of the case," (To be redacted.)</del></p> <p>The redacted material concerns broad allegations that the Claimants did not obtain approval under the 1977 and the 1996 Exchange Control Regulations (TB13/368) in regard to the purchase of shares in the three Estates. Such broad allegations are outside the scope of the Respondent's pleaded case as established by PO No.3, PO No.7, PO No. 8, and PO No.9. For a summary of the Respondent's pleaded case regarding Exchange Control, as permitted by the Tribunals' Procedural Orders, see the Claimants' Skeleton, paras 54 to 62 and 74 to 77.</p>	<p><b>Nothing to redact.</b> ¶ 16, Claimants' 9/9/2013 Response submits, as proof of Exchange Control "approval" C-858, a letter dated 12/11/1992 to Tank Group Services Ltd regarding Zim. Exchange Control position on external shareholding under the application of 27 October 1992 and R-87 which states (p. 10 – Ltr 8 Sept 1992 ref 8755) "Please note that there will be no change in the <u>ultimate beneficial ownership</u> of Tanks Investments (Zimbabwe) Limited." It is therefore perfectly legitimate, necessary and accurate for Respondent to state in its Oral Argument that while Claimants have recognised that approval is required, contrary to their position, the approval granted to another party in C-858 is subject to the explicit undertaking of no change in <u>ultimate beneficial ownership</u>. They chose not to follow the path of acquisitions made in accordance with local law as required in Art 2 Swiss BIT and 9a German BIT. There is a substantive point here, no procedural violation.</p>	<p>Granted. The proposed redaction relates to argument ruled inadmissible by the terms of Procedural Order No. 9.</p>
3.	Day 2, p 309, lines 1 to 2	<p><del>"the previous owners complied with that regulation, not the Claimants." (To be redacted.)</del> (Reason as directly above)</p>	<p><b>Nothing to redact.</b> ¶ 16, Cl. 9/9/2013 Response; C-858, (p. 10 – Ltr 8 Sept 1992 ref 8755) "Please note that there will be no change in the <u>ultimate beneficial ownership</u> of Tanks</p>	<p>Granted. The proposed redaction relates to argument ruled inadmissible by the terms of Procedural Order No. 9.</p>

Item	Transcript Reference	Claimants' Redaction	Respondent's Observation	Tribunals' Decision
			Investments (Zimbabwe) Limited.”	
4.	Day 2, p 345, lines 4 and 5	<p><del>“It was clear in the FIC documents, clear everywhere, that the goal was to progressively, reasonably, start with 20, five years later go to 35, then get to 50 percent local involvement.” (To be redacted.)</del></p> <p>The redacted material concerns allegations that the Respondent had an indigenisation policy. This has never been pleaded by the Respondent and therefore is beyond the pleadings as permitted by PO No.3, PO No.7, PO No. 8, and PO No.9. As a matter of fact, Zimbabwe’s indigenisation policy started after 2005.</p>	<p><b>Nothing to redact.</b> This passage s nothing more than a comment on R-91, ¶ 6.3(h), “to connect the dots” to use Arbitrator Williams’ expression (Day 1, p. 159, l. 5). Respondent’s observation is not in violation of any Procedural Order. Respondent’s observation not only concerns access conditions under the BIT but also under the ICSID Convention. Claimants and their witnesses have provided “evidence” that Respondent’s only goal was “one man, one vote,” that rebalancing colonial economic inequities was not known before 2000. R-91 proves the contrary. Their obsessively narrow interpretation of procedural matters reflects the weakness of their case.</p>	Denied. The proposed redaction relates to counsel’s synthesis of the historical context of the FIC documents, not to the pleading of a new argument.
5.	Day 2, p 396, lines 10 to 13	<p><del>“So you get here you have on the one hand that at least 20 percent ownership that would be increased over time and would go to Zimbabweans, and I quote again the FIC document,” (To be redacted.)</del></p> <p>The redacted material concerns allegations that the Respondent had an indigenisation policy. This has never been pleaded by the Respondent and therefore is beyond the pleadings as permitted by PO No.3, PO No.7, PO No. 8, and PO No.9. As a matter of fact, Zimbabwe’s indigenisation policy started after 2005.</p>	<p><b>Nothing to redact.</b> Day 2, p 396, l. 10 to 17 comment on and quote from R-91 to elucidate why Claimants voluntarily chose not to follow the path of acquisitions made in accordance with local law as required in Art 2 Swiss BIT and 9a German BIT. This is relevant to whether Respondent undertook any international obligation and also as to whether Land reform can be considered a breach of any such international obligation in view of legitimate expectations. There is no procedural violation here, just a substantive point that displeases Claimants.</p>	Denied. The proposed redaction relates to counsel’s synthesis of the historical context of the FIC documents, not to the pleading of a new argument.
<b>DAY THREE</b>				
<b>RÜDIGER VON PEZOLD</b>				
6.	Day 3, p 687, lines 7 to 17	<p><b>To be redacted.</b></p> <p>The redacted material concerns broad allegations that the Claimants did not obtain approval under the 1977 and the 1996 Exchange Control Regulations (<b>TB13/368</b>) in regard to the purchase of shares in the three Estates. Such broad allegations are outside the scope of the Respondent’s pleaded case as established by PO No.3, PO No.7, PO No. 8, and PO No.9. For a summary of the Respondent’s pleaded case regarding Exchange Control, as permitted by the Tribunals’ Procedural Orders, see the Claimants’ Skeleton, paras 54 to 62 and 74 to 77.</p>	<p><b>Nothing to redact.</b> This discussion questions two points: (i) the nature and extent of Claimants’ use of their counsel, as discussed in their witness statements and (ii) Claimant Rüdiger’s involvement in management of Claimants’ holdings. There is no procedural violation here.</p>	Granted. The proposed redaction relates to argument ruled inadmissible by the terms of Procedural Order No. 9.
7.	Day 3, p 688, lines 15 to 19	<p><b>To be redacted.</b></p> <p>The redacted material concerns broad allegations that the Claimants did not obtain approval under the 1977 and the 1996 Exchange Control Regulations (<b>TB13/368</b>) in regard to the purchase of shares in the three Estates. Such broad allegations are outside the scope of the Respondent’s</p>	<p><b>Nothing to redact.</b> This discussion questions Claimant Rüdiger’s knowledge of the duration and scope of exchange control regulations. This is relevant to expectations and to Claimants’ historic choices as to structure of their investments. These general background questions do not violate any procedural rules or Orders. In fact, President Fortier (Day 3, p. 689, l. 12-14 decides: “12 PRESIDENT FORTIER: Okay. Please.</p>	Granted. The proposed redaction relates to argument ruled inadmissible by the terms of Procedural Order No. 9.

Item	Transcript Reference	Claimants' Redaction	Respondent's Observation	Tribunals' Decision
		pleaded case as established by PO No.3, PO No.7, PO No. 8, and PO No.9. For a summary of the Respondent's pleaded case regarding Exchange Control, as permitted by the Tribunals' Procedural Orders, see the Claimants' Skeleton, paras 54 to 62 and 74 to 77.	The question has been put to the Witness, and I allow the Witness to reply, please."	
8.	Day 3, p 689, lines 15 to 22	<b>To be redacted.</b> The redacted material concerns broad allegations that the Claimants did not obtain approval under the 1977 and the 1996 Exchange Control Regulations (TB13/368) in regard to the purchase of shares in the three Estates. Such broad allegations are outside the scope of the Respondent's pleaded case as established by PO No.3, PO No.7, PO No. 8, and PO No.9. For a summary of the Respondent's pleaded case regarding Exchange Control, as permitted by the Tribunals' Procedural Orders, see the Claimants' Skeleton, paras 54 to 62 and 74 to 77.	<b>Nothing to redact.</b> This discussion questions Claimant Rüdiger's knowledge of the duration and scope of exchange control regulations. This is relevant to expectations and to Claimants' choices as to strategy and structure of their investments. These general background questions do not violate any procedural rules or Orders. In fact, President Fortier (Day 3, p. 689, l. 12-14 decides: "12 PRESIDENT FORTIER: Okay. Please. The question has been put to the Witness, and I allow the Witness to reply, please."	Granted. The proposed redaction relates to argument ruled inadmissible by the terms of Procedural Order No. 9.
9.	Day 3, p 690, lines 3 to 20	<b>To be redacted.</b> The redacted material concerns broad allegations that the Claimants did not obtain approval under the 1977 and the 1996 Exchange Control Regulations (TB13/368) in regard to the purchase of shares in the three Estates. Such broad allegations are outside the scope of the Respondent's pleaded case as established by PO No.3, PO No.7, PO No. 8, and PO No.9. For a summary of the Respondent's pleaded case regarding Exchange Control, as permitted by the Tribunals' Procedural Orders, see the Claimants' Skeleton, paras 54 to 62 and 74 to 77.	<b>Nothing to redact.</b> This discussion questions Claimant Rüdiger's knowledge as to the frequency of exchange control applications relevant to understanding Claimants' pleadings of the approval debate and statements made in Claimants' 13/10/2013 letter to the Arbitral Tribunals (e.g., "enormous task to review, from an exchange control perspective, each and every acquisition that has been made into the Estates"); 20/12/2012 letter (they noted 7 jurisdictional challenges); or 31/12/2013 letter (¶s 6.1-6.6 identify defense as (all of) Art. 9 Germ. BIT & ¶9.2 "Claimants wish to back up their responses to the Jurisdiction Challenge and the New Defences with extensive factual and legal argument.")	Granted. The proposed redaction relates to argument ruled inadmissible by the terms of Procedural Order No. 9.
<b>PAUL PAUL</b>				
10.	Day 3, p 857, line 10 to 22	<b>To be redacted.</b> The Claimants do not object to the matters set out in pages 857 to 872 remaining in the transcript. However, the Claimants put the Respondent on notice that they will object to any attempt by the Respondent to use this evidence in its closing submissions to argue points that have not previously been permitted to be pleaded by the Respondent and thereby breach PO No. 9. The Respondent is reminded (as previously stated during the application that led to PO No.9) that to the extent the Claimants' written evidence on Exchange Control went beyond the Respondent's limited illegality allegations concerning the 2003 investment into Border, and the Forrester Loans, this was done in response to the Approval Objection in order to establish why the	<b>Nothing to redact.</b> Respondent notes Claimants' admission that "in response to the Approval Objection in order to establish why the Claimants' evidence in regard to approval from the Reserve Bank was <i>limited</i> ." This is in direct contradiction to Claimants' stance in their written submissions on approval including Claimants' 13/10/2013 ltr to the Arbitral Tribunals (e.g., " <i>enormous task</i> to review, from an exchange control perspective, each and every acquisition that has been made into the Estates"); 20/12/2012 ltr (Claimants noted 7 jurisdictional challenges); or 31/12/2013 ltr (¶s 6.1-6.6 identify defense as (all of) Art. 9 Germ. BIT & ¶9.2 "Claimants wish to back up their responses to the Jurisdiction Challenge and the New Defences with <i>extensive factual and legal argument</i> ." The discussion with Mr Paul of "nominee," "beneficial owner," "residency in more-than-one-country," "transmitted to	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that the Claimants no longer seek the redaction of the identified passage(s).



Item	Transcript Reference	Claimants' Redaction	Respondent's Observation	Tribunals' Decision
		Claimants' evidence in regard to approval from the Reserve Bank was limited. The Respondent is also reminded that a reference by the Claimants to Exchange Control provisions, cannot be interpreted as an allegation by the Respondent that those provisions have been breached. If the Respondent had wanted to plead further breaches of Exchange Control then it should have done so in its pleadings.	Zimbabwe through normal banking channels," clarifies and confirms Claimants' choice not to seek consent, compliance with local policies and procedures or approval, but rather to push available tools to the extreme so that nobody would know what was going on until Claimants presented a <i>fait accompli</i> .	
11.	Day 3, p 858, lines 20 to 22	<b>To be redacted.</b> (See reason given above, re: p 857)	<b>Nothing to redact.</b> Nominee discussion clarifies Claimants' practice in Zimbabwe. (see above, p. 875)	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that the Claimants no longer seek the redaction of the identified passage(s).
12.	Day 3, p 859, lines 1 to 22	<b>To be redacted.</b> (See reason given above, re: p 857)	<b>Nothing to redact.</b> Beneficial owner discussion clarifies Claimants' practice in Zimbabwe. (see above, p. 875)	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that the Claimants no longer seek the redaction of the identified passage(s).
13.	Day 3, p 860, lines 1 to 7	<b>To be redacted.</b> (See reason given above, re: p 857)	<b>Nothing to redact.</b> Zimbabwe resident discussion clarifies Claimants' approach to acquisitions in Zimbabwe. (see above, p. 875)	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that the Claimants no longer seek the redaction of the identified passage(s).
14.	Day 3, p 861, lines 1 to 22	<b>To be redacted.</b> (See reason given above, re: p 857)	<b>Nothing to redact.</b> Zimbabwe resident discussion clarifies Claimants' position on residency: "there's not a time issue at all." (Day 3, p 861, lines 19-20) (see above, p. 875)	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that the Claimants no longer seek the redaction of the identified passage(s).
15.	Day 3, p 862, lines 1 to 2	<b>To be redacted.</b> (See reason given above, re: p 857)	<b>Nothing to redact.</b> Zimbabwe resident discussion clarifies Claimants' position on residency: "a person can be a resident in more than one country at the same time." (Day 3, p 860, l.22 & p.861, l-2) (see above, p. 875)	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that the Claimants no longer seek the redaction of the identified passage(s).
16.	Day 3, p 863, lines 1 to 22	<b>To be redacted.</b> (See reason given above, re: p 857)	<b>Nothing to redact.</b> Indirect control discussion clarifies Claimants' position. (see above, p. 875)	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that the Claimants no longer seek the redaction of the identified passage(s).
17.	Day 3, p 864, lines 1 to 22	<b>To be redacted.</b> (See reason given above, re: p 857)	<b>Nothing to redact.</b> Common Share Transfer Form discussion clarifies that Claimants' name is not officially known to local authorities, part of strategy & consent. (see above, p. 875)	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that the Claimants no longer seek the redaction of the identified passage(s).
18.	Day 3, p 865, lines 1 to 22	<b>To be redacted.</b> (See reason given above, re: p 857)	<b>Nothing to redact.</b> Oral declaration of Trust discussion clarifies that in Claimants' local counsel's view an oral declaration can circumvent local law. (see above, p. 875)	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that the Claimants no longer seek the redaction of the identified passage(s).
19.	Day 3, p 866, lines 1 to 22	<b>To be redacted.</b> (See reason given above, re: p 857)	<b>Nothing to redact.</b> Nominee holder of land discussion clarifies that in Claimants' local counsel's view an undeclared party has no obligations. (see above, p. 875)	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that the Claimants no longer seek the redaction of the identified passage(s).
20.	Day 3, p 867, lines 1 to 22	<b>To be redacted.</b> (See reason given above, re: p 857)	<b>Nothing to redact.</b> Claimants' local counsel defines bare	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that

Item	Transcript Reference	Claimants' Redaction	Respondent's Observation	Tribunals' Decision
			dominion of the trustee. (see above, p. 875)	the Claimants no longer seek the redaction of the identified passage(s).
21.	Day 3, p 868, lines 1 to 22	<b>To be redacted.</b> (See reason given above, re: p 857)	<b>Nothing to redact.</b> Claimants' local counsel raised Exchange Control issues in his Witness Statement, so it is appropriate to understand his evidence. (see above, p. 875)	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that the Claimants no longer seek the redaction of the identified passage(s).
22.	Day 3, p 869, lines 1 to 11	<b>To be redacted.</b> (See reason given above, re: p 857)	<b>Nothing to redact.</b> Claimants' local counsel raised ZSE share issuance issues in his Witness Statement, so it is appropriate to understand his evidence. (see above, p. 875)	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that the Claimants no longer seek the redaction of the identified passage(s).
23.	Day 3, p 870, lines 1 to 22	<b>To be redacted.</b> (See reason given above, re: p 857)	<b>Nothing to redact.</b> The "normal banking channel" discussion clarifies Claimants' local counsel's view as to how foreign investment enters Zimbabwe. (see above, p. 875)	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that the Claimants no longer seek the redaction of the identified passage(s).
24.	Day 3, p 871, lines 1 to 22	<b>To be redacted.</b> (See reason given above, re: p 857)	<b>Nothing to redact.</b> The discussion on this page, as throughout Mr Paul's cross-examination is directly on the terms of his witness statement. If Claimants did not want to discuss these issues, they should not have submitted testimony on them. (see above, p. 875)	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that the Claimants no longer seek the redaction of the identified passage(s).
25.	Day 3, p 872, lines 1 to 19	<b>To be redacted.</b> (See reason given above, re: p 857)	<b>Nothing to redact.</b> The discussion on this page, as throughout Mr Paul's cross-examination is directly on the terms of his witness statement. If Claimants did not want to discuss these issues, they should not have submitted testimony on them. (see above, p. 875)	Moot. Further to the Claimants' 5 February 2014 letter, the Tribunals understand that the Claimants no longer seek the redaction of the identified passage(s).
<b>DAY FIVE</b>				
<b>ONIAS MASIWA</b>				
26.	Day 5, p 1276, lines 20 to 22	<b>To be redacted.</b> The Tribunals ruled that although the parties may use their direct examination time as they please, questions in direct examination could only address matters within the scope of the evidence dealt with in the written statements of the witness (see ICSID's letter to the parties, dated 17 October 2013, paras 7 and 14, as reiterated by the President on the first day of the oral hearing – see Tr, D1, p 17). The redacted text concerns matters that were not addressed in any of Mr Masiwa's three witness statements (see TB6, tabs 75/76/77). In particular, Mr Masiwa in his statements only addressed the following issues: - In his <b>first witness statement</b> - Official and Unofficial Rates; the IMF Articles; the transfer of foreign currency accounts to the RBZ; the tobacco sales process; the taking of foreign exchange generated by Border; the Loans; - in his <b>second witness statement</b> - Official and Unofficial Rates; the IMF Articles; the legality of the	<b>Nothing to redact.</b> Re-Rebutter, ¶ 26 & ¶ 215 of the Rejoinder that is a comment on Mr Masiwa's R-04 quoted in ¶ 214 of the Rejoinder, plead: "Claimants' goal was to evade this regulatory [Exchange Control] disposition of general application.. » Rejoinder, ¶ 209:" "Zimbabwe has a history of exchange controls which extends, by some accounts, to 1947. » Rejoinder, ¶ 1044: « No assurances about the rules of Exchange Control were given by Respondent to the Claimants, that is to maintain the exchange control system in place at the time of investment. Moreover, such assurances were not sought by the Claimants when making their investments." Re-Rebutter, ¶ 5 pleads:" Claimants failed to prove any...Exchange Control approval of their initial investments." Re-Rebutter, ¶ 3 pleads: "the following independent legal consequences: (i) lack of ICISD protection – (a) no subject matter jurisdiction and (b) no Host State's consent and – (ii) absence of any basis on the merits to grant compensation, indemnities or damages with regard to any specific non-protected investment, were	Denied. Any use by the parties in their future submissions of this evidence must, however, comply with Procedural Order No. 9.

Item	Transcript Reference	Claimants' Redaction	Respondent's Observation	Tribunals' Decision
		transfer of foreign currency accounts to the RBZ; in his <b>third witness statement</b> – the RBZ approval of the acquisition of Tanks Investments (Zimbabwe) Ltd (now Franconian); the free float rule; and the legal effect of the ZSE listing requirements. However, the redacted matters concern: a general discourse on the purpose of the Exchange Regulations; the persons to which they apply; and the transactions they cover. The Claimants consider that this evidence was elicited for the purpose of the Respondent making allegations beyond those as permitted by PO No.3, PO No.7, PO No. 8, and PO No.9.	the Arbitral Tribunals to determine Claimants had approvals with respect to certain claims but not others. Mr Masiwa has submitted three witness statements in connection with Exchange Control regulations. It is fair for him to give a few words as to their general context.	
27.	Day 5, p 1277, lines 1 to 22	<b>To be redacted.</b> (See reason given above, re: p 1276)	<b>Nothing to redact.</b> Application of Exchange Control Regulations to local residents is pertinent to pleaded case. (See above, re: p 1276)	Denied. Any use by the parties in their future submissions of this evidence must, however, comply with Procedural Order No. 9.
28.	Day 5, p 1278, lines 1 to 22	<b>To be redacted.</b> (See reason given above, re: p 1276)	<b>Nothing to redact.</b> Application of Exchange Control Regulations to foreign residents is pertinent to pleaded case. (See above, re: p 1276)	Denied. Any use by the parties in their future submissions of this evidence must, however, comply with Procedural Order No. 9.
29.	Day 5, p 1279, lines 1 to 14	<b>To be redacted.</b> (See reason given above, re: p 1276)	<b>Nothing to redact.</b> Right to take money out depending on exchange control approval is pertinent to pleaded case. (See above, re: p 1276)	Denied. Any use by the parties in their future submissions of this evidence must, however, comply with Procedural Order No. 9.
30.	Day 5, p 1280, lines 2 to 22	<b>To be redacted.</b> (See reason given above, re: p 1276)	<b>Nothing to redact.</b> That no exchange control authorisation is oral is pertinent to pleaded case. (See above, re: p 1276)	Denied. Any use by the parties in their future submissions of this evidence must, however, comply with Procedural Order No. 9.
31.	Day 5, p 1281, lines 1 to 22	<b>To be redacted.</b> (See reason given above, re: p 1276)	<b>Nothing to redact.</b> That all exchange control authorisation is in writing is pertinent to pleaded case. (See above, re: p 1276)	Denied. Any use by the parties in their future submissions of this evidence must, however, comply with Procedural Order No. 9.
32.	Day 5, p 1282, lines 1 to 10	<b>To be redacted.</b> (See reason given above, re: p 1276)	<b>Nothing to redact.</b> Claimants' request must be a mistake as this section is Mr Coleman's cross-examination.	Denied. Any use by the parties in their future submissions of this evidence must, however, comply with Procedural Order No. 9.
33.	Day 5, p 1327, lines 10 to 22	<b>To be redacted.</b> The redacted material concerns evidence as to whether or not the loans made by the von Pezolds to the Schofields ( <b>CC-959A</b> ) in 2003 trigger the Exchange Control Regulations. The Respondent has never pleaded that this loan breached the Exchange Control Regulations. Therefore this evidence should be excluded as it is beyond the pleadings as permitted by PO No.3, PO No.7, PO No. 8, and PO No.9.	<b>Nothing to be redacted.</b> During exploration of Organograms on which Claimants base their case, Claimants Heinrich and Schofield explained that Border interests were acquired by the obfuscated means of an un-repaid loan. This is important to consent and to whether the acquisition meets the "in accordance with Zimbabwe law" requirement. Respondent remains a defendant, replying to Claimants' case, not a claimant defining the scope of the debate. (see above re: 875)	Granted. The proposed redaction relates to argument ruled inadmissible by the terms of Procedural Order No. 9.

Item	Transcript Reference	Claimants' Redaction	Respondent's Observation	Tribunals' Decision
34.	Day 5, p 1328, lines 1 to 15; and line 22	<b>To be redacted.</b> (see reason given above re: p 1327)	<b>Nothing to be redacted.</b> The treatment of collateral is relevant (see above re: 875 and p 1327)	Granted. The proposed redaction relates to argument ruled inadmissible by the terms of Procedural Order No. 9.
35.	Day 5, p 1329, lines 1 to 5	<b>To be redacted.</b> (see reason given above re: p 1327)	<b>Nothing to be redacted.</b> A proper understanding of applicability of Zimbabwe Exchange Control regulation of collateral or guarantees, which create a claim on a Zimbabwe resident or a Zimbabwe transaction, is relevant to acquisition of Claimants' assets. (see above re: 875 and p 1327)	Granted. The proposed redaction relates to argument ruled inadmissible by the terms of Procedural Order No. 9.
36.	Day 5, p 1329, lines 8 to 22	<b>To be redacted.</b> This redaction is connected to objection to material starting at p 1276 (see above). The redacted material starting a p 1329 was not in response to any issue that arose in cross-examination, and is a further attempt to put questions to Mr Masiwa that were not within the scope of the evidence dealt with in his witness statement, which is not permitted (see ICSID's letter to the parties, dated 17 October 2013, paras 7 and 14, as reiterated by the President on the first day of the oral hearing – see Tr, D1, p 17).	<b>Nothing to be redacted.</b> A proper understanding that bringing foreign exchange into the country triggers Exchange Control regulation is relevant to whether and to what extent Claimants brought foreign exchange into the country to acquire their holdings. (see above re: 875 and p 1327)	Granted. The proposed redaction relates to argument ruled inadmissible by the terms of Procedural Order No. 9.
37.	Day 5, p 1330, lines 1 to 13	<b>To be redacted.</b> (see reason given above re: p 1329)	<b>Nothing to be redacted.</b> Claimants' witnesses Paul Paul and Prof. Chan stated during their oral testimony that they considered "foreign investment" to involve bringing foreign currency into the country. It is relevant that Mr Masiwa agrees with them and confirms that foreign currency that comes into the country must be recorded to establish an audit trail to prove that an investor brought foreign currency into the country. (see above re: 875 and p 1327)	Granted. The proposed redaction relates to argument ruled inadmissible by the terms of Procedural Order No. 9.