

**ARBITRATION UNDER THE RULES OF ARBITRATION OF THE  
INTERNATIONAL CHAMBER OF COMMERCE  
IN FORCE AS FROM 1 MARCH 2017**

**CASE NO. 25334/JPA/AJP**

between

**the REPUBLIC OF MOZAMBIQUE (Mozambique) and the  
MOZAMBIQUE MINISTRY OF TRANSPORT AND  
COMMUNICATIONS (Mozambique)**

Claimants

and

**PATEL ENGINEERING LTD. (India)**

Respondent

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**PROCEDURAL ORDER NO. 14  
CORRIGENDUM**

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THE ARBITRAL TRIBUNAL

Eduardo Silva Romero (Co-arbitrator)  
Stephen P. Anway (Co-arbitrator)\*  
Jan Kleinheisterkamp (President)

ADMINISTRATIVE SECRETARY

Carolina Pitta e Cunha

25 November 2022

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\* Not concerned by this Corrigendum as he did not sign the Procedural Order No. 14.

### WHEREAS

- A. On 24 November 2022, the Arbitral Tribunal issued its Procedural Order No. 14 on the Claimants' application for an injunction, accompanied by the Dissent by Co-Arbitrator Stephen P. Anway, based on Article 33(1) of the Mozambican Arbitration Law in conjunction with Article 28(1) of the ICC Rules applicable in these proceedings.
- B. In the dispositive part (under Section III), the order to enjoin the Respondent omitted a clear formulation to clarify the provisional nature of the order so as to reflect the nature of its legal basis. The Arbitral Tribunal's intention was to enjoin the Respondent from pursuing the determination of any matters in dispute between the Parties arising out of the MOI in any other forum, even if only accessorially for the purpose of the adjudication of Treaty Claims until this Arbitral Tribunal has taken its decision on those matters.
- C. The dispositive part therefore needs to be corrected accordingly to reflect the temporary nature of the order.

### CORRIGENDUM

Based on the foregoing, the Arbitral Tribunal corrects paragraph 101(a) of Procedural Order No. 14 to read as follows:

- a) The Respondent is enjoined from pursuing the determination of any matters in dispute between the Parties arising out of the MOI in any other forum, even if only accessorially for the purpose of the adjudication of Treaty Claims, until this Arbitral Tribunal has taken its decision on those matters.

Place of Arbitration: Maputo, Mozambique

Date: 25 November 2022



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Jan Kleinheisterkamp  
Presiding Arbitrator

On behalf of the Arbitral Tribunal  
(without prejudice to the Dissent of Co-Arbitrator Stephen P. Anway)